

FINAL BILL REPORT

ESB 5356

C 103 L 21
Synopsis as Enacted

Brief Description: Concerning prime contractor bidding submission requirements on public works contracts.

Sponsors: Senators Short, Kuderer and Conway.

Senate Committee on Housing & Local Government
House Committee on Capital Budget

Background: Every invitation to bid on a prime contract that is expected to cost \$1,000,000 or more for the construction, alteration, or repair of any public building or public work of the state, or a state agency or municipality, or an institution of higher education, must require each prime contract bidder to submit:

- within one hour after the published bid submittal time, the names of the subcontractors with whom the bidder, if awarded the contract, will subcontract for performance of the work of heating, ventilation, and air conditioning (HVAC), plumbing, and electrical work, or to name itself for the work; or
- within 48 hours after the published bid submittal time, the names of the subcontractors with whom the bidder, if awarded the contract, will subcontract for performance of structural steel installation and rebar installation work.

Summary: Every invitation to bid on a prime contract that is expected to cost \$1,000,000 or more for the construction, alteration, or repair of any public building or public work of the state, or a state agency or municipality, or an institution of higher education, must require each prime contract bidder to submit:

- within one hour after the published bid submittal time, the names of the subcontractors with whom the bidder, if awarded the contract, will subcontract for performance of HVAC, plumbing, and electrical work, or to name itself for the work; and
- within 48 hours after the published bid submittal time, the names of the subcontractors with whom the bidder, if awarded the contract, will subcontract for performance of structural steel installation and rebar installation work.

This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not part of the legislation nor does it constitute a statement of legislative intent.

Design-build and general contractor/construction manager requests for proposals are exempt.

The Capital Projects Advisory Review Board must submit a report on subcontractor listing policies and practices by November 1, 2022.

Votes on Final Passage:

Senate	49	0
House	98	0

Effective: July 25, 2021