

WAC 468-17-100 Good faith efforts. The efforts employed by the prime contractor, design-builder, or consultant should be commercially reasonable and should demonstrate that they are actively and aggressively trying to fulfill the established small and veteran business goals. Mere pro forma efforts are not commensurate with good faith efforts. Actions that may be considered as part of good faith efforts to achieve small and veteran business goals include, but are not limited to:

(1) Identification of interested small and veteran-owned firms that have the capability to perform the work of the contract;

(2) Providing reasonable time for PWSBE or VOB to fully and meaningfully respond to bid solicitations, that includes providing adequate information about the plans, specifications, and requirements of the contract along with timely responses to subcontractor inquiries and proposals;

(3) Apportioning contract work items into economically feasible units to facilitate PWSBE or VOB participation and where possible, establishing flexible time frames for performance to encourage participation;

(4) Effectively using the services of available veteran and small business community organizations, contractors' groups, local and state support offices, and other organizations in the recruitment and placement of targeted firms;

(5) Adequately researching interested subcontractors and their capabilities before rejecting their proposals;

(6) Not relying on price alone in the selection of subcontractors and considering reasonable quotes from PWSBE or VOB, even if other quotes are less expensive.

[Statutory Authority: Chapter 39.19 RCW and RCW 47.28.030(3). WSR 24-20-080, s 468-17-100, filed 9/27/24, effective 10/28/24. Statutory Authority: RCW 39.04.155, 43.19.727, 47.01.101, and 47.28.030. WSR 19-12-026, § 468-17-100, filed 5/29/19, effective 6/29/19.]