

SSB 5714 - S AMD 1374
By Senator Carlyle

ADOPTED 03/04/2022

1 On page 5, line 1, after "Sec. 6." insert "(1)"

2 On page 5, at the beginning of line 5, strike "(1)" and insert
3 "(a)"

4 On page 5, at the beginning of line 20, strike "(2)" and insert
5 "(b)"

6 On page 5, line 22, after "with" strike "subsection (1) of this
7 section" and insert "(a) of this subsection"

8 On page 5, at the beginning of line 25, strike "(3)" and insert
9 "(c)"

10 On page 5, after line 28, insert the following:

11 "(2)(a) The department of labor and industries must adopt
12 emergency and permanent rules to:

13 (i) Define and set minimum requirements for all labor standards
14 identified in subsection (1) of this section as well as documentation
15 requirements and a certification process. The certification process
16 and timeline must be designed to prevent undue delay to project
17 development; and

18 (ii) Set requirements for all good faith efforts under subsection
19 (1)(a) and (b) of this section. Requirements for all good faith
20 efforts must be designed to maximize the likelihood that the project
21 is completed with the standards, and include: Proactive outreach to
22 women, minority, and veteran-owned businesses; advertising in local
23 community publications and publications appropriate to identified
24 firms and with the office of minority and women's business
25 enterprises; participating in community job fairs, conferences, and
26 trade shows; and other measures.

27 (b) The standards for procurement from and contracts with women
28 or minority-owned businesses under subsection (1)(a) of this section
29 must include a requirement that the recipient of the deferral consult
30 with the office of minority and women's business enterprises to

1 develop a plan to meet the standards or good faith efforts. The
2 requirements for good faith efforts must include the office of
3 minority and women's business enterprises review to determine
4 compliance with the plan.

5 (c) The labor standard for procurement from and contracts with
6 veteran-owned businesses under subsection (1)(a) of this section must
7 include a requirement that the recipient of the deferral consult with
8 the department of veterans affairs to develop a plan to meet the
9 standards or good faith efforts. The requirements for good faith
10 efforts must include the department of veterans affairs review to
11 determine compliance with the plan.

12 (d) The department of labor and industries must consult with the
13 office of minority and women's business enterprises, the department
14 of veterans affairs, and the Washington apprenticeship and training
15 council in setting standards and good faith efforts."

EFFECT: Adds provisions requiring the Department of Labor and Industries (L&I) to adopt emergency and permanent rules to define and set minimum requirements for the tiered labor standards, which if complied with reduce the amount of state sales and use tax to be repaid. Requires L&I to also set requirements for good faith efforts under the 50 and 75 percent state sales and use tax reduction categories.

Directs L&I to consult with the Office of Minority and Women's Business Enterprises, Department of Veterans Affairs, and Washington Apprenticeship and Training Council in setting standards and good faith efforts.

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