

**SB 5032** - H COMM AMD

By Committee on Capital Budget

1 On page 4, line 10, after "contracting" insert ", including state  
2 and federal laws, rules, and best practices concerning public  
3 contracting for minority, women, and veteran-owned businesses and  
4 small businesses,"

5 On page 4, line 25, after "~~procedures-))~~" insert "The board must  
6 reflect the gender, racial, ethnic, and geographic diversity of the  
7 state, including the interests of persons with disabilities."

8 On page 5, beginning on line 27, after "(11)" strike all material  
9 through "businesses" on line 30 and insert "~~((The board shall~~  
10 ~~encourage participation from persons and entities not represented on~~  
11 ~~the board))~~ The board shall provide opportunities for persons and  
12 entities not represented on the board to participate and provide  
13 insights on matters of interest to the board, particularly with  
14 respect to the experiences of minority, women, and veteran-owned  
15 businesses and small businesses"

16 On page 5, line 36, after "of and" strike "equity" and insert  
17 "equitable participation by disadvantaged business enterprises"

18 On page 6, at the beginning of line 2, strike "considerations"  
19 and insert "specific recommendations"

20 On page 6, at the beginning of line 12, strike "Subject to the  
21 board's capacity and funding, collect" and insert "Collect"

22 On page 6, line 27, after "work" insert "in meeting the purpose  
23 established in RCW 39.10.220(1)"

24 On page 6, beginning on line 38, after "balance" strike "among  
25 the industries and public owners on the board" and insert "~~((among~~  
26 ~~the industries and public owners on the board))~~ of public and private  
27 sector representatives of the board"

1 On page 7, beginning on line 18, after "shall" strike ", to the  
2 extent reasonably practicable,"

3 On page 9, line 7, after "encouraging" strike "small business  
4 participation" and insert "participation of small business entities  
5 and of minority, women, and veteran-owned businesses,"

6 On page 9, line 13, after "projects," strike "small business  
7 entity participation" and insert "participation of small business  
8 entities and of minority, women, and veteran-owned businesses"

9 On page 10, line 11, after "Evaluation factors" strike "may" and  
10 insert "~~((may))~~ must"

11 On page 10, line 13, after "entities" insert "and the inclusion  
12 plan for small business entities and disadvantaged business  
13 enterprises as subconsultants, subcontractors, and suppliers for the  
14 project"

15 On page 10, beginning on line 18, after "approach" strike all  
16 material through "project" on line 21 and insert "~~((design concept,~~  
17 ~~and the outreach plan to include small business entities and~~  
18 ~~disadvantaged business enterprises as subconsultants, subcontractors,~~  
19 ~~and suppliers for the project)) or the design concept"~~

20 On page 12, line 4, after "body" insert "and to the office of  
21 minority and women's business enterprises"

22 On page 15, line 14, after "(3)" strike "(a)" and insert  
23 "~~((a))~~"

24 Reletter the remaining subsections consecutively and correct any  
25 internal references accordingly.

26 On page 15, line 31, after "enterprises" strike ", to the extent  
27 permitted by law" and insert "and small business entities and the  
28 inclusion plan for small business entities and disadvantaged business  
29 enterprises as subconsultants, subcontractors, and suppliers for the  
30 project"

31 On page 15, at the beginning of line 32, strike all material  
32 through "law." on line 37 and insert "~~((b) An agency may also~~  
33 ~~consider the firm's outreach plan to include small business entities~~

1 and disadvantaged business enterprises, and the firm's past  
2 performance in the utilization of such firms as an evaluation  
3 factor.))"

4 On page 19, beginning on line 5, after "associations" strike all  
5 material through "to" on line 6 and insert ", the office of minority  
6 and women's business enterprises, and other locations and mediums  
7 that will"

8 On page 19, at the beginning of line 17, strike "should" and  
9 insert "must"

10 On page 20, line 32, after "explanation" insert "to the public  
11 body"

12 On page 21, line 21, after "business associations" insert ", the  
13 office of minority and women's business enterprises,"

14 On page 22, line 10, after "shall" insert "state the reasons the  
15 alternative selection process is determined to be in the best  
16 interests of the public and shall"

17 On page 27, line 12, after "business associations" insert ", the  
18 office of minority and women's business enterprises,"

19 On page 28, line 5, after "shall" strike "make an effort" and  
20 insert "~~((make an effort))~~ prioritize efforts"

21 On page 28, beginning on line 17, after "associations" strike all  
22 material through "to" on line 18 and insert ", the office of minority  
23 and women's business enterprises, and other locations and mediums  
24 that will"

25 On page 29, line 12, after "committee" insert ", including a  
26 member with knowledge and experience in state and federal laws,  
27 rules, and best practices concerning public contracting for minority,  
28 women, and veteran-owned businesses and small businesses,"

29 On page 30, line 33, after "associations" strike all material  
30 through "to" on line 34 and insert ", the office of minority and  
31 women's business enterprises, and other locations and mediums that  
32 will"

1 On page 33, line 17, after "reasonable" strike "outreach" and  
2 insert "inclusion"

3 Correct the title.

EFFECT: (1) Requires the Capital Projects Advisory Review Board (CPARB) members to be knowledgeable or have experience in state and federal laws, rules, and best practices concerning public contracting for minority, women, and veteran-owned businesses and small businesses.

(2) Requires CPARB to reflect the gender, racial, ethnic, and geographic diversity of the state, including the interests of persons with disabilities.

(3) Changes CPARB duties from recommending policies to further enhance equity to enhance equitable participation by disadvantaged business enterprises in capital construction projects.

(4) Requires CPARB to continue to collect quantitative and qualitative data on alternative public works contracting procedures to inform their work.

(5) Requires the Project Review Committee (PRC) to include a balance of public and private sector representatives.

(6) Requires PRC panel members to include a member representing the interests of disadvantaged business enterprises.

(7) Adds minority, women, and veteran-owned businesses along with small businesses participation to the reporting and development of best practices in the design-build demonstration project.

(8) Requires evaluation factors for design build qualifications, instead of for finalist proposals, and for general contractor/construction manager qualifications to include the contractor's inclusion plan for small business entities and disadvantaged business enterprises as subconsultants, subcontractors, and suppliers for the project.

(9) Requires design bid firms to report its utilization of minority and women's business enterprises certified businesses and veteran certified businesses to the office of minority and women's business enterprises.

(10) Requires subcontractor bid packages to be prepared to reduce barriers for and increase participation by disadvantaged business enterprises.

(11) Requires public bodies to prioritize efforts to solicit proposals from disadvantaged businesses for job order contracts and to include a member with knowledge and experience in state and federal laws, rules, and best practices concerning public contracting for minority, women, and veteran-owned businesses and small businesses on the job order selection committee.

(12) Makes consistent that notifications should be encouraged to be posted on websites for business associations, the office of minority and women's business enterprises, and other locations and mediums.

(13) Makes nonsubstantive changes.

--- END ---