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HOUSE BILL 2689

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State of Washington                      55th Legislature                      1998 Regular Session

By Representatives Kastama, Gombosky, Conway and Sullivan

Read first time 01/19/98. Referred to Committee on Capital Budget.

1            AN ACT Relating to public works contracts; and amending RCW  
2 39.04.020.

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

4            **Sec. 1.** RCW 39.04.020 and 1994 c 243 s 1 are each amended to read  
5 as follows:

6            (1) Whenever the state or any municipality (~~shall~~) determines  
7 that any public work is necessary to be done, it shall cause plans,  
8 specifications, or both (~~thereof~~), and an estimate of the cost of  
9 such work, to be made and filed in the office of the director,  
10 supervisor, commissioner, trustee, board, or agency having by law the  
11 authority to require such work to be done. The plans, specifications,  
12 and estimates of cost shall be approved by the director, supervisor,  
13 commissioner, trustee, board, or agency and the original draft or a  
14 certified copy filed in such office before further action is taken.

15            (2) All plans or specifications, or both, required under subsection  
16 (1) of this section shall contain a requirement that public works  
17 projects that require prefabricated components must have the  
18 prefabricated components made in the boundaries of the United States of  
19 America, except that equipment furnished by the state and components,

1 products, and systems that are standard manufactured items are not  
2 subject to the made in the United States of America construction  
3 requirement under this subsection. As used in this subsection,  
4 "prefabricated components" means either structural or supportive  
5 systems, the integral parts of which have been built up or assembled  
6 prior to incorporation in the public works project.

7 (3) If the state or such municipality (~~shall~~) determines that it  
8 is necessary or advisable that such work (~~shall~~) be executed by any  
9 means or method other than by contract or by a small works roster  
10 process, and it (~~shall~~) appears by such estimate that the probable  
11 cost of executing such work will exceed the sum of twenty-five thousand  
12 dollars, then the state or such municipality shall at least fifteen  
13 days before beginning work cause such estimate, together with a  
14 description of the work, to be published at least once in a legal  
15 newspaper of general circulation published in or as near as possible to  
16 that part of the county in which such work is to be done. When any  
17 emergency (~~shall~~) requires the immediate execution of such public  
18 work, upon a finding of the existence of such emergency by the  
19 authority having power to direct such public work to be done and duly  
20 entered of record, publication of description and estimate may be made  
21 within seven days after the commencement of the work.

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