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HOUSE BILL 1990

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State of Washington                      63rd Legislature                      2013 Regular Session

By Representatives Orcutt, Kristiansen, Klippert, and O'Ban

Read first time 03/07/13. Referred to Committee on Transportation.

1            AN ACT Relating to the construction of ferry vessels; amending RCW  
2 47.60.814; adding a new section to chapter 47.60 RCW; repealing RCW  
3 47.56.780; and declaring an emergency.

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

5            **Sec. 1.** RCW 47.60.814 and 2001 c 226 s 6 are each amended to read  
6 as follows:

7            Subject to legislative appropriation for the procurement of  
8 vessels, the department shall issue a request for proposals to  
9 interested parties that must include, at least, the following:

10            (1) Solicitation of a proposal to participate in a design and build  
11 partnership with the department to design and construct the auto  
12 ferries;

13            (2) Instructions on the prequalification process and procedures;

14            (3) A description of the modified request for proposals process.  
15 Under this process, the department may modify any component of the  
16 request for proposals, including the outline specifications, by  
17 addendum at any time before the submittal of bids in phase three;

18            (4) A description of the design and build partnership process to be  
19 used for procurement of the vessels;

1 (5) Outline specifications that provide the requirements for the  
2 vessels including, but not limited to, items such as length, beam,  
3 displacement, speed, propulsion requirements, capacities for autos and  
4 passengers, passenger space characteristics, and crew size. The  
5 department will produce notional line drawings depicting hull geometry  
6 that will interface with Washington state ferries terminal facilities.  
7 Notional lines may be modified in phase two, subject to approval by the  
8 department;

9 (6) Instructions for the development of technical proposals in  
10 phase two, and information regarding confidentiality of technical  
11 proposals;

12 (7) The vessel delivery schedule, identification of the port on  
13 Puget Sound where delivery must take place, and the location where  
14 acceptance trials must be held;

15 (8) The estimated price range for the contract;

16 (9) The form and amount of the required bid deposit and contract  
17 security;

18 (10) A copy of the contract that will be signed by the successful  
19 proposer;

20 (11) The date by which proposals in phase one must be received by  
21 the department in order to be considered;

22 (12) A description of information to be submitted in the proposals  
23 in phase one concerning each proposer's qualifications, capabilities,  
24 and experience;

25 (13) A statement of the maximum number of proposers that may be  
26 selected in phase one for development of technical proposals in phase  
27 two;

28 (14) Criteria that will be used for the phase one selection of  
29 proposers to participate in the phase two development of technical  
30 proposals;

31 (15) A description of the process that will be used for the phase  
32 three submittal and evaluation of bids, award of the contract, and  
33 postaward administrative activities;

34 (16) A requirement that the contractor comply with all applicable  
35 laws, rules, and regulations including but not limited to those  
36 pertaining to the environment, worker health and safety, and prevailing  
37 wages; and

1           ~~((A requirement that the vessels be constructed within the~~  
2 ~~boundaries of the state of Washington except that equipment furnished~~  
3 ~~by the state and components, products, and systems that are standard~~  
4 ~~manufactured items are not subject to the in-state requirement under~~  
5 ~~this subsection. For the purposes of this subsection, "constructed"~~  
6 ~~means the fabrication, by the joining together by welding or fastening~~  
7 ~~of all steel parts from which the total vessel is constructed,~~  
8 ~~including, but not limited to, all shell frames, longitudinals,~~  
9 ~~bulkheads, webs, piping runs, wire ways, and ducting. "Constructed"~~  
10 ~~also means the installation of all components and systems, including,~~  
11 ~~but not limited to, equipment and machinery, castings, electrical,~~  
12 ~~electronics, deck covering, lining, paint, and joiner work required by~~  
13 ~~the contract. "Constructed" also means the interconnection of all~~  
14 ~~equipment, machinery, and services, such as piping, wiring, and~~  
15 ~~ducting; and~~

16           ~~(18))~~) A requirement that all warranty work on the vessel must be  
17 performed within the boundaries of the state of Washington, insofar as  
18 practical.

19           NEW SECTION.   **Sec. 2.** A new section is added to chapter 47.60 RCW  
20 to read as follows:

21           Whenever reasonably possible, the department is directed to obtain  
22 at least three bids on any contract offered for the construction of a  
23 new ferry vessel or on any contract for substantial alterations of an  
24 existing ferry vessel. For purposes of this section, "substantial  
25 alteration" means any change that is anticipated to cost more than  
26 twenty-five percent of the replacement value of the ferry vessel to be  
27 altered.

28           NEW SECTION.   **Sec. 3.** RCW 47.56.780 (New ferry vessel construction  
29 for service on routes that require a vessel that carries no more than  
30 one hundred motor vehicles--How constructed--Warranty work) and 2008 c  
31 4 s 2 are each repealed.

32           NEW SECTION.   **Sec. 4.** This act is necessary for the immediate  
33 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and takes effect  
2 immediately.

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