
SENATE BILL 5405

State of Washington

53rd Legislature

1993 Regular Session

By Senators Pelz, Oke, McAuliffe and Winsley

Read first time 01/27/93. Referred to Committee on Education.

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 not
19 exceed the sum of (~~seventy-five hundred~~) thirty thousand dollars.

1 The cost of any public work, improvement or repair for the purposes of
2 this section shall be the aggregate of all amounts to be paid for
3 labor, material, and equipment on one continuous or interrelated
4 project where work is to be performed simultaneously or in close
5 sequence. The bids shall be in writing and shall be opened and read in
6 public on the date and in the place named in the notice and after being
7 opened shall be filed for public inspection.

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

20 (3) Every building, improvement, repair or other public works
21 project, the cost of which is estimated to be in excess of (~~seventy-~~
22 ~~five hundred~~) thirty thousand dollars, shall be on a competitive bid
23 process. All such projects estimated to be less than (~~twenty~~) fifty
24 thousand dollars may be awarded to a contractor on the small works
25 roster. The small works roster shall be comprised of all responsible
26 contractors who have requested to be on the list. The board of
27 directors shall establish a procedure for securing telephone and/or
28 written quotations from the contractors on the small works roster to
29 assure establishment of a competitive price and for awarding contracts
30 to the lowest responsible bidder. Such procedure shall require that a
31 good faith effort be made to request quotations from all contractors on
32 the small works roster who have indicated the capability of performing
33 the kind of public works being contracted. Immediately after an award
34 is made, the bid quotations obtained shall be recorded, open to public
35 inspection, and available by telephone inquiry. The small works roster
36 shall be revised at least once each year by publishing notice of such
37 opportunity in at least one newspaper of general circulation in the
38 district. Responsible contractors shall be added to the list at any
39 time they submit a written request. Whenever the estimated cost of a

1 public works project is (~~twenty~~) fifty thousand dollars or more, the
2 public bidding process provided in subsection (1) of this section shall
3 be followed.

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

10 (5) In the event of any emergency when the public interest or
11 property of the district would suffer material injury or damage by
12 delay, upon resolution of the board declaring the existence of such an
13 emergency and reciting the facts constituting the same, the board may
14 waive the requirements of this section with reference to any purchase
15 or contract: PROVIDED, That an "emergency", for the purposes of this
16 section, means a condition likely to result in immediate physical
17 injury to persons or to property of the school district in the absence
18 of prompt remedial action.

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