



PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (October 2017)
(Implements RCW 34.05.310)**

Do **NOT** use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: May 24, 2023

TIME: 11:53 AM

WSR 23-11-169

Agency: Department of Enterprise Services

Subject of possible rule making: Small public works procurements.

Statutes authorizing the agency to adopt rules on this subject: SSSB 5268, Chapter 395, Laws of 2023

Reasons why rules on this subject may be needed and what they might accomplish: SSSB 5268 updates small works procurement rules to enhance administrative efficiency, promote the utilization and growth of small business and maintain protections to the labor work force.

DES rules under ch. 200-330 WAC Small Works Roster address small public works procurement by state agencies and will need to be updated to meet DES's rulemaking requirements and to align with the intent and direction of SSSB 5268.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: There are no federal agencies that regulate this subject. The Office of Minority and Women's Business Enterprises (OMWBE) will be developing rules related to SSSB 5268. Department of Enterprise Services (DES) will consult with OMWBE through the development of the DES rules.

Process for developing new rule (check all that apply):

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe) DES staff will include anyone interested in participating with DES in developing a proposed rule.

An opportunity will also be provided for anyone to submit written comments on the proposed rules during the public comment period and present oral testimony at the public hearings. The public is encouraged to participate in all agency rule making. Specific opportunities to participate in agency rule-making activities are provided on the DES rule-making website: <https://des.wa.gov/policies-legal/rulemaking>

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

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Email: jack.zeigler@des.wa.gov

Web site: <https://des.wa.gov/about/policies-laws-rules/rulemaking>

Other:

(If necessary)

Name:

Address:

Phone:

Fax:


TTY:

Email:

Web site:

Other:

Additional comments:

Date: May 24, 2023	Signature: 
Name: Jack Zeigler	
Title: Policy and Rules Manager	