

**GCCM Committee – Summary of Potential Legislative Changes**

**(Revised 02/04/20)**

<b>No.</b>	<b>Subject</b>	<b>Statute(s) Affected</b>	<b>Discussed</b>	<b>Assigned To</b>	<b>Status</b>
1.	Define “risk contingency” (contractor’s contingency) “budget contingencies” (owner’s reserve) and “design development contingency”	RCW 39.10.210	8/1/19 9/4/19 10/14/19	Keith, Andy, Sam, Shannon, John, Scott	Debated at 1/28 meeting; revision will be presented on 2/11
2a.	Considering moving “heavy civil construction project” language, currently scattered throughout RCW 39.10, into one statute	Various	10/14/19	Nick, Janice, Scott	Debated at 1/28 meeting; Checking w/ stakeholders re any concerns <u>Deadline: 3/10 meeting</u>
2b.	Harmonize GCCM and heavy civil construction project language?	Various	12/4/19	Nick, Janice, Scott	Debated at 1/28 meeting; In progress
3.	Add language to promote timelier processing of equitable adjustments, change orders, and claims (“deemed denied”)	RCW 39.10.350	8/1/19	Mike, Shannon, Janice, Rebecca, John	Debated at 1/28 meeting; <b>T/A w/ changes</b>
4a.	Define/clarify scope of “independent audits” in heavy civil construction projects, particularly with lump sum contracts; if changed, also consider changing RCW 39.10.385 audit	RCW 39.10.350 RCW 39.10.385	8/1/19	Scott, Dave, Nick	Debated at 1/28 meeting; revision will be presented on 2/11
4b.	Conversion of GCCM/E&M CCM/heavy civil construction project contracts to lump sum	RCW 39.10.350 RCW 39.10.385	12/4/19	Scott, Dave, Nick	Draft language received on 01/02/20
5.	Clarify Fee/SGCs/price-related factors, such as cost allocation and clarity at the issuance of the RFP	RCW 39.10.360	9/4/19 9/25/19 10/22/19	Scott, Shannon, Nick	Draft language received on 12/27/19
6.	Align public solicitation/advertisement language with D-B procurement; any change may impact RCW 39.10.380, RCW 39.10.385, RCW 39.10.390, and RCW 39.10.400	RCW 39.10.360 RCW 39.10.380 RCW 39.10.385 RCW 39.10.390 RCW 39.10.400	9/25/19	Nick	Draft language received on 1/7/20

No.	Subject	Statute(s) Affected	Discussed	Assigned To	Status
7.	Align evaluation factors for GCCM selection under RCW 39.10.360(3)(a) more closely with D-B procurement	RCW 39.10.360	9/25/19	Andy, Nick	In progress
8.	GCCM evaluation factors – remove “negotiated” language from RCW 39.10.360(3)(a)(ii)	RCW 39.10.360	10/14/19	Scott	Draft language received on 01/02/20
9a.	E/M CCM - MCAWW proposals	RCW 39.10.385	10/22/19 11/7/19	Scott	Draft language received on 10/22/19
9b.	E/M CCM – open to trades other than M & E	RCW 39.10.385	10/22/19 11/7/19	Keith, Dave	Draft language received on 01/06/20
9c.	E/M CCM - more inclusion of MWDBE	RCW 39.10.385	10/22/19 11/7/19	Rebecca	Referred to Business Equity Committee
10.	GCCM evaluation factors – more inclusion of MWDBE	RCW 39.10.360	10/14/19	Rebecca	Referred to Business Equity Committee
11.	Add language that would make negotiated support services an “allowance” to be reconciled at completion of project. Remove second sentence in RCW 39.10.370(4)?	RCW 39.10.370	10/14/19	Keith	Draft language received on 01/06/20
12.	GCCM procurement of subcontractor – remove “two percent” language from RCW 39.10.380(6)(b) and/or replace with “five percent”	RCW 39.10.380	11/7/19	Keith	Draft language received on 01/06/20
13.	Ensuring fairness in bid opening when GCCM bids on subcontract work	RCW 39.10.390	11/7/19	Mike, Andy	In progress
14.	Add language clarifying what “customarily performed or supplied by” means in RCW 39.10.390(2)(a)	RCW 39.10.390	11/14/19	Mike, Dave	In progress
15.	Add language addressing subcontractor rights in the processing of equitable adjustments, change orders, and claims. ( <i>see also</i> , Item #3 above)	RCW 39.10.410	11/14/19	Mike, Shannon, Janice, Rebecca, John	Draft language received on 12/27/19
16.	Ability to negotiate subcontracts	RCW 39.10.380	12/4/19	Mike	In progress
17.	Technical edits (non-substantive)	Various	All	All	In progress