
ENGROSSED SUBSTITUTE SENATE BILL 5263

State of Washington 65th Legislature 2017 Regular Session
By Senate Agriculture, Water, Trade & Economic Development
(originally sponsored by Senator Warnick)

READ FIRST TIME 02/15/17.

1 AN ACT Relating to procurement of seeds by state agencies; and
2 adding a new section to chapter 39.26 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 39.26
5 RCW to read as follows:

6 (1) When purchasing seed through a contract that is over two
7 thousand five hundred dollars in value, all agencies must require
8 suppliers of seed to ensure the identity and purity of the seed
9 through appropriate testing performed by the Washington state
10 department of agriculture or by any other agency authorized under the
11 laws of any state, territory, or possession that has standards and
12 procedures approved by the United States secretary of agriculture to
13 ensure the identity and purity of seed.

14 (2) All agency contracts for the purchase of seed over two
15 thousand five hundred dollars in value must include the agency's
16 expectations for the germination or viability of the seed as an
17 essential element of the supplier's performance under the terms of
18 the contract.

19 (3) For the purposes of this section, tree seed, seed of woody
20 species, and seed of aquatic species are not included.

1 (4) An agency may not structure what would naturally be one
2 contract for the purchase of seed into multiple contracts for the
3 purchase of seed for the purpose of avoiding the two thousand five
4 hundred dollar threshold in subsection (1) of this section.

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