

Capital Projects Advisory Review Board
BE\DBI Committee Review of Rep. Pollet's Draft Bill
10/29/2021

The BE/DBI Committee was asked to provide a response to the Pollet bill dated September 17, 2021. The BE/DBI Committee held a special meeting on October 29, 2021 at 9:00 and provide CPARB with the following thoughts.

The committee approached the bill through the CPARB Local Government Committee recommendations and found that the provisions of the bill fell into three categories:

1. Those provisions of the Pollet bill which align with CPARB Local Government Committee recommendations, approved by CPARB:
 - Bring Ports and Irrigation District statutes into alignment with the SWR Statute with the intent that they no longer have different thresholds.
 - The Pollet bill includes a method to implement an inflation threshold for the SWR.
 - Include a mechanism to fund training for businesses and public owners.
2. We appreciate the effort by Rep. Pollet to include additional provisions, but more time is needed to develop consensus around the following:
 - a. Those provisions which aligned in concept with the CPARB Local Government Committee recommendations but require further discussion:
 - CPARB recommended that a definition of small business be created. While the Pollet bill attempts to address the need for definition of small business, there may need to be further comment around the definitions as written and careful crafting of the potentially conflicting RCW references within the proposed language.
 - Another item that while in alignment with the CPARB recommendations, but as crafted in the bill does not meet consensus is the Performance and Retainage Exemptions provisions. The CPARB recommendation was 5K while the proposed bill includes 10K.
 - b. The following items were not discussed in the CPARB Local Government Committee recommendations:
 - Small Works Roster Threshold increase from 350K to 500K within the current legislation.
 - Notification of two small businesses.
 - Limiting individual contracts to a single contractor to 20%.
 - Certifications included and referenced within the legislation.
 - Agencies to post information at OMWBE to be eligible for grants.
3. CPARB also approved recommendations that were not included in the proposed legislation fell under the maintenance improvements category of recommendation.