

WSR 22-20-089

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF TRANSPORTATION**

[Filed October 4, 2022, 9:25 a.m.]

Subject of Possible Rule Making: The department is proposing to amend chapter 468-16 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 47.28.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 47.28.070 authorizes the department to receive a questionnaire and financial statement prior to authorizing a proposal to a bidder. This process of obtaining information to determine that the bidder is qualified is referred to as "prequalification" and follows the process outlined in chapter 468-16 WAC. Due to process changes associated with working from home, WAC needs to be revised to allow for electronic submittal of performance reports. Also, changes in the law have created revisions to the prime contractor performance report which is shown in WAC and need to be added to contractor suspension criteria.

Process for Developing New Rule: The Washington state department of transportation welcomes you to participate in the rule-making process. If you are interested, please contact the staff person identified below. When we file a proposal with the office of the code reviser you will be sent this proposal and given an opportunity to comment.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jenna Kemp, P.O. Box 47360, Olympia, WA 98504-7360, phone 360-888-7045, fax 360-705-6810, email kempj@wsdot.wa.gov, website <https://wsdot.wa.gov/business-wsdot/how-do-business-us/public-works-contracts>.

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