

CERTIFICATION OF ENROLLMENT

ENGROSSED HOUSE BILL 1087

61st Legislature
2009 Regular Session

Passed by the House April 18, 2009
Yeas 85 Nays 12

Speaker of the House of Representatives

Passed by the Senate April 13, 2009
Yeas 40 Nays 6

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED HOUSE BILL 1087** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

ENGROSSED HOUSE BILL 1087

AS AMENDED BY THE SENATE

Passed Legislature - 2009 Regular Session

State of Washington 61st Legislature 2009 Regular Session

By Representatives Kenney, Pettigrew, Hasegawa, Darneille, Chase, Nelson, Sullivan, Dickerson, Hudgins, White, and Upthegrove

Prefiled 01/08/09. Read first time 01/12/09. Referred to Committee on Community & Economic Development & Trade.

1 AN ACT Relating to improving the effectiveness of the office of
2 minority and women's business enterprises; amending RCW 39.19.041; and
3 adding new sections to chapter 43.41 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.41 RCW
6 to read as follows:

7 (1) The office shall, in consultation with the office of minority
8 and women's business enterprises and any advisory committee, develop a
9 strategic plan to improve the effectiveness of all state agencies in
10 carrying out the purposes of chapter 39.19 RCW, including assisting
11 small minority and women's business enterprises in competing for and
12 receiving state contracts and otherwise succeeding in this state. The
13 plan must be updated at least annually and must include timelines and,
14 at a minimum, strategies to:

15 (a) Facilitate communication with and among minority and women's
16 business enterprises on contracting with the state, including providing
17 for a central depository of information accessible to small businesses
18 and to individual contracting agencies and officers;

1 (b) Increase the effectiveness of existing outreach from the office
2 of minority and women's business enterprises to small businesses,
3 including publicizing the value of certification under chapter 39.19
4 RCW, and increase outreach by individual agencies;

5 (c) Streamline the statewide certification process under chapter
6 39.19 RCW;

7 (d) Focus technical assistance to small businesses and certified
8 firms;

9 (e) Provide an effective training program to contracting officers
10 at all state agencies on the certification process in chapter 39.19 RCW
11 and ways to increase the role of minority and women-owned businesses in
12 state contracting;

13 (f) Address barriers to inclusion of certified firms in the state
14 procurement process;

15 (g) Increase selection of firms certified under chapter 39.19 RCW
16 as prime contractors and subcontractors in contracts awarded by state
17 agencies and educational institutions; and

18 (h) Develop accountability measures to use in reporting progress by
19 state agencies and educational institutions in achieving the purposes
20 of this chapter.

21 (2) The office must report on the strategic plan and its assessment
22 of progress to the governor and the appropriate committees of the
23 legislature, with a preliminary report by September 1, 2009, and annual
24 reports beginning December 1, 2009. The report must include relevant
25 fiscal information.

26 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.41 RCW
27 to read as follows:

28 (1) For the purpose of annual reporting on progress required by
29 section 1 of this act, each state agency and educational institution
30 shall submit data to the office and the office of minority and women's
31 business enterprises on the participation by qualified minority and
32 women-owned and controlled businesses in the agency's or institution's
33 contracts and other related information requested by the director. The
34 director of the office of minority and women's business enterprises
35 shall determine the content and format of the data and the reporting
36 schedule, which must be at least annually.

1 (2) The office must develop and maintain a list of contact people
2 at each state agency and educational institution that is able to
3 present to hearings of the appropriate committees of the legislature
4 its progress in carrying out the purposes of chapter 39.19 RCW.

5 (3) The office must submit a report aggregating the data received
6 from each state agency and educational institution to the legislature
7 and the governor.

8 **Sec. 3.** RCW 39.19.041 and 1995 c 269 s 1302 are each amended to
9 read as follows:

10 (1) The director may establish ((ad hoc advisory committees, as
11 necessary,)) advisory committees on various aspects of minority and
12 women's business enterprises on an ad hoc basis to assist in the
13 development of policies to carry out the purposes of this chapter and
14 to provide the director with policy advice on current issues.

15 (2) The advisory committees may meet as often as necessary.

16 (3) Advisory committee membership:

17 (a) Must be as diverse and representative as possible of businesses
18 certified under this chapter unless such a requirement would reduce the
19 number of members with relevant knowledge and experience;

20 (b) Should include organizations that represent minority and women-
21 owned businesses;

22 (c) Should reflect statewide geographic distribution of small
23 businesses; and

24 (d) May include nonvoting representatives of state and local
25 government.

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