

2021 Legislation Impacting PRC

[SB 5032](#) (Effective May 15, 2021)

5/27/21 Business Meeting Pre-Read

Area	Actions	Who
RCW 39.10.210 – adds definitions for budget contingencies for DB and GC/CM, risk contingency for GC/CM.	Update DB, and GC/CM contract references	
39.10.220 – Two new CPARB positions: one representing diverse business community and one representing transit. Board to encourage participation from entities not represented on the board to gain insights from businesses owned by minorities, women, and veterans, and small businesses.	Gov. office recruits - Identifies contact for transit rep appointments. <i>CPARB – gains appointments and identifies the number of positions to be added to the PRC. PRC Recruitment.</i>	Talia & Board
39.10.230 – Duties of the Board expanded to recommend policies that encourage competition, and equity in capital projects... best practices, and including considerations for reducing barriers for and increasing participation by disadvantaged business enterprises. Revises the board’s data collection <u>direct DES to collect data</u> to support the board’s work. Deletes former report requirement to review life cycle cost analysis and energy efficiency related to design build completed in 2013.	Board decides what is to be collected, the DES to figure out how to do it.	Board then FPS
39.10.240 – Requires the Board to appoint at least one project review committee (PRC) member representing the interests of disadvantaged businesses; and include one of the eight assigned PRC panel members who represents the interests of disadvantaged businesses.	Update CPARB Bylaws and PRC Bylaws, Recruitment for PRC CPARB\PRC reach out to interested stakeholders	Talia/Nancy draft Board\ Committee Members reach out to stakeholder groups
39.10.250 – Adds a duty to the PRC of reviewing and approving the use of alternative subcontractor selection under RCW 39.10.385 for GC/CM projects for non-certified public bodies.	PRC Change PRC Bylaws, Webpages, Project Applications, Score Sheets, contact recently approved GC/CM projects, Draft Addendum, Revise the approval letters	PRC SubCommittee?
39.10.300 – Adds a requirement for project approval for the use of design-build for pre-engineered metal buildings. Adds a new WSU pilot program for small design-build projects.	PRC Review Applications and Score Sheets	PRC SubCommittee?
39.10.330 – Design Build: Provisions to improve opportunities for minority, women, and veteran-owned businesses and small businesses by publicizing in more than just legal newspapers for design-build projects. Changes optional design-build evaluation factors from outreach to inclusion plans for small and disadvantaged businesses.	PRC Review DB applications and score sheets	PRC SubCommittee?
39.10.350, .360, .370, .380, .385, .390 .400 – Comprehensive updates to the GC/CM provisions of the statute, including changes to improve alternative subcontractor procurement and improve opportunities for firms to compete.	PRC – Review GC/CM applications and score sheets	PRC SubCommittee?

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39.10.385 – Expands alternative selection process for GC/CM subcontractors to any with anticipated value over \$3 million, and are subject to PRC approval unless the public body is certified. Changes required evaluation factors from outreach to inclusion plans for small and disadvantaged businesses.	PRC – GC/CM applications and score sheets - Interim Addendum and score sheet for approved projects. - Review primary applications	PRC SubCommittee?
39.10.490, 43.131.407 – Extends use of alternative public works contracting procedures ten years to July 1, 2031 (for date of signed contracts.)	CPARB	Talia/Nancy update documentation & web references
43.131.408 – updates repeal dates of statute to June 30, 2032.	CPARB	
Adding a new section to chapter 39.10 RCW – Consolidates existing provisions regarding heavy civil GC/CM procurement into one new section.	PRC -Review GC/CM Applications & Score Sheets	PRC SubCommittee?
Creating a new section – Provisions to improve opportunities for minority, women, and veteran-owned businesses and small businesses; including a work plan for best practices guidelines by July 20, 2022. Provides an expiration date for this new section of July 1, 2023.	CPARB	CPARB Committee Work.
Declaring an emergency – for statute to take effect immediately upon signature.	CPARB\PRC	