

ESHB 1050 - S AMD 443

By Senator King

ADOPTED 04/20/2023

1 On page 1, at the beginning of line 15, strike "\$1,000,000" and
2 insert "\$2,000,000"

3 On page 1, line 16, after "apprentices." insert "For contracts
4 advertised for bid on or after July 1, 2026, for all public works
5 contracts awarded by a municipality estimated to cost \$1,500,000 or
6 more, all specifications must require that no less than 15 percent of
7 the labor hours be performed by apprentices. For contracts advertised
8 for bid on or after July 1, 2028, for all public works contracts
9 awarded by a municipality estimated to cost \$1,000,000 or more, all
10 specifications must require that no less than 15 percent of the labor
11 hours be performed by apprentices."

12 On page 4, line 36, after "(b)" insert "The department of labor
13 and industries and the municipal research and services center shall
14 provide training, information, and ongoing technical assistance to
15 municipalities in order to comply with apprenticeship utilization
16 requirements. Training must include, but not be limited to,
17 department of labor and industries reporting requirements, contract
18 administration including sample contract language, and best practices
19 on how a municipality's governing authority must adopt apprenticeship
20 guidelines, including procedures, rules, and instructions to ensure
21 compliance relating to a contractor that seeks a good faith waiver of
22 apprenticeship utilization requirements.

23 (c)"

24 On page 5, after line 33, insert the following:

25 "NEW SECTION. Sec. 2. (1) It is the intent of the legislature
26 that apprenticeship utilization requirements lead to increased on-
27 the-job training placements for construction apprentices and a
28 growing and diversified pool of labor in Washington. The department
29 of labor and industries must study and report on public works project
30 outcomes related to apprenticeship utilization requirements, access
31 to apprentices, and participation by small, women, minority, and

1 veteran-owned businesses. The study and report must include projects
2 completed between July 1, 2020, and June 30, 2025, as well as
3 projects in progress as of June 30, 2025, for in progress projects
4 that have available data. Municipal projects with a bid due date
5 before July 1, 2024, are not included in the study, except for data
6 provided under (e) of this subsection. At a minimum, the study and
7 report must:

8 (a) Delineate by project size and type of awarding entity,
9 including the department of transportation, school districts, four-
10 year institutions of higher education, and municipalities. Project
11 data identified in (b) of this subsection for municipalities, if any,
12 must be delineated by type of municipality;

13 (b) Include total project cost, total labor costs, the ratio of
14 labor costs to total costs, apprentice hours worked by craft and
15 percent of total hours worked, cost savings or increases from
16 utilizing apprentices, number of projects achieving and not achieving
17 apprentice utilization requirements, number of projects waiving
18 apprentice utilization requirements for good faith efforts or other
19 criteria deemed appropriate by the awarding agency with the reasons
20 for the waivers, and the number and percentages of women, minority,
21 and veteran-owned businesses as prime contractors or subcontractors
22 and whether they utilized apprentices;

23 (c) Include, by craft, the number and service area of
24 construction apprenticeship programs, the number of training agents,
25 and the number of construction apprentices;

26 (d) Identify the number of small, women, minority, and veteran-
27 owned businesses performing work on public works projects as a prime
28 contractor or subcontractor, and utilization of apprentices on those
29 projects, and provide information on how small, women, minority, and
30 veteran-owned businesses may access apprentices on public works
31 projects and examine any barriers to registered apprenticeship and
32 apprentices. The analysis should include project data and
33 consultation with the office of minority and women's business
34 enterprises and women, minority, and veteran-owned businesses;

35 (e) Identify and analyze existing applications of apprenticeship
36 utilization requirements by municipalities and for subcontractors
37 beyond requirements specified in RCW 39.04.320;

38 (f) Include recommendations and best practices for increasing
39 apprenticeship utilization and supporting women, minority, and
40 veteran-owned businesses in accessing apprentices; and

1 (g) Include recommendations and best practices for extending
2 apprenticeship utilization requirements to subcontractors.

3 (2) The report must be submitted to the office of financial
4 management, the senate labor and commerce committee, the house labor
5 and workplace standards committee, the house capital budget
6 committee, the house local government committee, the senate state
7 government and elections committee, and the senate local government,
8 land use, and tribal affairs committee, or their successor
9 committees, no later than December 1, 2025.

10 (3) This section expires December 1, 2026."

11 Renumber the remaining section consecutively and correct any
12 internal references accordingly.

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13 On page 1, line 2 of the title, after "39.04.320;" strike "and
14 providing an effective date" and insert "creating a new section;
15 providing an effective date; and providing an expiration date"

EFFECT: (1) Phases-in the apprenticeship utilization requirements
for municipalities, with the requirements applying to contracts of
more than \$2 million until July 1, 2026, contracts of more than \$1.5
million from July 1, 2026, until July 1, 2028, and contracts of more
than \$1 million after July 1, 2028.

(2) Requires L&I and the Municipal Research and Services Center
to provide training and technical assistance to municipalities to
comply with apprenticeship utilization requirements. Requires the
training to include reporting requirements, contract administration,
and best practices regarding adopting apprenticeship guidelines.

(3) Requires L&I to conduct a study on public works project
outcomes related to apprenticeship utilization requirements, access
to apprentices, and participation by small, women, minority, and
veteran-owned businesses. Specifies the types of data, analyses, and
recommendations the study must include. Requires the report to be
submitted to the Office of Financial Management and the Legislature
by December 1, 2025.

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