

SHB 1259 - H AMD 318

By Representative Santos

WITHDRAWN 03/03/2021

1 Strike everything after the enacting clause and insert the
2 following:

3 **"Sec. 1.** RCW 39.19.020 and 2019 c 434 s 2 are each amended to
4 read as follows:

5 The definitions in this section apply throughout this chapter
6 unless the context clearly requires otherwise.

7 (1) "Advisory committee" means the advisory committee on minority
8 and women's business enterprises.

9 (2) "Broker" means a person that provides a bona fide service,
10 such as professional, technical, consultant, brokerage, or managerial
11 services and assistance in the procurement of essential personnel,
12 facilities, equipment, materials, or supplies required for
13 performance of a contract.

14 (3) "Contractor" means an individual or entity granted state
15 certification and awarded either a direct contract with an agency or
16 an indirect contract as a subcontractor to perform a service or
17 provide goods.

18 (4) "Debar" means to prohibit a contractor, individual, or other
19 entity from submitting a bid, having a bid considered, or entering
20 into a state contract during a specified period of time as set forth
21 in a debarment order.

22 (5) "Director" means the director of the office of minority and
23 women's business enterprises.

24 ((+5)) (6) "Educational institutions" means the state
25 universities, the regional universities, The Evergreen State College,
26 and the community colleges.

27 ((+6)) (7) "Goals" means annual overall agency goals, expressed
28 as a percentage of dollar volume, for participation by minority and
29 women-owned and controlled businesses and shall not be construed as a
30 minimum goal for any particular contract or for any particular
31 geographical area. It is the intent of this chapter that such overall

1 agency goals shall be achievable and shall be met on a contract-by-
2 contract or class-of-contract basis.

3 ~~((7))~~ (8) "Goods and/or services" includes professional
4 services and all other goods and services.

5 ~~((8))~~ (9) "Office" means the office of minority and women's
6 business enterprises.

7 ~~((9))~~ (10) "Person" includes one or more individuals,
8 partnerships, associations, organizations, corporations,
9 cooperatives, legal representatives, trustees and receivers, or any
10 group of persons.

11 ~~((10))~~ (11) "Procurement" means the purchase, lease, or rental
12 of any goods or services.

13 ~~((11))~~ (12) "Public works" means all work, construction,
14 highway and ferry construction, alteration, repair, or improvement
15 other than ordinary maintenance, which a state agency or educational
16 institution is authorized or required by law to undertake.

17 ~~((12))~~ (13) "State agency" includes the state of Washington and
18 all agencies, departments, offices, divisions, boards, commissions,
19 and correctional and other types of institutions.

20 **Sec. 2.** RCW 39.19.060 and 2019 c 434 s 3 are each amended to
21 read as follows:

22 (1) Each state agency and educational institution shall comply
23 with the annual goals established for that agency or institution
24 under this chapter for public works and procuring goods or services.
25 This chapter applies to all public works and procurement by state
26 agencies and educational institutions, including all contracts and
27 other procurement under chapters 28B.10, 39.04, 39.26, 43.19, and
28 47.28 RCW.

29 (2) Each state agency shall adopt a plan, developed in
30 consultation with the director and the advisory committee, to ensure
31 that minority and women-owned businesses are afforded the maximum
32 practicable opportunity to directly and meaningfully participate in
33 the execution of public contracts for public works and goods and
34 services. The plan shall include specific measures the agency will
35 undertake to increase the participation of certified minority and
36 women-owned businesses.

37 (3) Of all state agencies and educational institutions, the
38 office must annually identify those: (a) In the lowest quintile of
39 utilization of minority and women-owned contractors as a percentage

1 of all contracts issued by the agency; (b) in the lowest quintile of
2 the dollar value awarded to minority and women-owned contractors as a
3 percentage of the dollar value of all contracts issued by the agency;
4 and (c) that are performing significantly below their established
5 goals, as determined by the office. The office must meet with each
6 identified agency to review its plan and identify available tools and
7 actions for increasing participation.

8 (4) The office shall annually notify the governor, the state
9 auditor, and the joint legislative audit and review committee of all
10 agencies and educational institutions not in compliance with this
11 chapter.

12 **Sec. 3.** RCW 39.19.080 and 1987 c 328 s 5 are each amended to
13 read as follows:

14 ~~((1))~~ A person, firm, corporation, business, union, or other
15 organization shall not:

16 ~~((a))~~ (1) Prevent or interfere with a contractor's or
17 subcontractor's compliance with this chapter, or any rule adopted
18 under this chapter;

19 ~~((b))~~ (2) Submit false or fraudulent information to the state
20 concerning compliance with this chapter or any such rule;

21 ~~((c))~~ (3) Fraudulently obtain, retain, attempt to obtain or
22 retain, or aid another in fraudulently obtaining or retaining or
23 attempting to obtain or retain certification as a minority or women's
24 business enterprise for the purpose of this chapter;

25 ~~((d))~~ (4) Knowingly make a false statement, whether by
26 affidavit, verified statement, report, or other representation, to a
27 state official or employee for the purpose of influencing the
28 certification or denial of certification of any entity as a minority
29 or women's business enterprise;

30 ~~((e))~~ (5) Knowingly obstruct, impede, or attempt to obstruct or
31 impede any state official or employee who is investigating the
32 qualification of a business entity that has requested certification
33 as a minority or women's business enterprise;

34 ~~((f))~~ (6) Fraudulently obtain, attempt to obtain, or aid
35 another person in fraudulently obtaining or attempting to obtain
36 public moneys to which the person is not entitled under this chapter;
37 or

1 ~~((g))~~ (7) Knowingly make false statements that any entity is or
2 is not certified as a minority or women's business enterprise for
3 purposes of obtaining a contract governed by this chapter.

4 ~~((2) Any person or entity violating this chapter or any rule
5 adopted under this chapter shall be subject to the penalties in RCW
6 39.19.090. Nothing in this section prevents the state agency or
7 educational institution from pursuing such procedures or sanctions as
8 are otherwise provided by statute, rule, or contract provision.))~~

9 **Sec. 4.** RCW 39.19.090 and 1987 c 328 s 6 are each amended to
10 read as follows:

11 ~~((f))~~ (1)(a) Except as provided in (b) of this subsection, if a
12 person, firm, corporation, or business does not comply with any
13 provision of this chapter or with a contract requirement established
14 under this chapter, the state may ~~((withhold payment, debar the~~
15 ~~contractor, suspend, or terminate the contract and subject))~~ impose
16 one or more of the following penalties: Withholding payment,
17 decertifying the contractor, debarring the contractor, suspending or
18 terminating the contract, or subjecting the contractor to civil
19 penalties of up to ~~((ten))~~ 10 percent of the amount of the contract
20 or up to ~~((five thousand dollars))~~ \$5,000 for each violation. ~~((The~~
21 ~~office shall adopt, by rule, criteria for the imposition of penalties~~
22 ~~under this section. Wilful))~~

23 (b) If a person, firm, corporation, or business commits any of
24 the activities prohibited in RCW 39.19.080, the state must impose one
25 or more of the following penalties: Withholding payment, decertifying
26 the contractor, debarring the contractor for a period between one and
27 three years, terminating the contract, or subjecting the contractor
28 to civil penalties of between two and 10 percent of the amount of the
29 contract or between \$1 and \$5,000 for each violation.

30 (c) In addition to any other penalties imposed, willful repeated
31 violations, exceeding a single violation, ~~((may))~~ must disqualify the
32 contractor from further participation in state contracts for a period
33 of ~~((up to))~~ three years. A willful violation includes a conscious or
34 deliberate false statement, misrepresentation, omission, or
35 concealment of a material fact, with the specific intent of
36 obtaining, continuing, or increasing benefits under this chapter.

37 (2) An apparent low-bidder must be in compliance with the
38 contract provisions required under this chapter as a condition

1 precedent to the granting of a notice of award by any state agency or
2 educational institution.

3 (3) The office shall follow administrative procedures under
4 chapter 34.05 RCW in determining a violation and imposing penalties
5 under this chapter. The office shall adopt by rule criteria for the
6 imposition of penalties under this section. The rule may incorporate
7 the debarment process authorized for the department of enterprise
8 services in RCW 39.26.200.

9 (4) (a) An audit and review unit is established within the office
10 for the purpose of detecting and investigating fraud and violations
11 of this chapter. The office must employ qualified personnel for the
12 unit.

13 (b) For the purpose of any investigation or proceeding under this
14 chapter, the director or the director's designee may administer oaths
15 and affirmations, subpoena witnesses, compel their attendance, take
16 evidence, and require the production of any books, papers,
17 correspondence, memoranda, agreements, or other documents or records
18 that the director or the director's designee deems relevant or
19 material to the inquiry.

20 (c) Subpoenas issued under this section may be enforced under RCW
21 34.05.588.

22 (d) The audit and review unit must annually:

23 (i) Conduct a site review of a minimum of three percent of
24 persons, firms, corporations, or businesses awarded a contract under
25 this chapter;

26 (ii) Submit a response for all complaints for investigation made
27 by an external agency to the agency submitting the complaint;

28 (iii) Develop and implement a process for prioritizing and
29 conducting thorough investigations of persons, firms, corporations,
30 or businesses identified by an external complaint and determined to
31 be the highest priority for the agency; and

32 (iv) Develop and implement a process for prioritizing and
33 conducting thorough investigations of persons, firms, corporations,
34 or businesses internally identified and determined to be the highest
35 priority for the agency.

36 (5) The procedures and sanctions in this section are not
37 exclusive; nothing in this section prevents the state agency or
38 educational institution administering the contracts from pursuing
39 such procedures or sanctions as are otherwise provided by statute,
40 rule, or contract provision.

1 NEW SECTION. **Sec. 5.** A new section is added to chapter 39.19
2 RCW to read as follows:

3 (1) The director or director's designee may apply for and obtain
4 a superior court order approving and authorizing a subpoena in
5 advance of its issuance. The application may be made in the county
6 where the subpoenaed person resides or is found, or the county where
7 the subpoenaed documents, records, or evidence are located, or in
8 Thurston county. The application must:

9 (a) State that an order is sought under this section;

10 (b) Adequately specify the documents, records, evidence, or
11 testimony; and

12 (c) Include a declaration made under oath that an investigation
13 is being conducted for a lawfully authorized purpose related to an
14 investigation within the office's authority and that the subpoenaed
15 documents, records, evidence, or testimony are reasonably related to
16 an investigation within the office's authority.

17 (2) When an application under this section is made to the
18 satisfaction of the court, the court must issue an order approving
19 the subpoena. An order under this subsection constitutes authority of
20 law for the agency to subpoena the documents, records, evidence, or
21 testimony.

22 (3) The director or director's designee may seek approval and a
23 court may issue an order under this section without prior notice to
24 any person, including the person to whom the subpoena is directed and
25 the person who is the subject of an investigation. An application for
26 court approval is subject to the fee and process set forth in RCW
27 36.18.012(3).

28 **Sec. 6.** RCW 39.19.200 and 1993 c 195 s 1 are each amended to
29 read as follows:

30 The minority and women's business enterprises account is created
31 in the custody of the state treasurer. All receipts from RCW
32 39.19.210, 39.19.220, and 39.19.230 and civil penalties imposed under
33 RCW 39.19.090 shall be deposited in the account. Expenditures from
34 the account may be used only for the purposes defraying all or part
35 of the costs of the office in administering this chapter. Only the
36 director or the director's designee may authorize expenditures from
37 the account. Moneys in the account may be spent only after
38 appropriation.

1 **Sec. 7.** RCW 39.19.250 and 2019 c 434 s 4 are each amended to
2 read as follows:

3 (1) For the purpose of annual reporting on progress required by
4 (~~section 1 of this act~~) this chapter, each state agency and
5 educational institution shall submit data to the office and the
6 office of minority and women's business enterprises on the
7 participation by qualified minority and women-owned and controlled
8 businesses in the agency's or institution's contracts and other
9 related information requested by the director. The director of the
10 office of minority and women's business enterprises shall determine
11 the content and format of the data and the reporting schedule, which
12 must be at least annually.

13 (2) The office must develop and maintain a list of contact people
14 at each state agency and educational institution who are able to
15 present to hearings of the appropriate committees of the legislature
16 its progress in carrying out the purposes of chapter 39.19 RCW.

17 (3) The office must submit a report aggregating the data received
18 from each state agency and educational institution, and the
19 information identified and actions taken under RCW 39.19.060(3) and
20 39.19.090(4), to the legislature and the governor.

21 **Sec. 8.** RCW 39.04.155 and 2019 c 434 s 5 are each amended to
22 read as follows:

23 (1) This section provides uniform small works roster provisions
24 to award contracts for construction, building, renovation,
25 remodeling, alteration, repair, or improvement of real property that
26 may be used by state agencies and by any local government that is
27 expressly authorized to use these provisions. These provisions may be
28 used in lieu of other procedures to award contracts for such work
29 with an estimated cost of (~~three hundred fifty thousand dollars~~)
30 \$500,000 or less. The small works roster process includes the limited
31 public works process authorized under subsection (3) of this section
32 and any local government authorized to award contracts using the
33 small works roster process under this section may award contracts
34 using the limited public works process under subsection (3) of this
35 section.

36 (2) (a) A state agency or authorized local government may create a
37 single general small works roster, or may create a small works roster
38 for different specialties or categories of anticipated work. Where
39 applicable, small works rosters may make distinctions between

1 contractors based upon different geographic areas served by the
2 contractor. The small works roster or rosters shall consist of all
3 responsible contractors who have requested to be on the list, and
4 where required by law are properly licensed or registered to perform
5 such work in this state. A state agency or local government
6 establishing a small works roster or rosters may require eligible
7 contractors desiring to be placed on a roster or rosters to keep
8 current records of any applicable licenses, certifications,
9 registrations, bonding, insurance, or other appropriate matters on
10 file with the state agency or local government as a condition of
11 being placed on a roster or rosters. At least once a year, the state
12 agency or local government shall publish in a newspaper of general
13 circulation within the jurisdiction a notice of the existence of the
14 roster or rosters and solicit the names of contractors for such
15 roster or rosters. In addition, responsible contractors shall be
16 added to an appropriate roster or rosters at any time they submit a
17 written request and necessary records. Master contracts may be
18 required to be signed that become effective when a specific award is
19 made using a small works roster.

20 (b) A state agency establishing a small works roster or rosters
21 shall adopt rules implementing this subsection. A local government
22 establishing a small works roster or rosters shall adopt an ordinance
23 or resolution implementing this subsection. Procedures included in
24 rules adopted by the department of enterprise services in
25 implementing this subsection must be included in any rules providing
26 for a small works roster or rosters that is adopted by another state
27 agency, if the authority for that state agency to engage in these
28 activities has been delegated to it by the department of enterprise
29 services under chapter 43.19 RCW. An interlocal contract or agreement
30 between two or more state agencies or local governments establishing
31 a small works roster or rosters to be used by the parties to the
32 agreement or contract must clearly identify the lead entity that is
33 responsible for implementing the provisions of this subsection.

34 (c) Procedures shall be established for securing telephone,
35 written, or electronic quotations from contractors on the appropriate
36 small works roster to assure that a competitive price is established
37 and to award contracts to the lowest responsible bidder, as defined
38 in RCW 39.04.010. Invitations for quotations shall include an
39 estimate of the scope and nature of the work to be performed as well
40 as materials and equipment to be furnished. However, detailed plans

1 and specifications need not be included in the invitation. This
2 subsection does not eliminate other requirements for architectural or
3 engineering approvals as to quality and compliance with building
4 codes. Quotations may be invited from all appropriate contractors on
5 the appropriate small works roster. As an alternative, quotations may
6 be invited from at least five contractors on the appropriate small
7 works roster who have indicated the capability of performing the kind
8 of work being contracted, in a manner that will equitably distribute
9 the opportunity among the contractors on the appropriate roster.
10 However, if the estimated cost of the work is from (~~two hundred~~
11 ~~fifty thousand dollars~~) \$150,000 to (~~three hundred fifty thousand~~
12 ~~dollars~~) \$500,000, a state agency or local government that chooses
13 to solicit bids from less than all the appropriate contractors on the
14 appropriate small works roster must also notify the remaining
15 contractors on the appropriate small works roster that quotations on
16 the work are being sought. The government has the sole option of
17 determining whether this notice to the remaining contractors is made
18 by: (i) Publishing notice in a legal newspaper in general circulation
19 in the area where the work is to be done; (ii) mailing a notice to
20 these contractors; or (iii) sending a notice to these contractors by
21 facsimile or other electronic means. For purposes of this subsection
22 (2)(c), "equitably distribute" means that a state agency or local
23 government soliciting bids may not favor certain contractors on the
24 appropriate small works roster over other contractors on the
25 appropriate small works roster who perform similar services.

26 (d) A contract awarded from a small works roster under this
27 section need not be advertised.

28 (e) Immediately after an award is made, the bid quotations
29 obtained shall be recorded, open to public inspection, and available
30 by at least one of the following: Telephone or electronic request.

31 (f) For projects awarded under the small works roster process
32 established under this subsection, a state agency or authorized local
33 government may waive the retainage requirements of RCW
34 60.28.011(1)(a), thereby assuming the liability for contractor's
35 nonpayment of: (i) Laborers, mechanics, subcontractors,
36 materialpersons, and suppliers; and (ii) taxes, increases, and
37 penalties under Titles 50, 51, and 82 RCW that may be due from the
38 contractor for the project. However, the state agency or local
39 government has the right of recovery against the contractor for any
40 payments made on the contractor's behalf. Recovery of unpaid wages

1 and benefits are the first priority for actions filed against the
2 contract.

3 (3) (a) In lieu of awarding contracts under subsection (2) of this
4 section, a state agency or authorized local government may award a
5 contract for work, construction, alteration, repair, or improvement
6 projects estimated to cost less than (~~fifty thousand dollars~~)
7 \$150,000 using the limited public works process provided under this
8 subsection. Public works projects awarded under this subsection are
9 exempt from the other requirements of the small works roster process
10 provided under subsection (2) of this section and are exempt from the
11 requirement that contracts be awarded after advertisement as provided
12 under RCW 39.04.010.

13 (b) For limited public works projects, a state agency or
14 authorized local government shall solicit electronic or written
15 quotations from a minimum of three contractors from the appropriate
16 small works roster and shall award the contract to the lowest
17 responsible bidder as defined under RCW 39.04.010. After an award is
18 made, the quotations shall be open to public inspection and available
19 by electronic request. A state agency or authorized local government
20 must equitably distribute opportunities for limited public works
21 projects among contractors willing to perform in the geographic area
22 of the work. A state agency or authorized local government shall
23 maintain a list of the contractors contacted and the contracts
24 awarded during the previous (~~twenty-four~~) 24 months under the
25 limited public works process, including the name of the contractor,
26 the contractor's registration number, the amount of the contract, a
27 brief description of the type of work performed, and the date the
28 contract was awarded. For limited public works projects, a state
29 agency or authorized local government may waive the payment and
30 performance bond requirements of chapter 39.08 RCW and may waive the
31 retainage requirements of RCW 60.28.011(1)(a), thereby assuming the
32 liability for the contractor's nonpayment of laborers, mechanics,
33 subcontractors, materialpersons, suppliers, and taxes, increases, and
34 penalties imposed under Titles 50, 51, and 82 RCW that may be due
35 from the contractor for the limited public works project, however the
36 state agency or authorized local government shall have the right of
37 recovery against the contractor for any payments made on the
38 contractor's behalf.

39 (4) The breaking of any project into units or accomplishing any
40 projects by phases is prohibited if it is done for the purpose of

1 avoiding the maximum dollar amount of a contract that may be let
2 using the small works roster process or limited public works process.

3 (5) A state agency or authorized local government may use the
4 limited public works process in this section to solicit and award
5 small works roster contracts to minibusinesses and microbusinesses as
6 defined under RCW 39.26.010 that are registered contractors.

7 (6) The definitions in this subsection apply throughout this
8 section unless the context clearly requires otherwise.

9 (a) "Equitably distribute opportunities" means that a state
10 agency or authorized local government may not favor certain
11 contractors on the appropriate small works roster over other
12 contractors on the same roster who perform similar services.

13 (b) "State agency" means the department of enterprise services,
14 the state parks and recreation commission, the department of natural
15 resources, the department of fish and wildlife, the department of
16 transportation, any institution of higher education as defined under
17 RCW 28B.10.016, and any other state agency delegated authority by the
18 department of enterprise services to engage in construction,
19 building, renovation, remodeling, alteration, improvement, or repair
20 activities.

21 **Sec. 9.** RCW 53.08.120 and 2018 c 149 s 2 are each amended to
22 read as follows:

23 (1) All material and work required by a port district not meeting
24 the definition of public work in RCW 39.04.010(4) may be procured in
25 the open market or by contract and all work ordered may be done by
26 contract or day labor.

27 (2)(a) All such contracts for work meeting the definition of
28 "public work" in RCW 39.04.010(4), (~~the estimated cost of which~~
29 ~~exceeds three hundred thousand dollars,~~) shall be awarded using a
30 competitive bid process. The contract must be awarded at public
31 bidding upon notice published in a newspaper of general circulation
32 in the district at least thirteen days before the last date upon
33 which bids will be received, calling for bids upon the work, plans
34 and specifications for which shall then be on file in the office of
35 the commission for public inspection. The same notice may call for
36 bids on such work or material based upon plans and specifications
37 submitted by the bidder. The competitive bidding requirements for
38 purchases or public works may be waived pursuant to RCW 39.04.280 if

1 an exemption contained within that section applies to the purchase or
2 public work.

3 (b) For all contracts related to work meeting the definition of
4 "public work" in RCW 39.04.010(4) (~~that are estimated at three~~
5 ~~hundred thousand dollars or less~~), a port district may let contracts
6 using the small works roster process under RCW 39.04.155 in lieu of
7 advertising for bids. Whenever possible, the managing official shall
8 invite at least one proposal from a minority or woman-owned
9 contractor who shall otherwise qualify under this section.

10 When awarding such a contract for work, when utilizing proposals
11 from the small works roster, the managing official shall give weight
12 to the contractor submitting the lowest and best proposal, and
13 whenever it would not violate the public interest, such contracts
14 shall be distributed equally among contractors, including minority
15 contractors, on the small works roster.

16 (c) Any port district may construct any public work, as defined
17 in RCW 39.04.010, by contract without calling for bids whenever the
18 estimated cost of the work or improvement, including cost of
19 materials, supplies, and equipment, will not exceed the sum of forty
20 thousand dollars. A "public works project" means a complete project.
21 The restrictions in this subsection do not permit the division of the
22 project into units of work or classes of work to avoid calling for
23 bids. The port district managing official shall make his or her best
24 effort to reach out to qualified contractors, including certified
25 minority and woman-owned contractors.

26 (3)(a) A port district may procure public works with a unit
27 priced contract under this section or RCW 39.04.010(2) for the
28 purpose of completing anticipated types of work based on hourly rates
29 or unit pricing for one or more categories of work or trades.

30 (b) For the purposes of this section, unit priced contract means
31 a competitively bid contract in which public works are anticipated on
32 a recurring basis to meet the business or operational needs of a port
33 district, under which the contractor agrees to a fixed period
34 indefinite quantity delivery of work, at a defined unit price, for
35 each category of work.

36 (c) Unit priced contracts must be executed for an initial
37 contract term not to exceed three years, with the port district
38 having the option of extending or renewing the unit priced contract
39 for one additional year.

1 (d) Invitations for unit priced bids shall include, for purposes
2 of the bid evaluation, estimated quantities of the anticipated types
3 of work or trades, and specify how the port district will issue or
4 release work assignments, work orders, or task authorizations
5 pursuant to a unit priced contract for projects, tasks, or other work
6 based on the hourly rates or unit prices bid by the contractor.
7 Contracts must be awarded to the lowest responsible bidder as per RCW
8 39.04.010. Whenever possible, the port district must invite at least
9 one proposal from a minority or woman contractor who otherwise
10 qualifies under this section.

11 (e) Unit priced contractors shall pay prevailing wages for all
12 work that would otherwise be subject to the requirements of chapter
13 39.12 RCW. Prevailing wages for all work performed pursuant to each
14 work order must be the prevailing wage rates in effect at the
15 beginning date for each contract year. Unit priced contracts shall
16 have prevailing wage rates updated annually. Intents and affidavits
17 for prevailing wages paid shall be submitted annually for all work
18 completed within the previous twelve-month period of the unit priced
19 contract.

20 **Sec. 10.** RCW 87.03.436 and 2010 c 201 s 2 are each amended to
21 read as follows:

22 All contract projects, the estimated cost of which is less than
23 (~~three hundred thousand dollars~~) the dollar threshold established
24 in RCW 39.04.155, may be awarded using the small works roster process
25 under RCW 39.04.155.

26 NEW SECTION. **Sec. 11.** The following acts or parts of acts are
27 each repealed:

28 (1) RCW 39.19.100 (Enforcement by attorney general—Injunctive
29 relief) and 1987 c 328 s 12; and

30 (2) RCW 39.19.110 (Enforcement by attorney general—Investigative
31 powers) and 1987 c 328 s 13."

32 Correct the title.

EFFECT: (1) Increases the estimated project cost threshold to
\$500,000 for state agencies and authorized local governments to use
the small works roster process to award contracts.

(2) Provides that the estimated project cost range for state
agencies or authorized local governments to solicit bids from less

than the appropriate contractors on the appropriate small works roster is \$150,000 to \$500,000, rather than \$250,000 to \$350,000.

(3) Increases the estimated project cost threshold to \$150,000 for state agencies and authorized local governments to use the limited public works process to award contracts.

(4) Removes the \$300,000 estimated project cost threshold limitation for port districts to use the small works roster process.

(5) Adds a qualified woman-owned contractor to the contractors a port district managing official must invite for each proposal, whenever possible.

(6) Provides that the estimated project cost threshold for irrigation districts to use the small works roster process is the same estimated project cost threshold for state agencies or authorized local governments to use the small works roster process, rather than specifying a \$300,000 estimated project cost threshold for irrigation districts.

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