
SECOND SUBSTITUTE HOUSE BILL 1457

State of Washington

53rd Legislature

1994 Regular Session

By House Committee on Education (originally sponsored by Representatives Peery, Dorn, Brough, Brumsickle, Chappell, Leonard, Jones, Pruitt, Ogden, Basich, Rayburn, Karahalios, G. Cole, Springer, Locke, Eide, Mastin, Cothorn, G. Fisher, Morris and H. Myers)

Read first time 01/28/94.

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

1 fifteen thousand dollars if more than one craft or trade is involved
2 with the school district improvement or repair, or ten thousand dollars
3 if a single craft or trade is involved with the school district
4 improvement or repair. The restriction in this subsection does not
5 permit the division of the project into units of work or classes of
6 work to avoid the restriction on work that may be performed by
7 employees on a single project. The cost of any public work,
8 improvement or repair for the purposes of this section shall be the
9 aggregate of all amounts to be paid for labor, material, and equipment
10 on one continuous or interrelated project where work is to be performed
11 simultaneously or in close sequence. The bids shall be in writing and
12 shall be opened and read in public on the date and in the place named
13 in the notice and after being opened shall be filed for public
14 inspection.

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

27 (3) Every building, improvement, repair or other public works
28 project, the cost of which is estimated to be in excess of (~~seventy-~~
29 ~~five hundred dollars, shall be on a competitive bid process~~) fifteen
30 thousand dollars if more than one craft or trade is involved with the
31 school district improvement or repair, or ten thousand dollars if a
32 single craft or trade is involved with the school district improvement
33 or repair, shall be on a competitive basis. The restriction in this
34 subsection does not permit the division of the project into units of
35 work or classes of work to avoid the restriction on work that may be
36 performed by employees on a single project. All such projects
37 estimated to be less than (~~twenty~~) fifty thousand dollars may be
38 awarded to a contractor on the small works roster. The small works
39 roster shall be comprised of all responsible contractors who have

1 requested to be on the list. The board of directors shall establish a
2 procedure for securing telephone and/or written quotations from the
3 contractors on the small works roster to assure establishment of a
4 competitive price and for awarding contracts to the lowest responsible
5 bidder. Such procedure shall require that a good faith effort be made
6 to request quotations from all contractors on the small works roster
7 who have indicated the capability of performing the kind of public
8 works being contracted. Immediately after an award is made, the bid
9 quotations obtained shall be recorded, open to public inspection, and
10 available by telephone inquiry. The small works roster shall be
11 revised at least once each year by publishing notice of such
12 opportunity in at least one newspaper of general circulation in the
13 district. Responsible contractors shall be added to the list at any
14 time they submit a written request. Whenever the estimated cost of a
15 public works project is (~~twenty~~) fifty thousand dollars or more, the
16 public bidding process provided in subsection (1) of this section shall
17 be followed.

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

24 (5) In the event of any emergency when the public interest or
25 property of the district would suffer material injury or damage by
26 delay, upon resolution of the board declaring the existence of such an
27 emergency and reciting the facts constituting the same, the board may
28 waive the requirements of this section with reference to any purchase
29 or contract: PROVIDED, That an "emergency", for the purposes of this
30 section, means a condition likely to result in immediate physical
31 injury to persons or to property of the school district in the absence
32 of prompt remedial action.

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