Contractor Assurances, Surety Bonds and Insurance

A contract will only be entered into with a contractor who is licensed or registered as required by the laws of this state. A contractor will be granted a contract when a statement is submitted and sworn to which states that the contractor is in compliance with the state laws relating to prevailing wage for public works and with state and federal laws relating to nondiscrimination in hiring. Such a statement may be a provision or clause in the contract.

Contractor Surety Bonds and Insurance

Each contractor's bid may be required to be accompanied by a certified or cashier's check, or bid bond in the amount of at least five percent of the total bid amount, excluding taxes. Bid deposits pursuant to this policy may be based upon the architect's estimated cost of construction. Any bid which is not successful will entitle the bidder to a refund of its security or bond. The successful bidder will have the bond or security retained until such a time as it is determined that the bidder will complete the contract.

All successful public works and small works bidders may be required to make, execute and deliver to the board a good and sufficient performance bond with a surety company which will state that the contractor will execute and faithfully perform the provisions of the contract and will pay all subcontractors and material men as required by law.

Change Orders

The board will approve authorized change orders which arise during construction. In order to facilitate timely progress during construction, the superintendent has the authority to authorize change orders if additional cost to the district does not exceed the approved contingency for the project or extend beyond its original scope. The superintendent will establish procedures for the approval, administration and internal control of changes in public works contracts.

Legal References:

- RCW 39.06.010 Contracts with unregistered or unlicensed contractors and with other violators prohibited
- 39.08.010 Bond required — Conditions - Retention of contract amount in lieu of bond — Contracts of one-hundred-thousand dollars or less
- Chapter 39.12 RCW Prevailing wages on public works
- 49.60.180 Unfair practices of employment
- 29 USC 794 Section 504, Rehabilitation Act of 1973