

2023 Legislative Bill Activity – Week of 3/13/2023

[Legislative Committee Sign In](#)

Bill Number	Title (& short summary)	Sponsor	Current Bill Status
CPARB SPONSORED BILLS, SUPPORTED BILLS OR REQUESTING ACTIVITY			
2SSB 5268 Companion HB 1306 (Dead)	Addressing equity and efficiencies in public works procurement including modifying small works roster requirements. <ul style="list-style-type: none"> Modifies small works roster requirements to address equity and efficiencies in public works procurement. Updates and revises the small and limited works roster process to increase administrative efficiency. Requires the Office of Minority and Women's Business Enterprises to adopt rules governing a public works small business certification plan. Removes the requirement for the Department of Enterprise Services to survey and which states provide a bidding preference on public works contracts for their resident contractors. Requires the Capital Projects Advisory Review Board (CPARB) to review construction cost escalation data for Washington State. Requires CPARB to make recommendations to the appropriate committees of the Legislature on adjustments to existing contracting thresholds. 	Sen Hasegawa & Warnick, Hunt, Keiser, Kuderer, Nguyen, Nobles, Saldaña, Valdez, Wagoner, Wilson, C.	3/17 Exec Session; H Inn., Comm & Econ Dev @ 10:30 am 3/14 Public Hearing; H Inn., Comm & Econ Dev @ 10:30 am 3/6 2 nd Sub; Rules Suspended; 3 rd Read; Passed 2/22 Passed to Rules for 2 nd Reading 2/20 Exec Session; Sen Ways & Means; 2nd Sub Pass 2/9 Public Hearing - Sen Ways & Means 1/30 Referred to Ways & Means 1/27 Exec Session St Gov & Elec – Sub PASS & Referred to Ways & Means 1/20 Public Hearing St Gov & Elec 1/11 1 st Read; Referred to St Gov & Elections
BILLS OF INTEREST – ACTIVE (changes highlighted)			
ESHB 1050	Expanding apprenticeship utilization requirements. Expanding apprenticeship utilization requirements; amending RCW 39.04.320; and providing an effective date. <ul style="list-style-type: none"> Requires public works contracts awarded by a municipality that cost more than \$1 million to include specifications that no less than 15 percent of the labor hours be performed by apprentices. Requires subcontracts of public works contracts with an initial subcontract price of \$350,000 or more to include specifications that no less than 15 percent of the labor hours be performed by apprentices. Requires municipalities to monitor and report their apprentice utilization hours by contractor and subcontractor. Section 1 takes effect July 1, 2024. 	Riccelli, Berry, Simmons, Ryu, Goodman, Reed, Ramel, Lekanoff, Pollet, Street, Doglio, Donaghy, Wylie, Santos, Ormsby, Fosse	3/13 Public Hearing S Labor & Comm @ 10:30 am 3/6 1 st Read; Referred to S Labor & Commerce 2/28 1 st Sub w/Floor Amend; Rules Suspended. Placed on 3 rd Read. Passed. 2/27 Rules Relieved; Placed on 2 nd Read. 2/22 Referred to Rules 2 Review 2/20 Exec Session; H Cap Budget Comm; Sub Pass 1/19 Public Hearing House Cap Budget Committee 1/9 1 st Read; Referred to Cap Budget Comm
ESHB 1282 Companion SSB 5322 (Dead)	Requiring environmental and labor reporting for public building construction and renovation material. <ul style="list-style-type: none"> Requires firms selected by state agencies and institutions of higher education for large construction or building renovation contracts to report Environmental Product Declarations, Health Product Declarations, working conditions, and other data. Directs the Department of Commerce to continue development of a public database for reported data. Establishes a technical work group. 	Duerr, Hackney, Berry, Ramel, Doglio, Reed, Pollet	3/15 Public Hearing S Env, Energy & Tech @ 8:00 am 3/10 1 st Read; Referred to S Env, Energy & Tech. 3/8 1 st Sub Floor Amend; Rules Suspended, 3 rd Read Passed 3/2 Rules Relieved; Placed on 2 nd Read. 2/17 Referred to Rules 2 Review 2/16 Exec Session H Capital Budget Sub Pass 2/2 Public Hearing in H Capital Budget 1/13 1 st read; referred to Capital Budget
SB 5088 Companion HB 1309 (Dead)	Adding references to contractor registration and licensing laws in workers' compensation, public works, and prevailing wage statutes. Adds cross-references to plumbing, electrical, and elevator contractor licensing laws to existing workers' compensation, public works, and prevailing wage statutes.	Keiser, King	2/24 First Read H Ref to Labor & Wkpl Standards 2/22 Rules suspended. Placed on 3 rd Reading; Passed 2/1 Placed on 2 nd Read by Rules Committee 1/18 Passed to Rules Comm for 2 nd Read. 1/17 Exec Action Sen.Labor & Comm - Pass 1/12 Public Hearing Sen.Labor & Comm 1/9 1 st Read; Referred to Labor & Commerce

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ESSB 5726	Concerning the prevailing wages and sick leave benefits for construction workers. <ul style="list-style-type: none"> Requires the industrial statistician, when there is more than one collective bargaining agreement in a county, to determine the prevailing wage using the rate that represents the majority of workers, laborers, or mechanics under those agreements hours worked from those agreements, or, when a majority rate is not present, the rate representing the plurality of hours most workers, laborers, or mechanics. Provides that an interested party may contest appeal a determination by the industrial statistician to prove the actual rate used in the determination is not the rate representing the majority number or plurality of hours of workers, laborers, or mechanics. Requires, with some exceptions, public works contracts to specify that wages paid to workers will not be less than the latest prevailing wage rate in effect at the time the work is performed. 	King	3/6 1 st Read; Referred to H Labor & Wkpl Standards 3/2 1 st Sub w/Amends; Rules Suspended; Placed on 3 rd Read & Passed 2/22 Placed on 2 nd Read by Rules 2/16 Exec Session; S Labor & Comm Sub Passed ; Referred to Rules for 2nd Reading 2/14 Exec Session; S Labor & Comm @ 10:30 am 2/9 Public Hearing S Labor & Commerce 2/8 1 st Read; Referred to Labor & Commerce
DEAD BILLS			
HB 1099	Requiring certain wages in public works contracts to be at least the prevailing wage in effect when the work is performed. Requires public works contracts to specify that wages paid to workers will not be less than the latest prevailing wage rate in effect at the time the work is performed.	Berry, Ormsby, Goodman, Bateman, Reed, Pollet, Doglio, Simmons, Bronoske, Gregerson, Kloba, Santos, Riccelli, Fosse	2/16 Public Hearing H Cap Budget 1/24 Referred to Capital Budget 1/20 Exec Session House Labor & Wkpl Stds 1/11 Public Hearing House Labor & Wkpl Stds 1/9 1 st Read; Referred to Labor & Wkpl Standards
SHB 1306 Companion SB 5268 (Still Alive)	Addressing equity and efficiencies in public works procurement including modifying small works roster requirements. <ul style="list-style-type: none"> Modifies small-works roster procedures. Requires the Department of Commerce to create a statewide small-works roster by June 30, 2024. Requires the Office of Minority and Women's Business Enterprises to adopt rules governing a public works small business certification program. Requires the Capital Projects Advisory Review Board to periodically review construction cost escalation data, roster utilization, and other appropriate data and metrics, and make recommendations to the Legislature on adjustments to contracting thresholds. Requires the Department of Enterprise Services to develop and make available on its public-facing website templates for bid invitations, bidding, and contracting. 	Tharinger, Steele, Reed, Pollet, Leavitt	3/1 Rules Relieved. Placed on 2 nd Read. 2/24 Referred to Rules 2 Review 2/20 Exec Session; H Appropriations; Exe Action – Sub Passed 2/9 Public Hearing - H Appropriations 1/31 Referred to Appropriations. 1/27 Exec Session; House Comm & ED & Vets - Pass 1/24 Public Hearing; House Comm & ED & Vets 1/13 1 st Read; Referred to Comm & ED & Vets
HB 1309 Companion SB 5088 (Still Alive)	Adding references to contractor registration and licensing laws in workers' compensation, public works, and prevailing wage statutes. Adds cross-references to plumbing, electrical, and elevator contractor licensing laws to existing workers' compensation, public works, and prevailing wage statutes. <ul style="list-style-type: none"> Aligns certain provisions governing public works, prevailing wage, and workers' compensation with the current requirement to obtain specialty contractor licenses to perform types of work, making those provisions apply to plumbing contractors, electrical contractors, and elevator contractors. 	Fosse, Cheney, Berry, Lekanoff, Waters, Ramel, Senn, Reed, Kloba, Hutchins	2/14 Referred to Rules 2 Review 2/10 Exec Session; H Labor & Wkpl Standards; Pass 1/24 Public Hearing; House Labor & Wkpl Standards 1/13 1 st Read; Referred to House Labor & Wkpl Standards Comm
SSB 5133	Modifying the responsible bidder criteria for public works projects. Modifying the responsible bidder criteria for public works projects; and amending RCW 39.04.350. <ul style="list-style-type: none"> Requires bidders to be listed as an active training agent on the Department of Labor and Industries (L&I) website to meet responsible bidder criteria. 	Keiser, Conway, Kuderer, Randall, Saldaña, Valdez	1/30 Referred to Ways & Means 1/27 Exec Session; SSt Govt & Elect – Sub Pass Referred to Ways & Means 1/20 Exec Session; SSt Govt & Elect 1/13 Public Hearing Sen St Gov & Elections 1/9 1 st Read; Referred to St Gov & Elections

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	<ul style="list-style-type: none"> • Adds language to ensure public works projects subject to the apprenticeship utilization requirements adhere to said requirements for the one-year period immediately preceding the date of the bid solicitation. • Requires bidders who have a demonstrated history of noncompliance with apprenticeship utilization requirements to submit an apprenticeship utilization plan to obtain contracts. • Requires all bidders at the time of bid submittal to have at least one designated person trained on public works and wages within the last three years. 		
SSB 5322 Companion To SHB 1282 (Still Alive)	Requiring environmental and labor reporting for public building construction and renovation material. <ul style="list-style-type: none"> • Requires a selected firm for a construction contract for a covered project larger than 100,000 gross square feet to submit specified environmental, manufacturer, and labor information to an awarding authority beginning July 1, 2024. • Requires a selected firm for a construction contract for a covered project to submit specified environmental, manufacturer, and labor information to an awarding authority beginning July 1, 2026. • Specifies the Department of Commerce (Commerce) must continue to develop and maintain the publicly available database funded by the 2021-2023 Omnibus Operating Appropriations Act. • Requires Commerce to convene a Buy Clean and Buy Fair Work Group by December 1, 2023. • Requires capital budget instructions, beginning with the 2025-2027 biennium, to include information informing awarding authorities of the requirements of this act. 	Wellman, Hasegawa, Keiser, Valdez, Wilson, C.	2/24 Exec Session; S Ways & Means 2/22 Public Hearing; S Ways & Means 2/13 Referred to Ways & Means 2/10 Exec Session; S Env, Energy & Tech; SUBSTITUTE – Pass 1/31 Public Hearing; Sen Env, Energy & Tech 1/30 Referred to Env, Energy & Tech 1/27 Exec Action; S St Govt & Elec refer to Env, Energy & Tech 1/12 1 st Read; referred to S St Govt & Elec
SB 5418	Expanding the definition of public work. Expands the definition of public work to include work supported in part or in whole by grants or loans of public dollars, or by tax deferral or reimbursement.	Conway, Keiser, Hasegawa, Kuderer, Saldaña, Frame, Trudeau, Hunt, Wilson, C.	2/17 Exec Session; S St Govt & Elections 2/10 Exec Session; S St Govt & Elections 2/7 Public Hearing; S St Govt & Elections 1/17 1 st Read; Referred to S St Govt & Elections
SB 5458	Concerning port districts public works contracting.	Kauffman, Kuderer, Lovelett, Wilson, C.	1/19 1 st read; Referred to Local Govt, Land use & Tribal Affairs
SSB 5684	Concerning small works rosters. <ul style="list-style-type: none"> • Defines small business to mean a business that is certified by the Office of Minority and Women's Business Enterprises (OMWBE). • Establishes uniform small works roster requirements, including authorization for a state agency or authorized local government to use a statewide small works roster to create and maintain one or more small works rosters for different specialties or geographic areas served by contractors on the roster. • Requires that at least once per year, each agency or authorized local government provide to OMWBE's directory of certified firms, and publish, a notice of the existence of the roster and solicit contractors for the roster. • Requires the Municipal Research and Services Center to develop a statewide small works roster by June 30, 2024, and develop criteria for the roster with collaboration from affected agencies. • Establishes uniform small works roster provisions to award contracts. 	Hasegawa	3/7 2 nd Read by Rules 2/24 Exec Session; S Ways & Means SUB Pass ; Referred to Rules for 2 nd Reading 2/20 Public Hearing; S Ways & Means 2/13 Referred to Ways & Means 2/10 Exec Session: S St Govt & Elections; PASS 2/7 Public Hearing; S St Govt & Elections 2/3 1 st Read; Referred to S St Govt & Elections