[Agency Logo]

**Competitive Solicitation – No. \_\_\_\_\_**

**For**

**\_\_\_\_\_\_\_\_\_\_\_ Contracts**

**awarded by**

**Specified Contract Category and Specified Geographic Area**

***Interested bidders***: On behalf of the Washington State [Agency full name] (“[Agency short name]”), thank you for your interest in contracting with the State of Washington to provide goods/services. To ensure a fair and transparent procurement process that is open to all qualified vendors, Washington’s Procurement Code for Goods/Services ([RCW 39.26](https://app.leg.wa.gov/RCW/default.aspx?cite=39.26)) requires that this procurement be conducted through a competitive solicitation process.

This Competitive Solicitation and the resulting contract have unique features, requirements, and terminology, which are further explained in the [***Contracting Guide for Agency Contracts for Goods and Services***](https://des.wa.gov/sites/default/files/2025-02/Bidder-Contracting-Guide-Agencies.pdf) (“***Agency Contracting Guide***”). The Competitive Solicitation consists of this document and the exhibits included in the summary table attached as ***Appendix A – Summary Table of All Included Exhibits & the Required Bid Submittals***.

This Competitive Solicitation is organized into the following four sections and one appendix:

* ***Section 1 – Opportunity***: Describes the opportunity for Bidders - i.e., what goods/services are being solicited; award type; number of awards; historical sales information; and historical purchasers.
* ***Section 2 – Competitive Solicitation Process***: Describes the procurement process for this Competitive Solicitation.
* ***Section 3 –Submitting A Bid***: Details how Bidders prepare and submit a bid.
* ***Section 4 – Bid Evaluation***: Details how Enterprise Services will review and evaluate bids to determine Contract awards.
* ***Appendix A***: *Summary Table of All Exhibits & the Required Bid Submittals*.

**Section 1 – Opportunity**

This section identifies the goods/services that Bidders will be bidding to supply if awarded a contract. This section also includes available historical data regarding prior purchases that may help Bidders evaluate the potential opportunity including, when available, prior purchasing data.

1. **Scope of Included Goods/Services**. [Agency] is utilizing this Competitive Solicitation to solicit value-added bids from innovative, qualified Bidders to provide \_\_\_\_\_\_\_\_\_\_\_\_\_ (“\_\_\_\_\_\_\_\_\_\_\_” or “Goods/Services”) that, at a minimum, meet or exceed any mandatory minimum specifications for the Goods/Services and/or the mandatory minimum performance requirements for Bidders who are awarded a Contract as set forth in ***Exhibits D-Contract***.

[Insert 1-2 paragraph summary of the scope and/or common uses by purchasers]

***Contract Category***. As detailed below in the *Contract Award Summary Table*, [Agency] intends to award Contracts, by specified Contract Category within each specified Geographic Area, for each of the following \_\_\_\_\_\_ (\_) Contract Categories:

* + - * **Contract Category 1 – \_\_\_\_\_\_\_\_\_\_**.
      * **Contract Category 2 – \_\_\_\_\_\_\_\_\_\_**.
      * **Contract Category 3 – \_\_\_\_\_\_\_\_\_\_**.
      * **Contract Category 4 – \_\_\_\_\_\_\_\_\_\_**.

Bidders may bid on one, multiple, or all specified Contract Categories within any or all specified Geographic Areas.

***Geographic Area***. This Competitive Solicitation uses the following Geographic Areas for purposes of Contract awards:

* + - * **Region 1 – Olympic**: Clallam, Grays Harbor, Kitsap, Jefferson, and Mason counties
      * **Region 2 – Northwest**: Island, King, Pierce, San Juan, Skagit, Snohomish, and Whatcom counties
      * **Region 3 – Southwest**: Clark, Cowlitz, Lewis, Pacific, Skamania, Thurston, and Wahkiakum counties
      * **Region 4 – South Central**: Asotin, Benton, Columbia, Franklin, Garfield, Klickitat, Walla Walla, and Yakima counties
      * **Region 5 – North Central**: Chelan, Douglas, Grant, Kittitas, and Okanogan counties
      * **Region 6 – Eastern**: Adams, Ferry, Lincoln, Pend Oreille, Spokane, Stevens and Whitman counties

Bidders may bid on any or all specified Geographic Areas for which Bidder is eligible for a Contract Award [e.g., some Contract Awards (i.e., Reserved Awards) may be limited to specified Bidders as set forth below].

***Contract Award Type***. As detailed below in the *Contract Award Summary Table*, Enterprise Services intends to make two types of Contract Awards, as follows:

* *Main Awards for Contracts*. Main Awards are open to all Bidders and made, by specified Contract Category and specified Geographic Area, to the highest scored, responsive, responsible Bidders.
* *Reserved Awards for Contracts*. Reserved Awards are best value procurement awards. Enterprise Services encourages the use of Washington Small Businesses and/or Certified Veteran-Owned Businesses for contract opportunities. Accordingly, to help facilitate Washington state agency purchases of Goods/Services from Washington Small Businesses and/or Certified Veteran-Owned Businesses, Enterprise Services intends to make Reserved Awards, for each specified Contract Category within each specified Geographic Area, to the highest scored, responsive, responsible Bidder who:
* Did not receive a Main Award for such specified Contract Category within such specified Geographic Area; and
* Certifies pursuant to *Exhibit A – Bidder’s Certification* and qualifies as a Washington Small Business and/or Washington Certified Veteran-Owned Business. If subcontractors are utilized on a Reserved Award Contract, those subcontractors also must qualify as a Washington Small Business and/or Certified Veteran-Owned Business as described in *Exhibit A – Bidder’s Certification*.

Total potential Contract awards are stated below in the *Contract Award Summary Table*.

[Insert procurement-specific Contract Award Summary Table]

1. **Estimated Contract Value**. Historically, for prior contracts, annual total sales were approximately $\_\_\_\_\_\_\_ for the goods/services. Total potential or estimated contract sales for this Competitive Solicitation are not known. Although [Agency] does not represent or guarantee any minimum purchase from the Contract, prior purchases under a similar contract are set forth in the following chart:

[Insert Chart(s) that depict total prior sales by year for prior similar contract. If such total sales data can be divided to align by the Geographic Region(s) and/or Contract Category(ies) that are being used in the Competitive Solicitation, include that information as that creates obvious value for Bidders]

**Section 2 – Competitive Solicitation Process**

This section describes the procurement process for this Competitive Solicitation, including:

* Information about the purpose of the Competitive Solicitation;
* The form and term of the intended Contract;
* Important deadlines for this Competitive Solicitation;
* Information about the Pre-Bid Conference;
* Where to direct questions or concerns regarding the Competitive Solicitation;
* Limits on Bidder communications during the Competitive Solicitation process;
* Information about the complaint, debrief and protest process; and
* The process for potential amendments or modifications to the Competitive Solicitation.

1. **Purpose of the Competitive Solicitation**. The Competitive Solicitation is a required formal process for [Agency] to receive competitive bids from interested Bidders to evaluate pursuant to described criteria and, as appropriate, award Contracts for specified Goods/Services that function as enterprise procurement solutions.
2. **Contract Form & Term**. As set forth in ***Exhibit D – Contract***, the Contract term is up to \_\_\_\_\_\_\_\_\_\_\_\_ (\_\_) months. Bidders must specify prices for the first twelve (12) months of the Contract term (such prices then will be adjusted as set forth in the Contract). The Contract is subject to earlier termination. While Contract usage is optional for Purchasers other than Washington State agencies, all Purchasers are subject to the same contract terms, conditions, and pricing as Washington State agencies.
3. **Competitive Solicitation Deadlines**. The following table identifies important dates for this Competitive Solicitation:

| **Competitive Solicitation Deadlines** | | |
| --- | --- | --- |
| **Item** | | **Date** |
| Competitive Solicitation Posting Date: | | \_\_\_\_\_\_, 20\_\_ |
| Virtual Pre-Bid Conference: | \_\_\_\_\_\_\_\_\_\_, 20\_\_  at \_\_\_\_\_\_\_\_\_\_ (Pacific Time)  *Attend via Insert Platform*  Weblink: Insert applicable weblink  Password: Insert any applicable password | |
| Question & Answer Period: | Deadline for Submitting Questions: | \_\_\_\_\_\_, 20\_\_ 11:59 pm (Pacific Time) |
| Anticipated Deadline for Answers: | \_\_\_\_\_\_, 20\_\_ |
| **Deadline for Submitting Bids**: | | \_\_\_\_\_\_, 20\_\_ 11:59 pm (Pacific Time) |
| Anticipated Announcement of: | Apparent Successful Bidders: | \_\_\_\_\_\_, 20\_\_ |
| Contract Awards: | \_\_\_\_\_\_, 20\_\_ |

*Note*: As required by Washington law, this Competitive Solicitation is posted to [Washington’s Electronic Business Solution](https://www.des.wa.gov/sell/how-work-state/register-bid-opportunities) (“WEBS”). *See* [RCW 39.26.150](https://app.leg.wa.gov/RCW/default.aspx?cite=39.26.150). As set forth in the [***Contracting Guide***,](https://des.wa.gov/sites/default/files/2025-02/Bidder-Contracting-Guide-Agencies.pdf) interested Bidders must register in WEBS. In the event there are amendments to this Competitive Solicitation, Enterprise Services will post such amendments to WEBS. Similarly, in the event of any timely Bidder questions (i.e., questions raised during the Pre-Bid Conference or the Question & Answer Period), Enterprise Services will post written responses to such questions to WEBS.

1. **Pre-Bid Conference.** [Agency] will host a virtual Competitive Solicitation Pre-Bid Conference at the date and time set forth in Section 2.3, above. Bidders are encouraged to attend and participate, but attendance is not mandatory.

The Pre-Bid Conference is intended to:

* Familiarize Bidders with Washington’s requirements for governmental procurements of goods/services through Enterprise Procurement Solution Contracts;
* Explain the Competitive Solicitation; and
* Allow Bidders to raise questions or concerns regarding the Competitive Solicitation.

As practicable, [Agency] will address Bidder questions or concerns that are raised during the Pre-Bid Conference at that time. Nonetheless, to ensure fairness to all potential Bidders, [Agency] will identify Bidder questions or concerns asked during the Pre-Bid Conference and the Procurement Coordinator will provide an official response in the question and answer period. Assistance for disabled, blind, or hearing-impaired persons who wish to attend the Pre-Bid Conference is available with prior arrangement by contacting the Procurement Coordinator.

1. **Competitive Solicitation Questions**. Questions or concerns regarding this Competitive Solicitation must be directed to the following Procurement Coordinator:

* Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
* Email: [\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_@des.wa.gov](mailto:____________________@des.wa.gov)

The Procurement Coordinator will answer Bidder questions in writing posted to Washington’s Electronic Business Solution (WEBS). Bidders are encouraged to submit questions regarding the Competitive Solicitation as early in the process as possible to allow the Procurement Coordinator to consider and respond.

*Note*: If Bidders have questions or concerns regarding the Contract (*see* ***Exhibit D – Contract***), Bidders must raise such questions or concerns, in writing, to the Procurement Coordinator before the Deadline for Submitting Questions stated in Section 2.1, above. Enterprise Services does not intend to negotiate substantive terms and conditions pertaining to the resulting Contracts at Contract award.

1. **Bidder Communication During Competitive Solicitation.** During the Competitive Solicitation process, all Bidder communications regarding this Competitive Solicitation must be directed to the Procurement Coordinator. Bidders should rely ONLY on this Competitive Solicitation and written amendments to this Competitive Solicitation issued by the Procurement Coordinator. In no event will oral communications regarding this Competitive Solicitation be binding. Unauthorized Bidder contact regarding this Competitive Solicitation with other state employees or Purchasers involved with the Competitive Solicitation may result in Bidder disqualification.
2. **Complaints, Debriefs, & Protests**. This Competitive Solicitation and resulting Contract awards are subject, as applicable, to complaints, debriefs, and protests as explained in the [***Agency Contracting Guide***,](https://des.wa.gov/sites/default/files/2025-02/Bidder-Contracting-Guide-Agencies.pdf) which may impact the dates set forth above. As stated in the [***Agency Contracting Guide***](https://des.wa.gov/sites/default/files/2025-02/Bidder-Contracting-Guide-Agencies.pdf),

* Bidder complaints and debrief requests must be emailed to the Procurement Coordinator referenced in Section 2.6, above.
* Protests, however, must be sent to the Protest Officer stated below.

**Protest Officer**: [name] **Email:** [email] **Address:** [Agency]  
 street  
 City, WA Zip

1. **Competitive Solicitation – Amendment & Modification**. [Agency] reserves the right to amend and modify this Competitive Solicitation. Only Bidders who properly have registered and downloaded this Competitive Solicitation directly via the Washington Electronic Business Solution (WEBS) will receive subsequent notifications of amendments and other correspondence pertinent to this Competitive Solicitation. Bidders must be registered in WEBS to be awarded a Contract. Visit [WEBS](https://fortress.wa.gov/ga/webs) to register.

**Section 3 – Submitting a Bid**

This section identifies how to prepare and submit your bid to [Agency] for this Competitive Solicitation. In addition, Bidders will need to review and follow the Competitive Solicitation requirements including those set forth in the exhibits, which identifies the information that Bidders must provide to [Agency] to constitute a responsive bid. By responding to this Competitive Solicitation and submitting a bid, Bidders acknowledge having read and understood the entire Competitive Solicitation, including the [***Agency Contracting Guide***,](https://des.wa.gov/sites/default/files/2025-02/Bidder-Contracting-Guide-Agencies.pdf) and accept all information contained within this Competitive Solicitation.

1. **Bid Format**. Required Bid Submittals must be complete, legible, signed, and follow all instructions stated in the Competitive Solicitation (including the exhibits). Unless otherwise specified in writing by [Agency], Required Bid Submittals and permitted ancillary documents must be prepared and delivered in MS Word, MS Excel, or Adobe PDF. Where required to do so, Bidders may sign Required Bid Submittals using either a physical or electronic signature.
2. **Pricing**. Bidders must identify and include all cost elements in their pricing. In the event that Bidder is awarded a Contract, the total price for the Goods/Services shall be Bidder’s price as submitted. Except as provided in the Contract, there shall be no additional costs of any kind.

* Credit Cards (aka Purchase Cards or P-Cards): In the event that Bidder is awarded a Contract, the total price for the Goods/Services shall be the same regardless of whether Purchasers make payment by cash, credit card, or electronic payment. Bidder shall bear, in full, any processing or surcharge fees associated with the use of credit cards or electronic payment.

1. **Submitting Bids**. Bidders must email Required Bid Submittals to \_\_\_\_\_\_\_\_\_\_\_\_\_\_. Please note:

* Bidder’s email, including all attachments, must not exceed 30MB in size.
* [Agency] will not accept or open zipped files.
* [Agency] will acknowledge bid receipt by responsive email. If Bidder does not receive such acknowledgement within five (5) business days, Bidder must contact the Procurement Coordinator to confirm acknowledgement of bid receipt. Acknowledgement of bid receipt is not a determination on the bid’s responsiveness.

1. **Additional Bid Submittals**. Bidders may not provide unsolicited materials. For any supplemental materials expressly required by [Agency] in writing, Bidders must identify such supplemental materials with Bidder’s name.
2. **Public Records.** Submitted bids and any supplemental Bidder materials pertaining to this Competitive Solicitation are subject to Washington’s Public Records Act ([RCW 42.56](https://app.leg.wa.gov/RCW/default.aspx?cite=42.56)) and, in the event of a public records request, will be disclosed as set forth in the [***Agency Contracting Guide***.](https://des.wa.gov/sites/default/files/2025-02/Bidder-Contracting-Guide-Agencies.pdf)

**Section 4 – Bid Evaluation**

This section identifies how [Agency] will evaluate bids for this Competitive Solicitation.

1. **Overview**. [Agency] will evaluate bids for this Competitive Solicitation as described below.

* Bid Review: [Agency] will review bids to determine bid responsiveness as stated in Section 4.2, below.
* Bid Evaluation: [Agency] will evaluate responsive bids as stated in Sections 4.3 – 4.5, below.
* Procurement Authority Discretion. [Agency] reserves the right to:
  1. Request Bidder clarification regarding any bid;
  2. Waive any informality;
  3. Reject any or all bids, or portions thereof;
  4. Cancel the Competitive Solicitation and, if desired, re-solicit bids; and/or
  5. Negotiate with the lowest responsive and responsible Bidder(s) to determine whether such bids can be improved.

[Agency] will use the following process and evaluation criteria to determine eligibility for a Contract award:

| Step | Item | Points |
| --- | --- | --- |
| 1 | **Bid Responsiveness Review** *See* Section 4.2, below | |
| A | Required Bid Submittals  Review Bidder’s Required Bid Submittals to determine whether Bidder’s bid is responsive to the Competitive Solicitation | Pass/Fail |
| B | Performance Specifications ***Exhibit D – Contract***  Review whether Bidder’s Goods/Services and/or Bidder’s performance capability meets the mandatory minimum performance specifications for the Competitive Solicitation | Pass/Fail |
| 2 | **Bid Evaluation** *See* Section 4.3, below | |
| A | Non-Cost Factors  ***Exhibit B – Scored Non-Cost Scored Factors***  Evaluate and score Bidder’s response to stated non-cost factors including, as applicable, Bidder’s Goods/Services and/or Bidder’s performance capability that exceeds mandatory minimum performance specifications for the Competitive Solicitation | [insert] |
| B | Cost Factors: Bid Pricing Evaluation ***Exhibit C – Bid Price***  Evaluate and score Bidder’s cost factors | [insert] |
| Subtotal: | | [insert] |
| 3 | **Washington State Procurement Priorities for Goods/Services Contracts** *See* Section 4.4, below | |
| Executive Order 18-03 | [insert] |
| \_\_\_\_\_\_\_\_\_\_\_ | [insert] |
| **Total**: | | [insert] |
| 4 | **Responsible Bidder Determination** *See* Section 4.5, below | |
| Bidder Responsibility Analysis  Review and determine Bidder responsibility | Pass/Fail |
| 5 | **Announce Apparent Successful Bidders (ASBs)** *See* Section 4.6, below | |
| 6 | **Bid Information Is Available for Public Disclosure & Posted to Enterprise Services Website** *See* Section 4.7, below | |
| 7 | **Contract Awards** *See* Section 4.8, below | |

1. **Bid Responsiveness (Step 1A).** [Agency] will review bids – on a pass/fail basis – to determine whether the bid complies with the Competitive Solicitation requirements and, therefore, is ‘responsive.’ If Enterprise Services determines that a bid is nonresponsive, Enterprise Services will reject the bid and notify the Bidder, in writing, that the bid is nonresponsive. Such written notification will include a brief explanation as to why the bid is nonresponsive.

[Agency], in its discretion, may waive informalities in a bid. An informality is an immaterial variation from the exact requirements of the Competitive Solicitation, having no effect or merely a minor or negligible effect on quality, quantity, or delivery of the goods or the quality, capability, or performance of the services being procured, and the correction or waiver of which would not affect the relative standing of, or be otherwise prejudicial, to Bidders.

Consistent with the Washington State Legislature’s policy goals to reduce barriers to competition and increasing opportunities for small businesses to contract with state agencies, [Agency], in its discretion, may clarify a Bidder’s bid that is in substantial compliance with the instructions. Clarifications are intended to ensure that the bids are complete and can be evaluated fairly.

* + Review Bidder’s Required Bid Submittals (Step 1A). [Agency] will review each bid to determine whether:
  + The bid is complete – i.e., does Bidder’s bid include each of the Required Bid Submittals as stated in ***Appendix A –* *Summary Table of All Exhibits & the Required Bid Submittals***;
  + Bidder’s Required Bid Submittals are complete, consistent with the instructions, signed, and legible; and
  + Bidder’s certifications, as provided by Bidder in Bidder’s submitted ***Exhibit A – Bidder’s Certification***, constitute a responsive bid.
  + Review Minimum Required Performance Requirements (Step 1B). [Agency] will review each bid to determine whether Bidder’s Goods/Services and/or Bidder’s performance capability meets the minimum required specifications and/or performance requirements stated in ***Exhibit D – Contract***. *Note*: [Agency] reserves the right to request additional Bidder information or perform tests and measurements before selecting Apparent Successful Bidders. If Bidder fails to provide such requested information to Enterprise Services within five (5) business days, Bidder may be disqualified.

1. **Bid Evaluation: Scored Factors (Step 2A).** [Agency] will evaluate and score responsive bids as specified below and as set forth in the referenced exhibits. *Note*: It is imperative that Bidder’s Required Bid Submittals comply with the instructions set forth in the exhibits.
   * Non-Cost Factors (Step 2A). [Agency] will evaluate and score the specified non-cost factors stated in ***Exhibit B – Scored Non-Cost Factors*** by evaluating and scoring Bidder’s response – i.e., Bidder’s Goods/Services and/or Bidder’s performance capability that exceeds the stated minimum required performance specifications. *Note*: [Agency] reserves the right to request additional Bidder information or perform tests and measurements before selecting Apparent Successful Bidder(s). If Bidder fails to provide such requested information to [Agency] within five (5) business days, Bidder may be disqualified.
   * Cost Factors – Bid Pricing (Step 2B). [Agency] will evaluate and score Bidder’s cost factors, as provided by Bidder in Bidder’s ***Exhibit C – Bid Price***, as follows:

The bid with the lowest total evaluation price will receive 100 points. Bids with a higher evaluation price will receive proportionately fewer evaluation points based upon the bid with the lowest total evaluation price, using the following formula:

Lowest total bid evaluation price divided by a higher total bid evaluation price (i.e., the bid that is being evaluated) multiplied by the total number of available points equals the cost factor evaluation points. Points will be rounded to three places to the right of the decimal point using standard rounding method.

Sample Calculation:

Using Bidder A = $100,000 (lowest total evaluation price) and Bidder B = $110,000

Bid B calculation: $100,000 (Bidder A, lowest total evaluation price) / $110,000 (Bidder B’s evaluation price) = 0.909 x 100 (maximum points available) = 90.900.

Bidder A is the bid with the lowest total bid evaluation price, so it would be assigned the maximum available points, 100 points. Bidder B would be assigned 90.900 points based on the formula above.

1. **Washington State Procurement Priorities & Preferences (Step 3).** This Competitive Solicitation is subject to the Washington state procurement priorities and/or preferences stated below (collectively, “Washington Procurement Priorities for Goods/Services Contracts”). Accordingly, [Agency] will evaluate Bidder’s bid to determine (a) whether Bidder is requesting to be considered for such Washington Procurement Priorities for Goods/Services Contracts; and (b) whether Bidder’s bid qualifies for such Washington Procurement Priorities for Goods/Services Contracts. [Agency] will score qualifying bids and adjust Bidder’s total evaluation score accordingly.

* Procurement Preference for Bidder Compliance with Executive Order 18-03. [Agency] will provide a bid preference in the amount of [insert applicable percentage or evaluation points (note – CANNOT exceed five percent (5%))] to Bidders who certify, pursuant to ***Exhibit A – Bidder’s Certification***, that Bidder complies with Executive Order 18-03.
* Statutory Preference for PCB-Free Products & Product Packaging. [Agency] will provide a bid preference in the amount of five percent (5%) per product line item tested or verified, as applicable, to Bidders who certify that Bidder’s products or product packaging qualify for the bid preference and also provide the required test results or verification, as applicable, pursuant to ***Exhibit A – Bidder’s Certification***; *Provided*, however, that there will be a maximum total bid preference of five percent (5%) across all items submitted for this preference.
* \_\_\_\_\_

1. **Bidder Responsibility Determination (Step 4).** The Washington State Legislature requires that Washington state agencies award contracts for goods/services only to ‘responsible bidders.’ See [RCW 39.26.160(2)](https://app.leg.wa.gov/RCW/default.aspx?cite=39.26.160). Accordingly, to be eligible to be considered for a Contract award resulting from this Competitive Solicitation, [Agency] must determine that Bidder is a ‘responsible bidder.’ Accordingly, [Agency] will make reasonable inquiry to determine bidder responsibility on a pass/fail basis. In determining bidder responsibility, [Agency] will consider the following:
   * Bidder’s certifications as provided in Bidder’s ***Exhibit A – Bidder’s Certification***;
   * Bidder’s ability, capacity, and skill to perform the Contract or provide the Goods/Services;
   * Bidder’s character, integrity, reputation, judgment, experience, and efficiency;
   * Bidder’s ability to perform the Contract within the time specified;
   * Bidder’s performance quality pertaining to previous contracts or services;
   * Bidder’s compliance with laws relating to the Contract or services;
   * Whether, within the three-year period immediately preceding the date of the Competitive Solicitation, Bidder has been determined by a final and binding citation and notice of assessment issued by the Washington State Department of Labor and Industries or through a civil judgment entered by a court of limited or general jurisdiction to have willfully violated, as defined in RCW 49.48.082, any provision of chapter 49.46, 49.48, or 49.52 RCW; and
   * Such other information as may be secured having a bearing on the decision to award a Contract.

In addition, [Agency] may consider the following:

* Financial Information: [Agency] may request financial statements, credit ratings, references, record of past performance, clarification of Bidder’s bid, on-site inspection of Bidder's or subcontractor's facilities, or other information as necessary to determine Bidder’s capacity to perform and the enforceability of Bidder’s contractual commitments. Failure to respond to these requests may result in a bid being rejected as non-responsive.
* References: [Agency] reserves the right to use references to confirm satisfactory customer service, performance, satisfaction with service/product, knowledge of products/service/industry and timeliness. Any negative or unsatisfactory reference can be reason for rejecting a Bidder as non-responsible.

[Agency] reserves the right to request bidder responsibility information from Bidder. If Bidder fails to provide such information to Enterprise Services within five (5) business days, Bidder may be disqualified.

1. **Announcement of Apparent Successful Bidders (Step 5)**. [Agency] will determine the Apparent Successful Bidders (“ASBs”). The ASBs will be the responsive and responsible Bidders who best meet the Competitive Solicitation requirements and present the best total value based on the evaluation criteria stated above.

* ASB designation does not imply that [Agency] will issue a Contract award. Rather, this designation allows [Agency] to perform further analysis and ask for additional documentation. Bidders must not construe ASB designation as an award, impending award, attempt to negotiate, etc. If a Bidder acts or fails to act as a result of such notification or designation, it does so at its own risk and expense.
* Upon announcement of ASBs, Bidders may request a debrief conference as specified in the [***Agency Contracting Guide***.](https://des.wa.gov/sites/default/files/2025-02/Bidder-Contracting-Guide-Agencies.pdf)

1. **Bid Information Availability (Step 6)**. Upon [Agency]’ announcement of ASB:
   * All bid submissions and all bid evaluations are subject to public disclosure pursuant to Washington’s Public Records Act. *See* [RCW 39.26.030(2)](https://app.leg.wa.gov/RCW/default.aspx?cite=39.26.030).
   * Upon [Agency]’ announcement of ASB, [Agency] will post all bid evaluations to [Agency]’ website. In addition, [Agency] intends to post winning bid submissions to its webpage after Contract awards.
2. **Contract Awards (Step 7)**. Subject to protests, if any, [Agency] and the ASB will enter into a Contract as set forth in ***Exhibit D – Contract***. An award is made, and a contract formed by signature of [Agency] and an awarded Bidder on the Contract. Following Contract awards, all Bidders registered in WEBS will receive a Notice of Award delivered to the Bidder’s email address provided in Bidder’s WEBS profile.
3. **Additional Awards**. [Agency] reserves the right, during the resulting Contract term, to make additional Contract awards to responsive, responsible Bidders who provided a bid but who were not awarded a Contract. Such awards would be on the same or substantially similar terms and conditions and would be designed to address an awarded Contractor vacancy (e.g., an awarded contractor is terminated or goes out of business), respond to Purchaser needs, or be in the best interest of the State of Washington.

**Appendix A – Summary Table of All Included Exhibits & the Required Bid Submittals**

This Competitive Solicitation includes each of the exhibits identified below in the *Summary Table of All Included Exhibits & Required Bid Submittals*. The *Summary Table* also identifies required bid submittal and what actions, if any, Bidders timely must complete as part of a responsive bid submission.

| **Summary Table of All Exhibits & the Required Bid Submittals** | | **Required Bid Submittal** |
| --- | --- | --- |
| **Exhibit and Description** | **Required Bidder Action** |
| ***Exhibit A – Bidder’s Certification*** Identifies required information that Bidder must provide and states required Bidder certifications. | Bidder must complete ***Exhibit A – Bidder’s Certification***, as specified therein, and submit it as part of Bidder’s bid. | **Yes Required** |
| ***Exhibit B – Scored Non-Cost Factors*** Identifies scored performance requirements for Bidder’s Goods/Services and/or Bidder’s performance capability that exceed the minimum required specifications set forth in ***Exhibit D – Contract*** and provides Bidders an opportunity to compete to demonstrate additional value that will be evaluated and scored. | Bidder must complete ***Exhibit B – Scored Non-Cost Factors***, as specified therein, and submit it as part of Bidder’s bid.  *Note*: Awarded Bidders who receive evaluation points for any included Non-Cost Scored Performance Specifications will be required to include such additional performance specifications for Bidder’s Goods/Services and/or Bidder’s Performance in the awarded Contract. | **Yes Required** |
| ***Exhibit C – Bid Price*** Provides the template and bid pricing information that Bidders must use to provide bid pricing. | Bidder must complete ***Exhibit C – Bid Price***, as specified therein, and submit it as part of Bidder’s bid. | **Yes Required** |
| ***Exhibit D – Contract*** Provides the Contract form that awarded Bidders will execute with Enterprise Services. | Bidder must review ***Exhibit D – Contract*** and timely submit to the Procurement Coordinator, in writing, any issues pertaining to the Contract terms and conditions during the Question & Answer Period.  *Note*: Bids that are subject to Contract modifications that Enterprise Services has not agreed to and that Enterprise Services has not included in an amended/revised ***Exhibit D – Contract***, posted to WEBS, will be rejected as nonresponsive. | No |
| ***Exhibit E – Bidder’s Contract Issues List*** Provides Bidders an opportunity to identify Bidder’s issues and proposed resolution/solution if Bidder has any business concerns with the Contract form stated in ***Exhibit D – Contract***. | Required ONLY if Bidder has issues with the Contract form’s terms and conditions stated in ***Exhibit D – Contract***. If so, Bidder must complete ***Exhibit E – Bidder’s Contract Issues List***, as specified therein, and submit it as part of Bidder’s bid. | If applicable |
| ***Exhibit [] – Bidder’s Diverse Business Inclusion Plan – Subcontractors*** Provides Bidders who, if awarded a Contract, intend to utilize subcontractors to perform the Contract, an opportunity to identify Bidder’s intended subcontractors. | Required ONLY if Bidder intends or desires to utilize subcontractors to perform the Contract, if awarded. If so, Bidder must complete ***Exhibit [] – Bidder’s Diverse Business Inclusion Plan – Subcontractors***, as specified therein, and submit it as part of Bidder’s bid. | If applicable |
| ***Bidder Contracting Guide for Agency Contracts for Goods and Services*** Provides Bidder information regarding procurements for Enterprise Procurement Solution Contracts including how to submit a complaint, debrief conference request, and protest. | Bidder must review the [***Bidder Contracting Guide for Agency Contracts for Goods and Services***.](https://des.wa.gov/sites/default/files/2025-02/Bidder-Contracting-Guide-Agencies.pdf) | No |