

---

HOUSE BILL 1801

---

State of Washington                      63rd Legislature                      2013 Regular Session

By Representatives Orcutt, Clibborn, and Hargrove

Read first time 02/11/13. Referred to Committee on Transportation.

1            AN ACT Relating to preventing conflicts of interest in construction  
2 contracts; adding a new section to chapter 47.28 RCW; and providing an  
3 effective date.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5            NEW SECTION.    **Sec. 1.** A new section is added to chapter 47.28 RCW  
6 to read as follows:

7            (1) Any person, firm, or corporation proposing a bid for the  
8 construction or improvement of any state highway or any other project  
9 for the department, in response to a call for bids, must disclose in  
10 the bid proposal any circumstances where the person, firm, or  
11 corporation or any affiliated person, firm, or corporation would  
12 potentially benefit from any portion of any other contract with the  
13 department that is reasonably related to the construction or  
14 improvement of any state highway or any other project for the  
15 department upon which the person, firm, or corporation is proposing a  
16 bid.

17            (2) Whenever any contract for the construction or improvement of  
18 any state highway or any other project for the department is dependent  
19 upon work performed pursuant to another contract with the department,

1 the department must ensure that the liquidated damages provisions of  
2 the related contracts prevent any person, firm, or corporation with a  
3 financial interest in two or more contracts from receiving liquidated  
4 damages under a contract or contracts that are more than the person,  
5 firm, or corporation is required to pay under another contract or  
6 contracts in the event that payments are required under two or more  
7 liquidated damages provisions in related contracts.

8 NEW SECTION. **Sec. 2.** This act takes effect August 1, 2013.

--- END ---