

CHAPTER 265

[House Bill No. 2882]

DEPARTMENT OF TRANSPORTATION—AWARD OF EMERGENCY HIGHWAY
REPAIR CONTRACTS

AN ACT Relating to transportation; and amending RCW 47.28.170.

Be it enacted by the Legislature of the State of Washington:

Sec. 1. Section 1, chapter 89, Laws of 1971 ex. sess. as amended by section 175, chapter 7, Laws of 1984 and RCW 47.28.170 are each amended to read as follows:

(1) Whenever the ~~((commission))~~ department finds that as a consequence of accident, natural disaster, or other emergency, an existing state highway is in jeopardy or is rendered impassible in one or both directions and the ~~((commission))~~ department further finds that prompt reconstruction, repair, or other work is needed to preserve or restore the highway for public travel, the ~~((commission may authorize the))~~ department ~~((to))~~ may obtain at least three written bids for the work without publishing a call for bids, and the secretary of transportation may award a contract forthwith to the lowest responsible bidder.

The department shall notify any association or organization of contractors filing a request to regularly receive notification. Notification to an association or organization of contractors shall include: (a) The location of the work to be done; (b) the general anticipated nature of the work to be done; and (c) the date determined by the department as reasonable in view of the nature of the work and emergent nature of the problem after which the department will not receive bids.

(2) Whenever the ~~((commission))~~ department finds it necessary to protect a highway facility from imminent damage or to perform emergency work to reopen a highway facility, the ~~((commission may authorize the))~~ department ~~((to))~~ may contract for such work on a negotiated basis not to exceed force account rates for a period not to exceed thirty working days.

(3) ~~((When the engineer's estimate of the cost of work authorized in either subsections (1) or (2) of this section is less than one hundred thousand dollars, the secretary may make findings as provided hereinabove, and pursuant thereto the department may award contracts as authorized by this section:))~~ The secretary shall review any contract exceeding two hundred thousand dollars awarded under subsection (1) or (2) of this section with the transportation commission at its next regularly scheduled meeting.

(4) Any person, firm, or corporation awarded a contract for work must be prequalified pursuant to RCW 47.28.070 and may be required to furnish a bid deposit or performance bond.

Passed the House February 12, 1990.

Passed the Senate March 1, 1990.

Approved by the Governor March 28, 1990.

Filed in Office of Secretary of State March 28, 1990.

CHAPTER 266

[House Bill No. 2840]

COUNTY ROAD ADMINISTRATION BOARD EXECUTIVE DIRECTOR

AN ACT Relating to the county road administration board; and amending RCW 36.78-.060, 36.78.070, 36.78.110, 47.26.121, and 47.01.250.

Be it enacted by the Legislature of the State of Washington:

Sec. 1. Section 6, chapter 120, Laws of 1965 ex. sess. and RCW 36-78.060 are each amended to read as follows:

The county road administration board shall appoint (~~the county road administration engineer~~) an executive director who shall be the chief administrative officer of the board and shall be responsible for carrying out the policies adopted by the board. The (~~county road administration engineer shall be a licensed professional engineer with experience as a county engineer or as a chief assistant to a county engineer in Washington. He~~) executive director is exempt from the provisions of state civil service law, chapter 41.06 RCW, and shall serve at the pleasure of the county road administration board. The executive director's salary shall be set by the board.

Sec. 2. Section 7, chapter 120, Laws of 1965 ex. sess. as last amended by section 19, chapter 505, Laws of 1987 and RCW 36.78.070 are each amended to read as follows:

The county road administration board shall:

(1) Establish by rule, standards of good practice for county road administration;

(2) Establish reporting requirements for counties with respect to the standards of good practice adopted by the board;

(3) Receive and review reports from counties and reports (~~of the county road administration engineer~~) from its executive director to determine compliance with legislative directives and the standards of good practice adopted by the board;

(4) Report annually on the first day of July to the state department of transportation and to the chairs of the legislative transportation committee and the house and senate transportation committees on the status of county road administration in each county, including one copy to the staff of each