

work cooperatively toward consistent enforcement of proper student behavior throughout each school as well as within each classroom.

Sec. 2. Section 3, chapter 97, Laws of 1975-'76 2nd ex. sess. and RCW 28A.58.201 are each amended to read as follows:

Within each school the school principal shall determine that appropriate student discipline is established and enforced. In order to assist the principal in carrying out the intent of this section, the principal and the certificated employees in a school building shall confer at least annually in order to develop and/or review building disciplinary standards and uniform enforcement of those standards. Such building standards shall be consistent with the provisions of section 1(3) of this amendatory act.

**NEW SECTION.** Sec. 3. There is hereby appropriated from the general fund to the superintendent of public instruction the sum of sixty-eight thousand one hundred seventy-five dollars, or so much thereof as may be necessary for the purpose of developing an in-service training program plan for the education of school personnel and the parents of students. The objective of the program shall be to effectuate parental involvement and the general purpose of sections 1 and 2 of this amendatory act by fostering cooperation and understanding on the part of parents and school personnel respecting academic achievement and the causes and remedies for student discipline problems.

Passed the House March 12, 1980.

Passed the Senate February 14, 1980.

Approved by the Governor April 4, 1980.

Filed in Office of Secretary of State April 4, 1980.

## CHAPTER 172

[Substitute House Bill No. 1688]

### STATE OWNED OR LEASED BUILDINGS AND VEHICLES—ENERGY CONSERVATION MAINTENANCE AND OPERATION PROCEDURES— PURCHASING GUIDELINES

AN ACT Relating to energy conservation in state facilities; amending section 5, chapter 21, Laws of 1975-'76 2nd ex. sess. and RCW 43.19.1905; amending section 43.19.1911, chapter 8, Laws of 1965 and RCW 43.19.1911; adding new sections to chapter 43.19 RCW; creating new sections; and declaring an emergency.

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

**NEW SECTION.** Section 1. The legislature finds and declares that the buildings, facilities, equipment, and vehicles owned or leased by state government consume significant amounts of energy and that energy conservation actions to provide for efficient energy use in these buildings, facilities, equipment, and vehicles will reduce the costs of state government. In order for the operations of state government to provide the citizens of this state an example of energy use efficiency, the legislature further finds and declares

that state government should undertake an aggressive program designed to reduce energy use in state buildings, facilities, equipment, and vehicles within a reasonable period of time.

**NEW SECTION.** Sec. 2. It is the purpose of sections 3 through 6 of this act to require energy audits in state-owned buildings, to require energy audits as a lease condition in all new, renewed, and renegotiated leases of buildings by the state, to undertake such modifications and installations as are necessary to maximize the efficient use of energy in these buildings, and to establish a policy for the purchase of state vehicles, equipment, and materials which results in efficient energy use by the state.

**NEW SECTION.** Sec. 3. As used in sections 3 through 6 of this act, the following terms have the meanings indicated unless the context clearly requires otherwise.

(1) "Energy audit" means a determination of the energy consumption characteristics of a building which:

(a) Identifies the type, size, and rate of energy consumption of the building and the major energy using systems of the building;

(b) Determines appropriate energy conservation maintenance and operating procedures; and

(c) Indicates the need, if any, for the acquisition and installation of energy conservation measures.

(2) "Energy conservation measure" means an installation or modification of an installation in a building which is primarily intended to reduce energy consumption or allow the use of an alternative energy source, including:

(a) Insulation of the building structure and systems within the building;

(b) Storm windows and doors, multiglazed windows and doors, heat absorbing or heat reflective glazed and coated windows and door systems, additional glazing, reductions in glass area, and other window and door system modifications;

(c) Automatic energy control systems;

(d) Equipment required to operate variable steam, hydraulic, and ventilating systems adjusted by automatic energy control systems;

(e) Solar space heating or cooling systems, solar electric generating systems, or any combination thereof;

(f) Solar water heating systems;

(g) Furnace or utility plant and distribution system modifications including replacement burners, furnaces, and boilers which substantially increase the energy efficiency of the heating system; devices for modifying flue openings which will increase the energy efficiency of the heating system; electrical or mechanical furnace ignitions systems which replace standing gas pilot lights; and utility plant system conversion measures including conversion of existing oil- and gas-fired boiler installations to alternative energy sources;

- (h) Caulking and weatherstripping;
- (i) Replacement or modification of lighting fixtures which increase the energy efficiency of the lighting system;
- (j) Energy recovery systems; and
- (k) Such other measures as the director finds will save a substantial amount of energy.

(3) "Energy conservation maintenance and operating procedure" means modification or modifications in the maintenance and operations of a building, and any installations within the building, which are designed to reduce energy consumption in the building and which require no significant expenditure of funds.

NEW SECTION. Sec. 4. The director of general administration, in cooperation with the director of the state energy office, shall conduct, by contract or other arrangement, an energy audit for each state-owned building. All energy audits shall be coordinated with and complement other governmental energy audit programs. The energy audit for each state-owned building located on the capitol campus shall be completed no later than July 1, 1981, and the results and findings of each energy audit shall be compiled and transmitted to the governor and the legislature no later than October 1, 1981. The energy audit for every other state-owned building shall be completed no later than July 1, 1983, and the results and findings of the audits shall be compiled and transmitted to the governor and the legislature no later than October 1, 1983.

NEW SECTION. Sec. 5. (1) Upon completion of each energy audit required by section 4 of this act, the director of general administration shall order the implementation of energy conservation maintenance and operation procedures that may be identified for any state-owned building by the energy audit for the building.

(2) By December 31, 1981, for the capitol campus and December 31, 1983, for all other state-owned buildings, the director of general administration, in cooperation with the director of the state energy office, shall prepare and transmit to the governor and the legislature an implementation plan for energy conservation measures identified for any state-owned building by the energy audit for the building. The implementation plan shall specify the annual tasks and budget required to complete all acquisitions and installations necessary to satisfy the recommendations of the energy audit within five years of the effective date of this act. The director shall also include in the implementation plan an estimate of the savings in energy costs over the life of each building.

NEW SECTION. Sec. 6. The director of general administration shall develop lease covenants, conditions, and terms which:

- (1) Obligate the lessor to conduct or have conducted an energy audit of the leased premises;

(2) Obligate the lessor to implement identified energy conservation maintenance and operating procedures upon completion of the energy audit; and

(3) Obligate the lessor to acquire and install during the term of the lease any energy conservation measure identified in the audit.

These lease covenants, conditions, and terms shall be incorporated into all new, renewed, and renegotiated leases.

Sec. 7. Section 5, chapter 21, Laws of 1975-'76 2nd ex. sess. and RCW 43.19.1905 are each amended to read as follows:

The director of general administration, after consultation with the supply management advisory board shall establish overall state policy for compliance by all state agencies, including educational institutions, regarding the following purchasing and material control functions:

(a) Development of a state commodity coding system, including common stock numbers for items maintained in stores for reissue;

(b) Determination where consolidations, closures, or additions of stores operated by state agencies and educational institutions should be initiated;

(c) Institution of standard criteria for determination of when and where an item in the state supply system should be stocked;

(d) Establishment of stock levels to be maintained in state stores, and formulation of standards for replenishment of stock;

(e) Formulation of an overall distribution and redistribution system for stock items which establishes sources of supply support for all agencies, including interagency supply support;

(f) Determination of what function data processing equipment, including remote terminals, shall perform in state-wide purchasing and material control for improvement of service and promotion of economy, and the coordination of needs with the Washington state data processing authority;

(g) Standardization of records and forms used state-wide for supply system activities involving purchasing, receiving, inspecting, storing, requisitioning, and issuing functions under the provisions of RCW 43.19.510;

(h) Screening of supplies, material, and equipment excess to the requirements of one agency for overall state need before sale as surplus;

(i) Establishment of warehouse operation and storage standards to achieve uniform, effective, and economical stores operations;

(j) Establishment of time limit standards for the issuing of material in store and for processing requisitions requiring purchase;

(k) Formulation of criteria for determining when centralized rather than decentralized purchasing shall be used to obtain maximum benefit of volume buying of identical or similar items, including procurement from federal supply sources;

(l) Development of criteria for use of leased, rather than state owned, warehouse space based on relative cost and accessibility;

(m) Institution of standard criteria for purchase and placement of state furnished materials, carpeting, furniture, fixtures, and nonfixed equipment, in newly constructed or renovated state buildings;

(n) Determination of how transportation costs incurred by the state for materials, supplies, services, and equipment can be reduced by improved freight and traffic coordination and control;

(o) Establishment of a formal certification program for state employees who are authorized to perform purchasing functions as agents for the state under the provisions of chapter 43.19 RCW;

(p) Development of performance measures for the reduction of total overall expense for material, supplies, equipment, and services used each biennium by the state;

(q) Establishment of a standard system for all state organizations to record and report dollar savings and cost avoidance which are attributable to the establishment and implementation of improved purchasing and material control procedures;

(r) Development of procedures for mutual and voluntary cooperation between state agencies, including educational institutions, and political subdivisions for exchange of purchasing and material control services;

(s) Resolution of all other purchasing and material matters referred to him by a member of the advisory board which require the establishment of overall state-wide policy for effective and economical supply management;

(t) Development of guidelines and criteria for the purchase of vehicles, alternate vehicle fuels and systems, equipment, and materials that reduce overall energy-related costs and energy use by the state, including the requirement that new passenger vehicles purchased by the state meet the minimum standards for passenger automobile fuel economy established by the United States secretary of transportation pursuant to the energy policy and conservation act (15 U.S.C. Sec. 2002).

Sec. 8. Section 43.19.1911, chapter 8, Laws of 1965 and RCW 43.19.1911 are each amended to read as follows:

When purchases are made through competitive bidding, the contract shall be let to the lowest responsible bidder, subject to any preferences provided by law to Washington products and vendors, taking into consideration the quality of the articles proposed to be supplied, their conformity with specifications, the purposes for which required, and the times of delivery: PROVIDED, That whenever there is reason to believe that the lowest acceptable bid is not the best price obtainable, all bids may be rejected and the division of purchasing may call for new bids or enter into direct negotiations to achieve the best possible price. Each bid with the name of the bidder shall be entered of record and each record, with the successful bid indicated, shall, after letting of the contract, be open to public inspection. In determining "lowest responsible bidder", in addition to price, the following elements shall be given consideration:

(1) The ability, capacity and skill of the bidder to perform the contract or provide the service required;

(2) The character, integrity, reputation, judgment, experience and efficiency of the bidder;

(3) Whether the bidder can perform the contract within the time specified;

(4) The quality of performance of previous contracts or services;

(5) The previous and existing compliance by the bidder with laws relating to the contract or services;

(6) Such other information as may be secured having a bearing on the decision to award the contract: PROVIDED, That in considering bids for purchase, manufacture, or lease, and in determining the "lowest responsible bidder," whenever there is reason to believe that applying the "life cycle costing" technique to bid evaluation would result in lowest total cost to the state, first consideration shall be given by state purchasing activities to the bid with the lowest life cycle cost which complies with specifications. "Life cycle cost" means the total cost of an item to the state over its estimated useful life, including costs of selection, acquisition, operation, maintenance, and where applicable, disposal, as far as these costs can reasonably be determined, minus the salvage value at the end of its estimated useful life. The "estimated useful life" of an item means the estimated time from the date of acquisition to the date of replacement or disposal, determined in any reasonable manner.

NEW SECTION. Sec. 9. Sections 3 through 6 of this act are each added to chapter 43.19 RCW.

NEW SECTION. Sec. 10. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House March 13, 1980.

Passed the Senate March 12, 1980.

Approved by the Governor April 4, 1980.

Filed in Office of Secretary of State April 4, 1980.

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## CHAPTER 173

[Substitute House Bill No. 1763]

### LEGISLATIVE BUILDING—WORKS OF ART

AN ACT Relating to works of art for the legislative building; adding a new chapter to Title 44 RCW; and providing an expiration date.

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

NEW SECTION. Section 1. The architectural plan for the state legislative building included spaces for works of art which have never been used