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**SUBSTITUTE HOUSE BILL 1245**

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**State of Washington                      52nd Legislature                      1991 Regular Session**

**By** House Committee on Commerce & Labor (originally sponsored by Representatives Heavey, Cole, R. King, Winsley, Jones, Prentice, O'Brien, R. Meyers and Ebersole).

Read first time February 19, 1991.

1            AN ACT Relating to public contracts; amending RCW 43.82.015; adding  
2 a new section to chapter 39.04 RCW; and creating a new section.

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

4            **Sec. 1.** RCW 43.82.015 and 1987 c 321 s 1 are each amended to read  
5 as follows:

6            State agencies shall not cause a facility of new construction to be  
7 built by a private party through a contract to rent, lease, or purchase  
8 ~~((at least eighty))~~ fifty percent or more of such facility for  
9 occupation by a state agency unless the agreement requires the  
10 contractor or developer to comply with the prevailing wage provisions  
11 of chapter 39.12 RCW. ~~((This section shall not apply to any  
12 construction project for which a call for competitive bids was made  
13 before July 26, 1987.))~~ If a state agency causes any part of a  
14 facility to be altered, repaired, or improved, except for ordinary  
15 maintenance, through a contract to rent, lease, or purchase that part

1 of the facility for occupation by a state agency, the agreement shall  
2 require the contractor or developer to comply with the prevailing wage  
3 provisions of chapter 39.12 RCW with respect to the alterations,  
4 repairs, or improvements.

5 NEW SECTION. Sec. 2. A new section is added to chapter 39.04 RCW  
6 to read as follows:

7 Municipalities shall not cause a facility of new construction to be  
8 built by a private party through a contract to rent, lease, or purchase  
9 fifty percent or more of such facility for occupation by a municipality  
10 unless the agreement requires the contractor or developer to comply  
11 with the prevailing wage provisions of chapter 39.12 RCW. If a  
12 municipality causes any part of a facility to be altered, repaired, or  
13 improved, except for ordinary maintenance, through a contract to rent,  
14 lease, or purchase that part of the facility for occupation by the  
15 municipality, the agreement shall require the contractor or developer  
16 to comply with the prevailing wage provisions of chapter 39.12 RCW with  
17 respect to the alterations, repairs, or improvements.

18 NEW SECTION. Sec. 3. This act shall not apply to any  
19 construction project for which a call for competitive bids was made  
20 before the effective date of this act.