

---

SENATE BILL 5653

---

State of Washington

53rd Legislature

1993 Regular Session

By Senators Vognild, Winsley and Moore

Read first time 02/08/93. Referred to Committee on Labor & Commerce.

1 AN ACT Relating to the definition of public work; and amending RCW  
2 39.04.010.

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

4 **Sec. 1.** RCW 39.04.010 and 1989 c 363 s 5 are each amended to read  
5 as follows:

6 The term state shall include the state of Washington and all  
7 departments, supervisors, commissioners and agencies thereof.

8 The term municipality shall include every city, county, town,  
9 district or other public agency thereof which is authorized by law to  
10 require the execution of public work, except drainage districts, diking  
11 districts, diking and drainage improvement districts, drainage  
12 improvement districts, diking improvement districts, consolidated  
13 diking and drainage improvement districts, consolidated drainage  
14 improvement districts, consolidated diking improvement districts,  
15 irrigation districts or any such other districts as shall from time to  
16 time be authorized by law for the reclamation or development of waste  
17 or undeveloped lands.

18 The term public work shall include all work, construction,  
19 alteration, repair, or improvement other than ordinary maintenance,

1 executed at the cost of the state or of any municipality, or which is  
2 by law a lien or charge on any property therein(~~(, but nothing herein~~  
3 ~~shall apply to the construction, alteration, repair, or improvement of~~  
4 ~~any municipal street railway system)~~). All public works, including  
5 maintenance when performed by contract shall comply with the provisions  
6 of RCW 39.12.020.

7 The term contract shall mean a contract in writing for the  
8 execution of public work for a fixed or determinable amount duly  
9 awarded after advertisement and competitive bid. However, a contract  
10 which is awarded from a small works roster under the authority of RCW  
11 39.04.150, 35.22.620, 28B.10.355, 35.82.075, and 57.08.050 need not be  
12 advertised.

--- END ---