

SSB 5770 - S AMD 178
By Senator Shin

ADOPTED 03/12/2007

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 28B.10.350 and 2001 c 38 s 1 are each amended to read
4 as follows:

5 (1) When the cost to The Evergreen State College, any regional
6 university, or state university, of any building, construction,
7 renovation, remodeling, or demolition other than maintenance or repairs
8 will equal or exceed the sum of (~~thirty-five~~) fifty-five thousand
9 dollars, complete plans and specifications for such work shall be
10 prepared and such work shall be put out for public bids and the
11 contract shall be awarded to the lowest responsible bidder if in
12 accordance with the bid specifications: PROVIDED, That when the
13 estimated cost of such building, construction, renovation, remodeling,
14 or demolition equals or exceeds the sum of twenty-five thousand
15 dollars, such project shall be deemed a public works and "the
16 prevailing rate of wage," under chapter 39.12 RCW shall be applicable
17 thereto: PROVIDED FURTHER, That when such building, construction,
18 renovation, remodeling, or demolition involves one trade or craft area
19 and the estimated cost exceeds (~~fifteen~~) thirty-five thousand
20 dollars, complete plans and specifications for such work shall be
21 prepared and such work shall be put out for public bids, and the
22 contract shall be awarded to the lowest responsible bidder if in
23 accordance with the bid specifications. This subsection shall not
24 apply when a contract is awarded by the small works roster procedure
25 authorized in RCW 39.04.155 or under any other procedure authorized for
26 an institution of higher education.

27 (2) The Evergreen State College, any regional university, or state
28 university may require a project to be put to public bid even when it
29 is not required to do so under subsection (1) of this section.

1 (3) Where the estimated cost to The Evergreen State College, any
2 regional university, or state university, of any building,
3 construction, renovation, remodeling, or demolition is less than
4 twenty-five thousand dollars or the contract is awarded by the small
5 works roster procedure authorized in RCW 39.04.155, the publication
6 requirements of RCW 39.04.020 shall be inapplicable.

7 (4) In the event of any emergency when the public interest or
8 property of The Evergreen State College, regional university, or state
9 university would suffer material injury or damage by delay, the
10 president of such college or university may declare the existence of
11 such an emergency and reciting the facts constituting the same may
12 waive the requirements of this section with reference to any contract
13 in order to correct the condition causing the emergency: PROVIDED,
14 That an "emergency," for the purposes of this section, means a
15 condition likely to result in immediate physical injury to persons or
16 to property of such college or university in the absence of prompt
17 remedial action or a condition which immediately impairs the
18 institution's ability to perform its educational obligations.

19 **Sec. 2.** RCW 28B.50.330 and 1993 c 379 s 108 are each amended to
20 read as follows:

21 The boards of trustees of college districts are empowered in
22 accordance with the provisions of this chapter to provide for the
23 construction, reconstruction, erection, equipping, demolition, and
24 major alterations of buildings and other capital assets, and the
25 acquisition of sites, rights-of-way, easements, improvements, or
26 appurtenances for the use of the aforementioned colleges as authorized
27 by the college board in accordance with RCW 28B.50.140; to be financed
28 by bonds payable out of special funds from revenues hereafter derived
29 from income received from such facilities, gifts, bequests, or grants,
30 and such additional funds as the legislature may provide, and payable
31 out of a bond retirement fund to be established by the respective
32 district boards in accordance with rules and regulations of the state
33 board. With respect to building, improvements, or repairs, or other
34 work, where the estimated cost exceeds (~~twenty-five~~) fifty-five
35 thousand dollars, complete plans and specifications for such work shall
36 be prepared and such work shall be put out for public bids and the
37 contract shall be awarded to the lowest responsible bidder if in

1 accordance with the bid specifications: PROVIDED, That when such
2 building, construction, renovation, remodeling, or demolition involves
3 one trade or craft area and the estimated cost exceeds (~~ten~~) thirty-
4 five thousand dollars, complete plans and specifications for such work
5 shall be prepared and such work shall be put out for public bids, and
6 the contract shall be awarded to the lowest responsible bidder if in
7 accordance with the bid specifications. This subsection shall not
8 apply when a contract is awarded by the small works procedure as
9 authorized (~~in RCW 39.04.150~~) by state law: PROVIDED FURTHER, That
10 any project regardless of dollar amount may be put to public bid.

11 Where the estimated cost to any college of any building,
12 improvements, or repairs, or other work, is less than twenty-five
13 thousand dollars, the publication requirements of RCW 39.04.020 shall
14 be inapplicable."

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15 On page 1, line 2 of the title, after "education;" strike the
16 remainder of the title and insert "and amending RCW 28B.10.350 and
17 28B.50.330."

EFFECT: The threshold monetary values for determining whether
building, construction, renovation, remodeling, or demolition must be
put out for bid, are changed from \$70,000 to \$55,000 generally and from
\$50,000 to \$35,000 if the work involves one trade or craft area.

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