

SCR 8407 - S AMD 674

By Senators Kohl-Welles and Shin

ADOPTED 4/23/05

1 Strike everything after "WHEREAS," on page 1, line 1, and insert
2 the following:

3 "There is concern about state contracts performed, in whole or in
4 part, outside the United States and its impacts on Washington's
5 economy, including its agricultural, manufacturing, and technology
6 sectors; and

7 WHEREAS, there is also concern about contracts entered into by
8 state agencies which are performed, in whole or in part, outside the
9 United States; and

10 WHEREAS, business, labor, and government leaders recognize that an
11 objective and thorough study of the impact on Washington's economy of
12 state agency contracts that are performed in whole or in part outside
13 the United States is needed; and

14 NOW, THEREFORE, BE IT RESOLVED, By the Senate of the state of
15 Washington, the House of Representatives concurring, That a study of
16 state contracts performed, in whole or in part, outside the United
17 States and its impacts on Washington's economy be conducted.

18 BE IT FURTHER RESOLVED, That the study include, but not be limited
19 to, an evaluation of the following:

20 (1)(a) The extent to which the performance of state agency
21 contracts in whole or in part in other countries, foreign investment,
22 and export markets result in the creation or loss of family-wage or
23 other jobs in Washington;

24 (b) The degree to which the performance of state contracts in whole
25 or in part outside the United States helps Washington's economy and its
26 companies remain competitive globally; and

27 (c) The extent to which state agency contracts being performed in
28 whole or in part in other countries creates a need for adjustment
29 assistance and retraining programs to ensure that Washington's business
30 climate, its employers, and its workers remain competitive globally.

1 (2)(a) The degree to which state contracts, and any subcontracts
2 under such contracts, are being performed at locations outside the
3 United States;

4 (b) The extent to which state contracts performed at locations
5 outside the United States involve a risk of unauthorized use or
6 disclosure of personal information as well as a review of applicable
7 Washington state and federal laws regarding the privacy of personal
8 information;

9 (c) Subject to available funding, the economic costs and benefits
10 of awarding state contracts, and any subcontracts under such contracts,
11 to Washington companies;

12 (d) The applicability of international trade agreements and federal
13 law to state procurement policies; and

14 (e) The extent to which legislative authority over state
15 procurement is adequately protected, including the ability of state
16 agencies to adequately supervise the performance of contracts when all
17 or a portion of the work is performed in a country other than the
18 United States.

19 BE IT FURTHER RESOLVED, That the study be conducted by a joint task
20 force of the Senate and the House of Representatives consisting of the
21 following: Two representatives to be appointed by the Speaker of the
22 House of Representatives, two representatives to be appointed by the
23 minority leader of the House of Representatives, two senators to be
24 appointed by the majority leader of the Senate, and two senators to be
25 appointed by the minority leader of the Senate; and

26 BE IT FURTHER RESOLVED, That the joint task force on state
27 contracts performed, in whole or in part, outside the United States
28 consult with and be advised and monitored by an advisory committee
29 consisting of eight members: Three members representing labor,
30 appointed jointly by the President of the Senate and the Speaker of the
31 House of Representatives, from a list of names recommended by a
32 statewide organization representing a cross-section of organized labor
33 in the state; three members representing business, one of whom shall
34 represent small business, appointed jointly by the President of the
35 Senate and the Speaker of the House of Representatives, from a list of
36 names recommended by a statewide organization of employers representing
37 a cross-section of employers of the state; one member representing the
38 office of the Washington state trade representative; and one member
39 representing the public; and

1 BE IT FURTHER RESOLVED, That the findings and recommendations of
2 the joint task force on state contracts performed, in whole or in part,
3 outside the United States shall be reported to the legislature by
4 January 1, 2006."

5 **EFFECT:** Specifies that the study must evaluate:

- 6 - The extent to which the performance of state contracts outside
7 the United States, foreign investment, and export markets result in
8 the creation or loss of family-wage or other jobs;
- 9 - The degree to which the performance of contracts inside and
10 outside the U.S. helps Washington's economy and its companies
11 remain competitive globally; and
- 12 - The extent to which the performance of state agency contracts in
13 whole or in part outside the United States creates a need for
14 adjustment assistance and retraining programs to ensure that
15 Washington's business climate, its employers, and its workers
16 remain competitive globally.

17 Also specifies that the study must evaluate:

- 18 - The degree to which state contracts are being performed at
19 locations outside the U.S.;
- 20 - The extent to which state contracts performed at locations
21 outside the U.S. involve personal information;
- 22 - Subject to available funding, the economic benefit of awarding
23 state contracts to Washington companies;
- 24 - The applicability of international trade agreements and federal
25 law to state procurement policies; and
- 26 - The extent to which legislative authority over state procurement
27 is adequately protected.

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