
SUBSTITUTE SENATE BILL 5405

State of Washington

53rd Legislature

1993 Regular Session

By Senate Committee on Education (originally sponsored by Senators Pelz, Oke, McAuliffe and Winsley)

Read first time 02/26/93.

1 AN ACT Relating to school district competitive bidding; and
2 amending RCW 28A.335.190.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 28A.335.190 and 1990 c 33 s 362 are each amended to
5 read as follows:

6 (1) When, in the opinion of the board of directors of any school
7 district, the cost of any furniture, supplies, equipment, building,
8 improvements, or repairs, or other work or purchases, except books,
9 will equal or exceed the sum of (~~twenty~~) thirty-five thousand
10 dollars, complete plans and specifications for such work or purchases
11 shall be prepared and notice by publication given in at least one
12 newspaper of general circulation within the district, once each week
13 for two consecutive weeks, of the intention to receive bids therefor
14 and that specifications and other information may be examined at the
15 office of the board or any other officially designated location:
16 PROVIDED, That the board without giving such notice may make
17 improvements or repairs to the property of the district through the
18 shop and repair department of such district when the total of such
19 improvements or repair does not exceed the sum of (~~seventy-five~~

1 hundred)) twenty thousand dollars. The cost of any public work,
2 improvement or repair for the purposes of this section shall be the
3 aggregate of all amounts to be paid for labor, material, and equipment
4 on one continuous or interrelated project where work is to be performed
5 simultaneously or in close sequence. The bids shall be in writing and
6 shall be opened and read in public on the date and in the place named
7 in the notice and after being opened shall be filed for public
8 inspection.

9 (2) Every purchase of furniture, equipment or supplies, except
10 books, the cost of which is estimated to be in excess of (~~seventy-five~~
11 ~~hundred~~) fifteen thousand dollars, shall be on a competitive basis.
12 The board of directors shall establish a procedure for securing
13 telephone and/or written quotations for such purchases. Whenever the
14 estimated cost is from (~~seventy-five hundred~~) fifteen thousand
15 dollars up to (~~twenty~~) thirty-five thousand dollars, the procedure
16 shall require quotations from at least three different sources to be
17 obtained in writing or by telephone, and recorded for public perusal.
18 Whenever the estimated cost is in excess of (~~twenty~~) thirty-five
19 thousand dollars, the public bidding process provided in subsection (1)
20 of this section shall be followed.

21 (3) Every building, improvement, repair or other public works
22 project, the cost of which is estimated to be in excess of (~~seventy-~~
23 ~~five hundred~~) twenty thousand dollars, shall be on a competitive bid
24 process. All such projects estimated to be less than (~~twenty~~)
25 thirty-five thousand dollars may be awarded to a contractor on the
26 small works roster. The small works roster shall be comprised of all
27 responsible contractors who have requested to be on the list. The
28 board of directors shall establish a procedure for securing telephone
29 and/or written quotations from the contractors on the small works
30 roster to assure establishment of a competitive price and for awarding
31 contracts to the lowest responsible bidder. Such procedure shall
32 require that a good faith effort be made to request quotations from all
33 contractors on the small works roster who have indicated the capability
34 of performing the kind of public works being contracted. Immediately
35 after an award is made, the bid quotations obtained shall be recorded,
36 open to public inspection, and available by telephone inquiry. The
37 small works roster shall be revised at least once each year by
38 publishing notice of such opportunity in at least one newspaper of
39 general circulation in the district. Responsible contractors shall be

1 added to the list at any time they submit a written request. Whenever
2 the estimated cost of a public works project is (~~twenty~~) thirty-five
3 thousand dollars or more, the public bidding process provided in
4 subsection (1) of this section shall be followed.

5 (4) The contract for the work or purchase shall be awarded to the
6 lowest responsible bidder as defined in RCW 43.19.1911 but the board
7 may by resolution reject any and all bids and make further calls for
8 bids in the same manner as the original call. On any work or purchase
9 the board shall provide bidding information to any qualified bidder or
10 the bidder's agent, requesting it in person.

11 (5) In the event of any emergency when the public interest or
12 property of the district would suffer material injury or damage by
13 delay, upon resolution of the board declaring the existence of such an
14 emergency and reciting the facts constituting the same, the board may
15 waive the requirements of this section with reference to any purchase
16 or contract: PROVIDED, That an "emergency", for the purposes of this
17 section, means a condition likely to result in immediate physical
18 injury to persons or to property of the school district in the absence
19 of prompt remedial action.

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