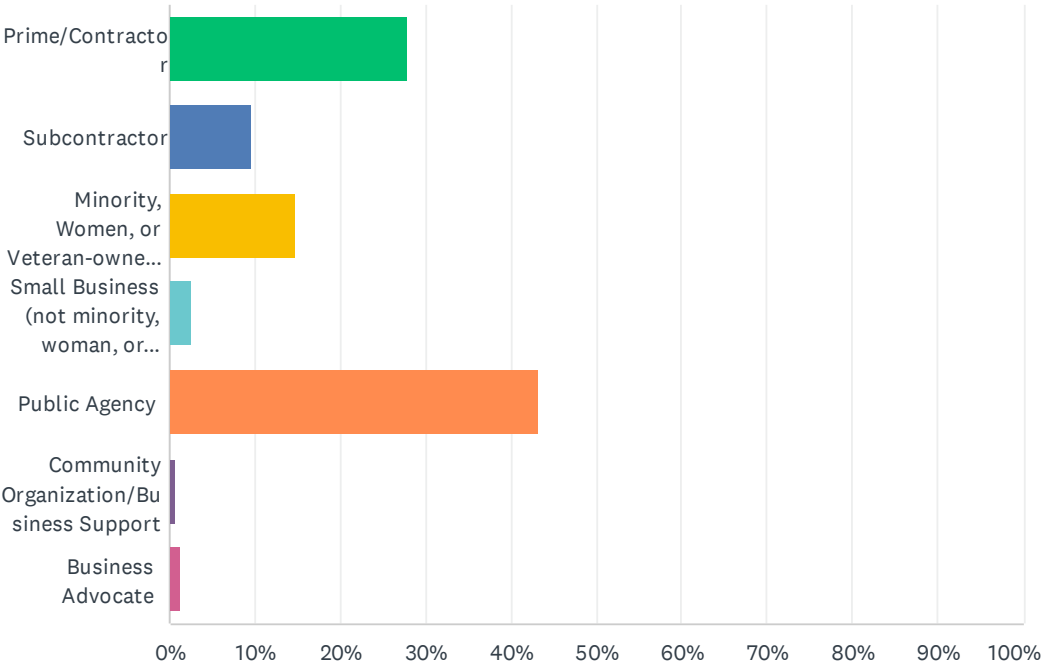


# Q1 Which stakeholder group do you identify with? Check the best fit.

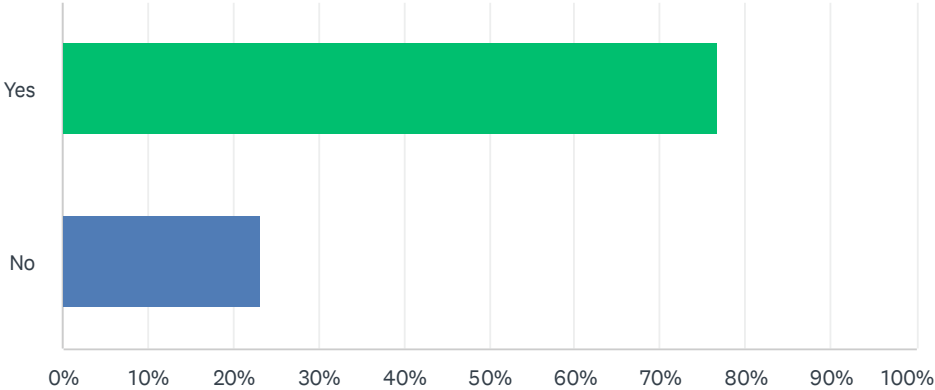
Answered: 157 Skipped: 0



| ANSWER CHOICES   | RESPONSES |            |
|--|-----------|------------|
| Prime/Contractor                                       | 28.03%    | 44         |
| Subcontractor  | 9.55%     | 15         |
| Minority, Women, or Veteran-owned Business             | 14.65%    | 23         |
| Small Business (not minority, woman, or veteran-owned) | 2.55%     | 4          |
| Public Agency  | 43.31%    | 68         |
| Community Organization/Business Support                | 0.64%     | 1          |
| Business Advocate                                      | 1.27%     | 2          |
| <b>TOTAL</b>   |           | <b>157</b> |

## Q2 Do you support adding a section of this statute focused on minimum requirements for public owners?

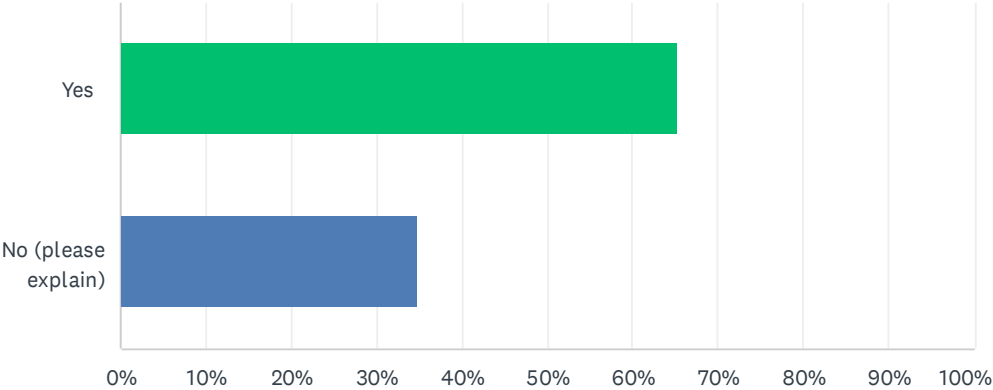
Answered: 121 Skipped: 36



| ANSWER CHOICES | RESPONSES |     |
|----------------|-----------|-----|
| Yes            | 76.86%    | 93  |
| No             | 23.14%    | 28  |
| TOTAL          |           | 121 |

### Q3 Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

Answered: 121 Skipped: 36



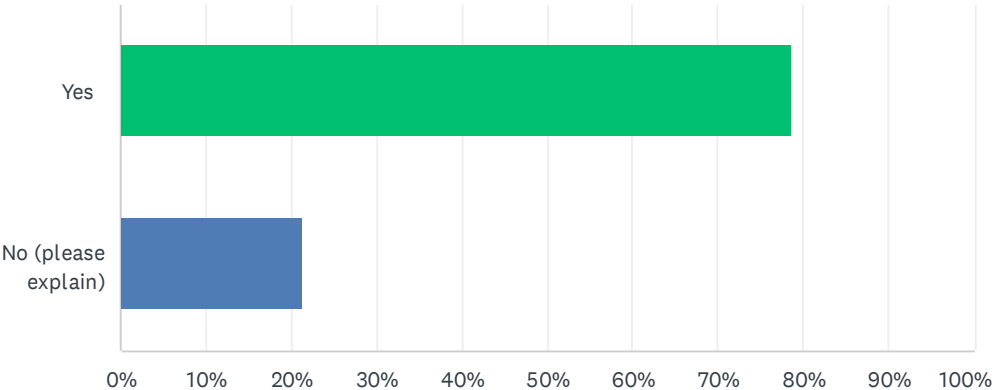
| ANSWER CHOICES      | RESPONSES |     |
|---------------------|-----------|-----|
| Yes                 | 65.29%    | 79  |
| No (please explain) | 34.71%    | 42  |
| TOTAL               |           | 121 |

# Q4 What other requirements would you add to this section for public agencies?

Answered: 57 Skipped: 100

### Q5 Do you support keeping the 10 days “paid-when-paid” requirement?

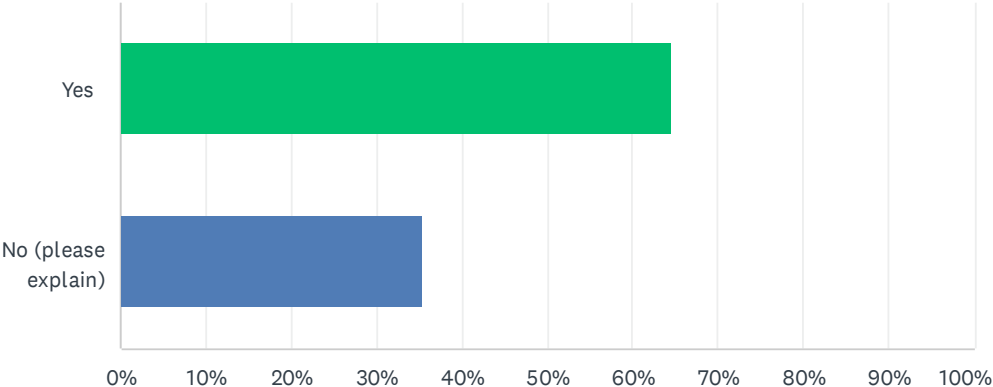
Answered: 113 Skipped: 44



| ANSWER CHOICES      | RESPONSES |     |
|---------------------|-----------|-----|
| Yes                 | 78.76%    | 89  |
| No (please explain) | 21.24%    | 24  |
| TOTAL               |           | 113 |

### Q6 Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

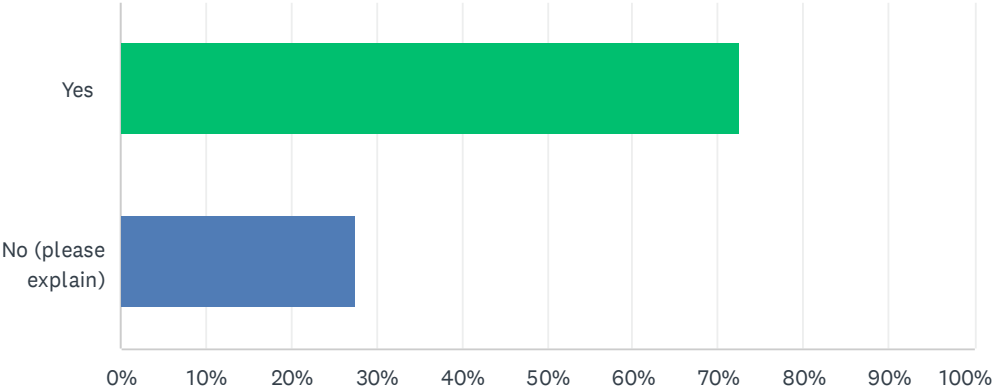
Answered: 113 Skipped: 44



| ANSWER CHOICES      | RESPONSES |
|---------------------|-----------|
| Yes                 | 64.60% 73 |
| No (please explain) | 35.40% 40 |
| TOTAL               | 113       |

### Q7 Do you support a proportionate distribution of interest on late payments?

Answered: 113 Skipped: 44



| ANSWER CHOICES      | RESPONSES |     |
|---------------------|-----------|-----|
| Yes                 | 72.57%    | 82  |
| No (please explain) | 27.43%    | 31  |
| TOTAL               |           | 113 |

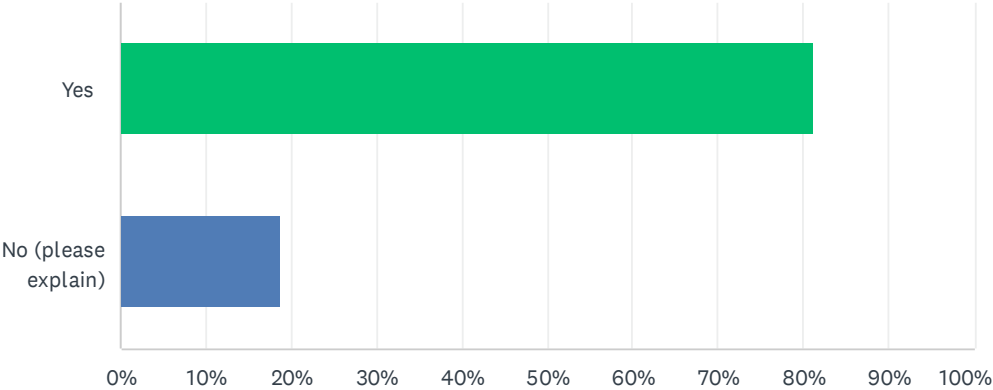
## Q8 Additional feedback or suggestions:

Answered: 33 Skipped: 124



### Q9 Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

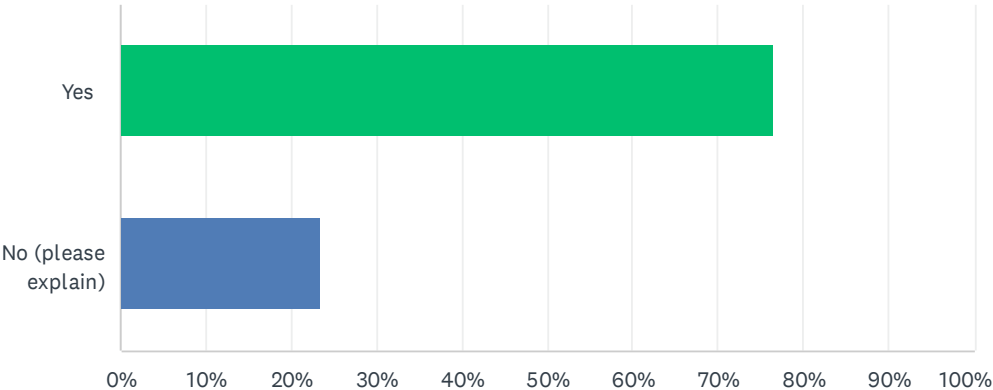
Answered: 107 Skipped: 50



| ANSWER CHOICES      | RESPONSES |     |
|---------------------|-----------|-----|
| Yes                 | 81.31%    | 87  |
| No (please explain) | 18.69%    | 20  |
| TOTAL               |           | 107 |

### Q10 Do you understand what the estimated cost of a remedy would be?

Answered: 107 Skipped: 50



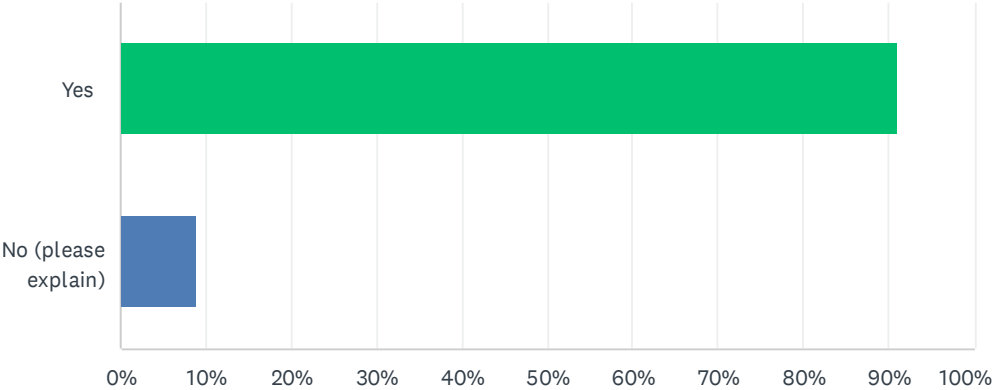
| ANSWER CHOICES      | RESPONSES |     |
|---------------------|-----------|-----|
| Yes                 | 76.64%    | 82  |
| No (please explain) | 23.36%    | 25  |
| TOTAL               |           | 107 |

# Q11 Additional feedback or suggestions:

Answered: 14 Skipped: 143

### Q12 Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

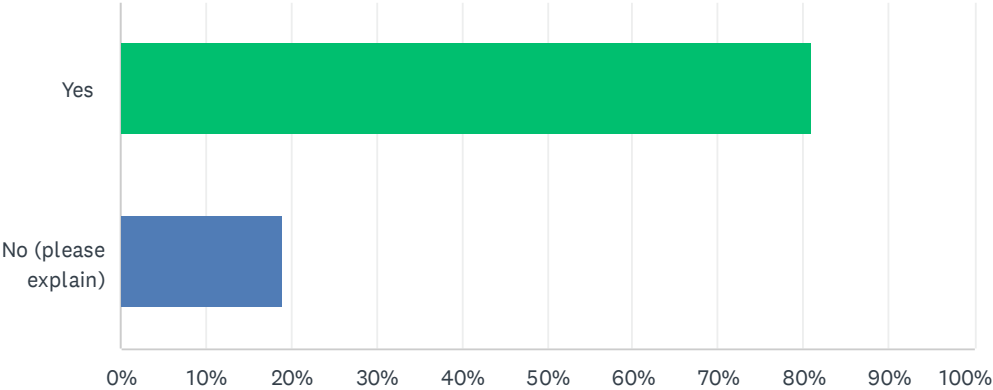
Answered: 100 Skipped: 57



| ANSWER CHOICES      | RESPONSES |     |
|---------------------|-----------|-----|
| Yes                 | 91.00%    | 91  |
| No (please explain) | 9.00%     | 9   |
| TOTAL               |           | 100 |

### Q13 Do you support the accrual of interest on any late payment at any tier?

Answered: 100 Skipped: 57



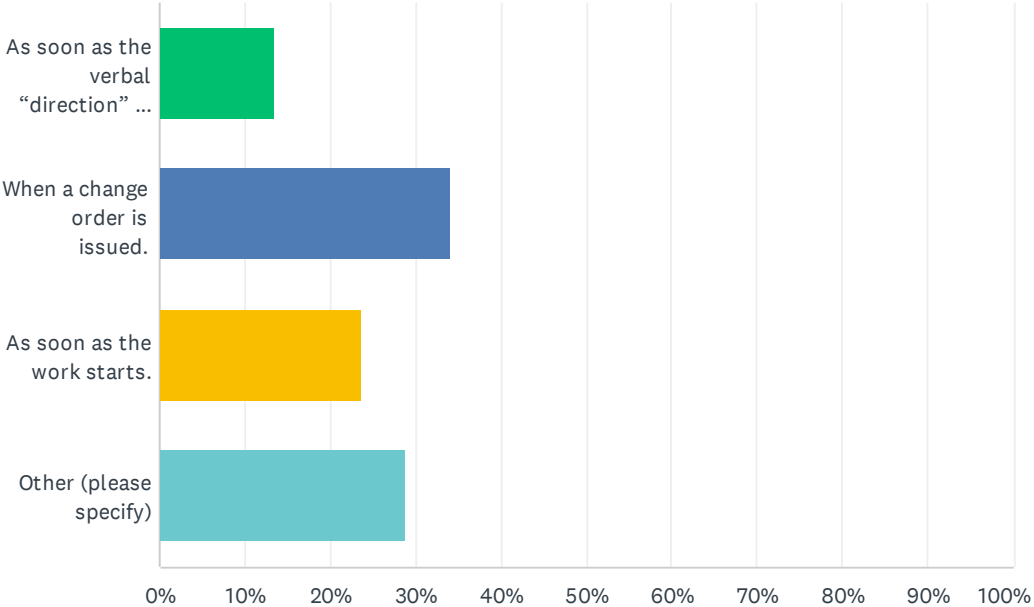
| ANSWER CHOICES      | RESPONSES |     |
|---------------------|-----------|-----|
| Yes                 | 81.00%    | 81  |
| No (please explain) | 19.00%    | 19  |
| TOTAL               |           | 100 |

# Q14 Additional feedback or suggestions:

Answered: 20 Skipped: 137

### Q15 In your opinion, when should the payment “clock” start on change order work?

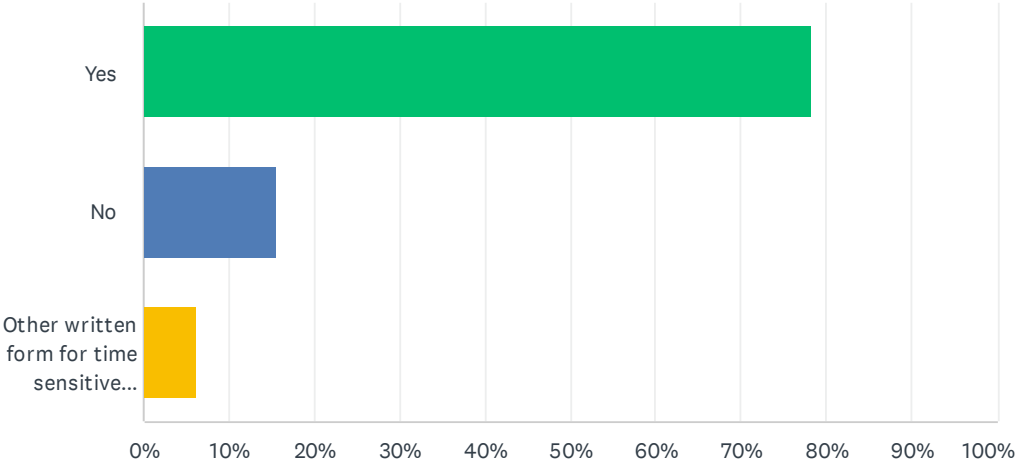
Answered: 97 Skipped: 60



| ANSWER CHOICES                              | RESPONSES |           |
|---|-----------|-----------|
| As soon as the verbal “direction” is given? | 13.40%    | 13        |
| When a change order is issued.              | 34.02%    | 33        |
| As soon as the work starts.                 | 23.71%    | 23        |
| Other (please specify)                      | 28.87%    | 28        |
| <b>TOTAL</b>                                |           | <b>97</b> |

### Q16 In your experience, have you seen the use of written “field directive/field authorization?”

Answered: 97 Skipped: 60

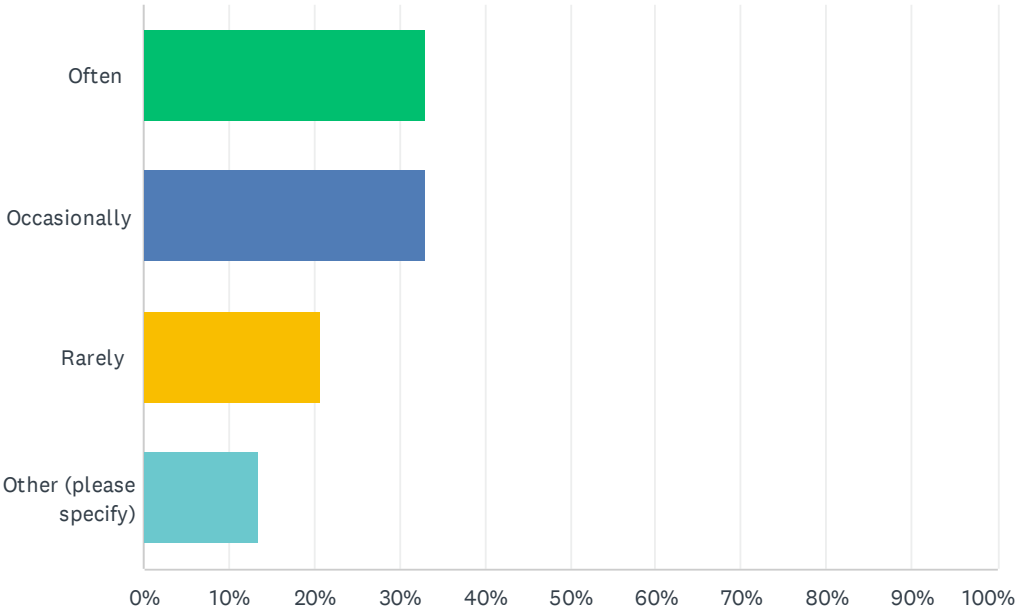


| ANSWER CHOICES                                   | RESPONSES |           |
|--|-----------|-----------|
| Yes  | 78.35%    | 76        |
| No   | 15.46%    | 15        |
| Other written form for time sensitive direction. | 6.19%     | 6         |
| <b>TOTAL</b>                                     |           | <b>97</b> |



### Q17 How frequently are verbal directions given to communicate or direct changes?

Answered: 97 Skipped: 60



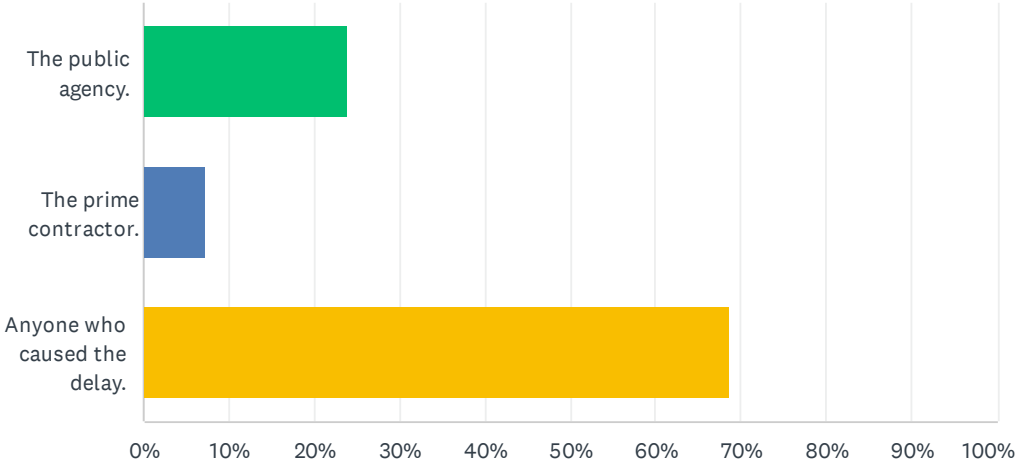
| ANSWER CHOICES         | RESPONSES |           |
|------------------------|-----------|-----------|
| Often                  | 32.99%    | 32        |
| Occasionally           | 32.99%    | 32        |
| Rarely                 | 20.62%    | 20        |
| Other (please specify) | 13.40%    | 13        |
| <b>TOTAL</b>           |           | <b>97</b> |

## Q18 Additional feedback or suggestions:

Answered: 25 Skipped: 132

### Q19 In your opinion, who is responsible for interest on late payments on change order work?

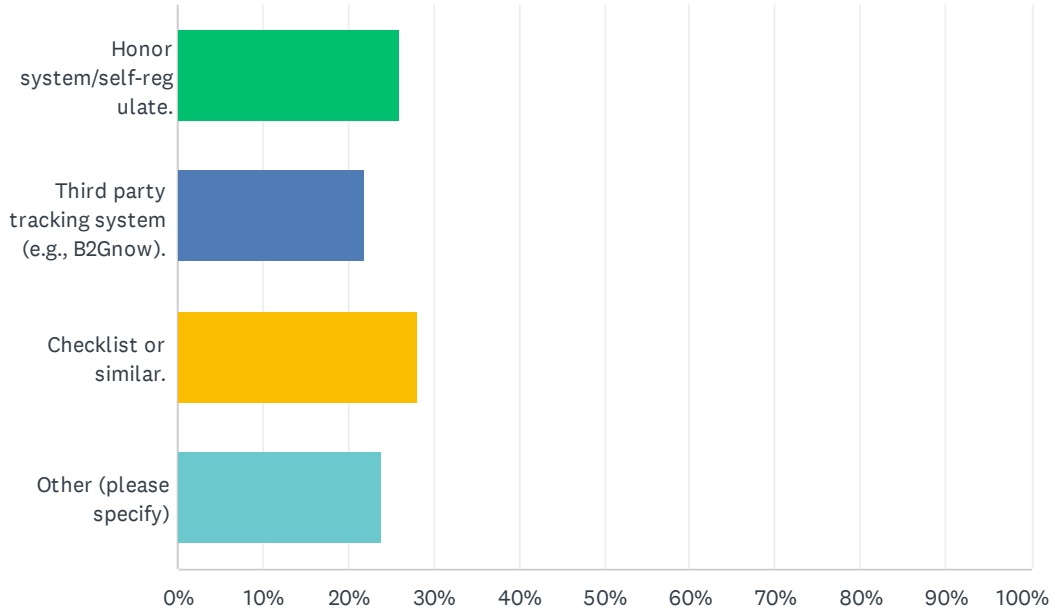
Answered: 96 Skipped: 61



| ANSWER CHOICES               | RESPONSES |           |
|------------------------------|-----------|-----------|
| The public agency.           | 23.96%    | 23        |
| The prime contractor.        | 7.29%     | 7         |
| Anyone who caused the delay. | 68.75%    | 66        |
| <b>TOTAL</b>                 |           | <b>96</b> |

## Q20 What is the best approach to tracking compliance with this type of requirement?

Answered: 96 Skipped: 61



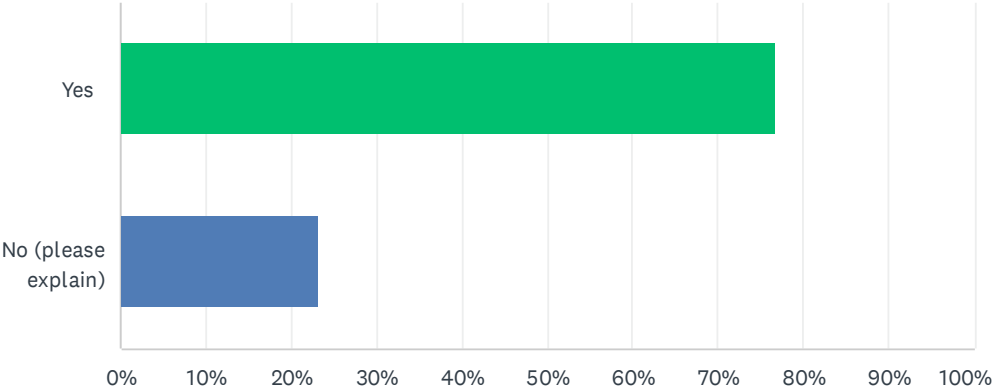
| ANSWER CHOICES                              | RESPONSES |           |
|---|-----------|-----------|
| Honor system/self-regulate.                 | 26.04%    | 25        |
| Third party tracking system (e.g., B2Gnow). | 21.88%    | 21        |
| Checklist or similar.                       | 28.13%    | 27        |
| Other (please specify)                      | 23.96%    | 23        |
| <b>TOTAL</b>                                |           | <b>96</b> |

## Q21 Additional feedback or suggestions:

Answered: 17 Skipped: 140

### Q22 Do you think this language clarifies when the 30 day “clock” to payment is?

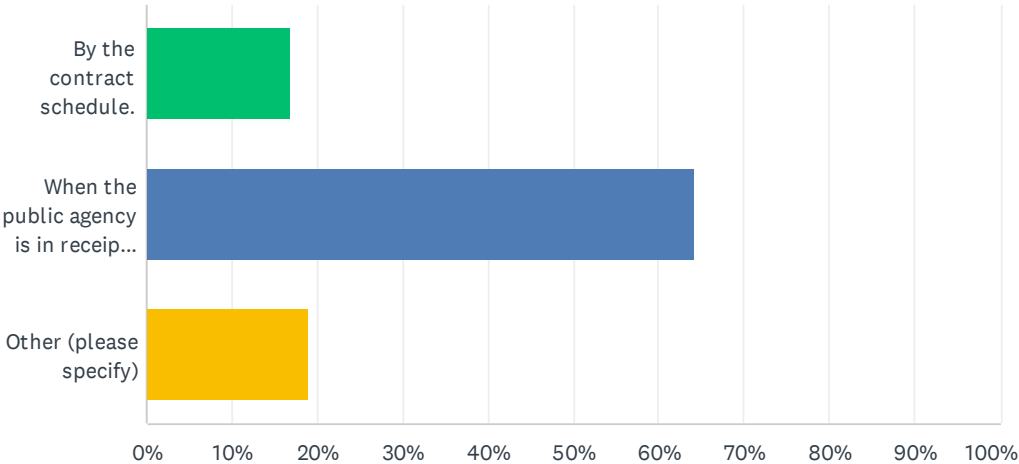
Answered: 95 Skipped: 62



| ANSWER CHOICES      | RESPONSES |    |
|---------------------|-----------|----|
| Yes                 | 76.84%    | 73 |
| No (please explain) | 23.16%    | 22 |
| TOTAL               |           | 95 |

### Q23 When do you think the 30 days to payment “clock” should start?

Answered: 95 Skipped: 62



| ANSWER CHOICES  | RESPONSES |           |
|---|-----------|-----------|
| By the contract schedule.   | 16.84%    | 16        |
| When the public agency is in receipt of a properly completed invoice. | 64.21%    | 61        |
| Other (please specify)  | 18.95%    | 18        |
| <b>TOTAL</b>  |           | <b>95</b> |

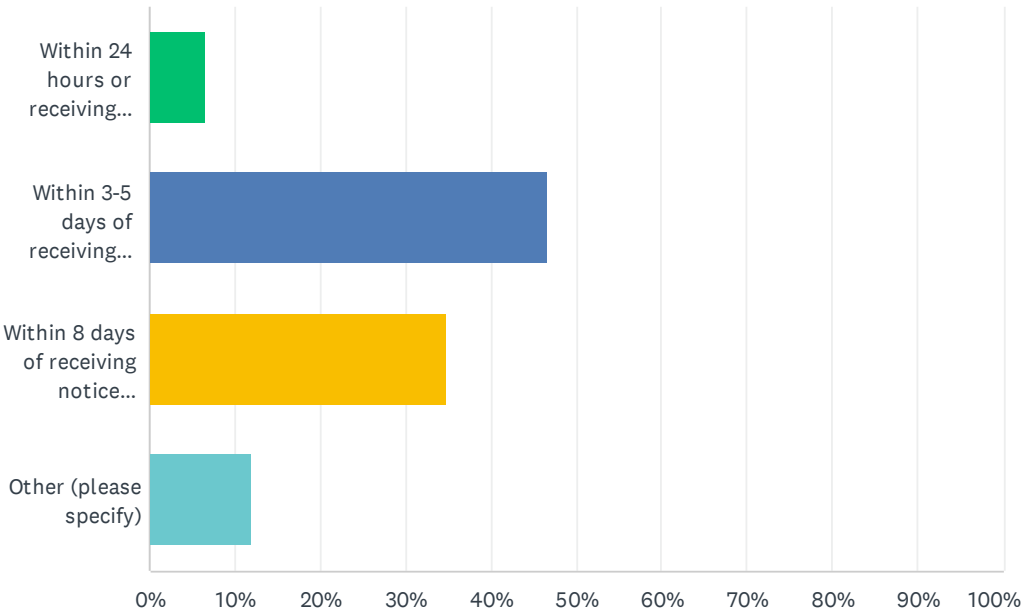
## Q24 Additional feedback or suggestions:

Answered: 19 Skipped: 138



## Q25 When do you think is an appropriate timeframe to notify another party of a dispute?

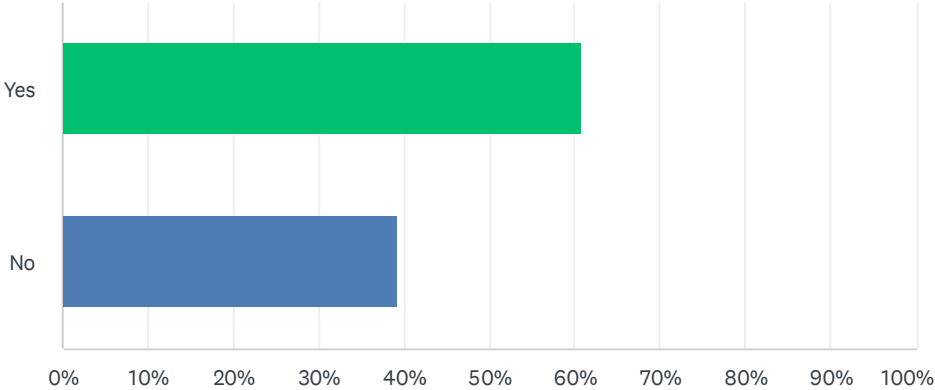
Answered: 92 Skipped: 65



| ANSWER CHOICES                                | RESPONSES |           |
|---|-----------|-----------|
| Within 24 hours or receiving notice yourself. | 6.52%     | 6         |
| Within 3-5 days of receiving notice yourself. | 46.74%    | 43        |
| Within 8 days of receiving notice yourself.   | 34.78%    | 32        |
| Other (please specify)                        | 11.96%    | 11        |
| <b>TOTAL</b>                                  |           | <b>92</b> |

### Q26 In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

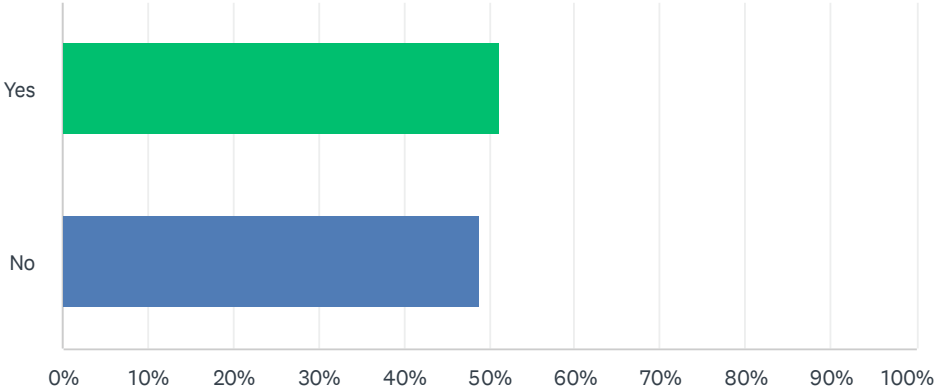
Answered: 92 Skipped: 65



| ANSWER CHOICES | RESPONSES |    |
|----------------|-----------|----|
| Yes            | 60.87%    | 56 |
| No             | 39.13%    | 36 |
| TOTAL          |           | 92 |

### Q27 In your experience have you experienced partial payments for amounts not in dispute?

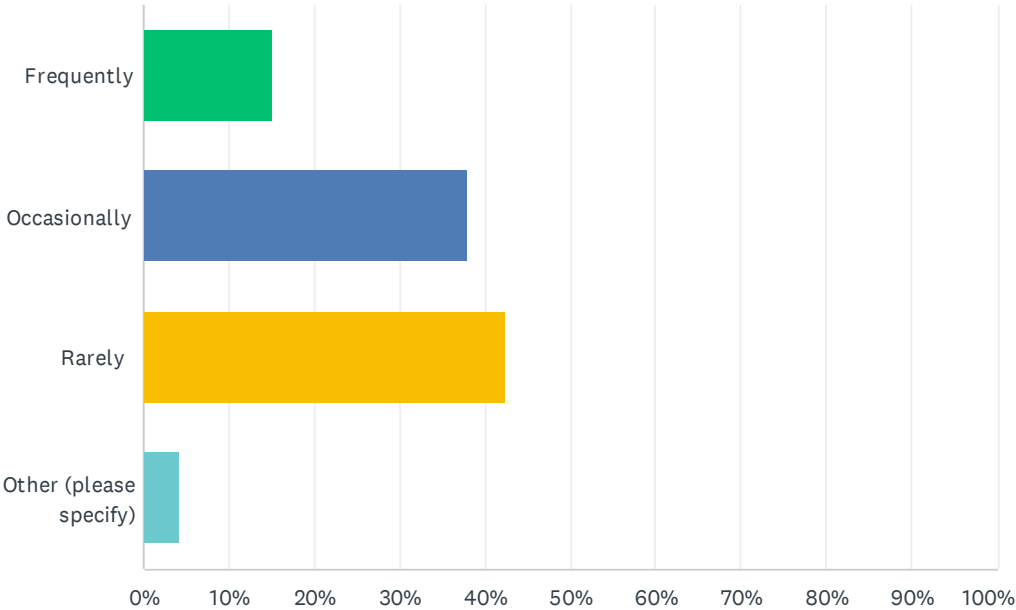
Answered: 92 Skipped: 65



| ANSWER CHOICES | RESPONSES |    |
|----------------|-----------|----|
| Yes            | 51.09%    | 47 |
| No             | 48.91%    | 45 |
| TOTAL          |           | 92 |

## Q28 How often do you experience “disputed amounts?”

Answered: 92 Skipped: 65



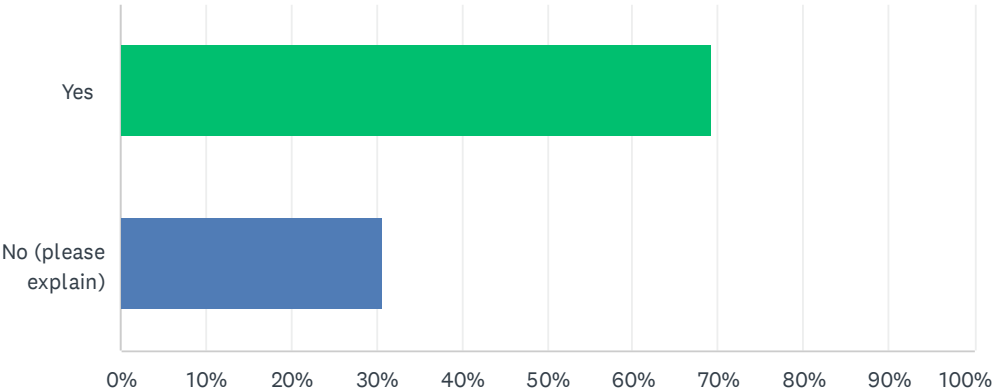
| ANSWER CHOICES         | RESPONSES |    |
|------------------------|-----------|----|
| Frequently             | 15.22%    | 14 |
| Occasionally           | 38.04%    | 35 |
| Rarely                 | 42.39%    | 39 |
| Other (please specify) | 4.35%     | 4  |
| TOTAL                  |           | 92 |

## Q29 Additional feedback or suggestions:

Answered: 15 Skipped: 142

### Q30 Do you agree with the timing for interest to accrue on withheld payments?

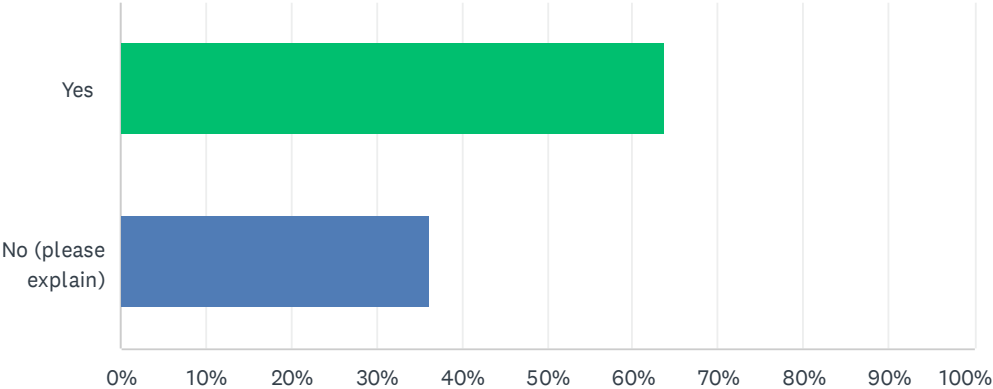
Answered: 91 Skipped: 66



| ANSWER CHOICES      | RESPONSES |    |
|---------------------|-----------|----|
| Yes                 | 69.23%    | 63 |
| No (please explain) | 30.77%    | 28 |
| TOTAL               |           | 91 |

### Q31 If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

Answered: 91 Skipped: 66



| ANSWER CHOICES      | RESPONSES |
|---------------------|-----------|
| Yes                 | 63.74% 58 |
| No (please explain) | 36.26% 33 |
| TOTAL               | 91        |

### Q32 Additional feedback or suggestions:

Answered: 10 Skipped: 147



### Q33 Additional feedback or suggestions:

Answered: 18 Skipped: 139

### Q34 Are there any changes you would suggest to this section?

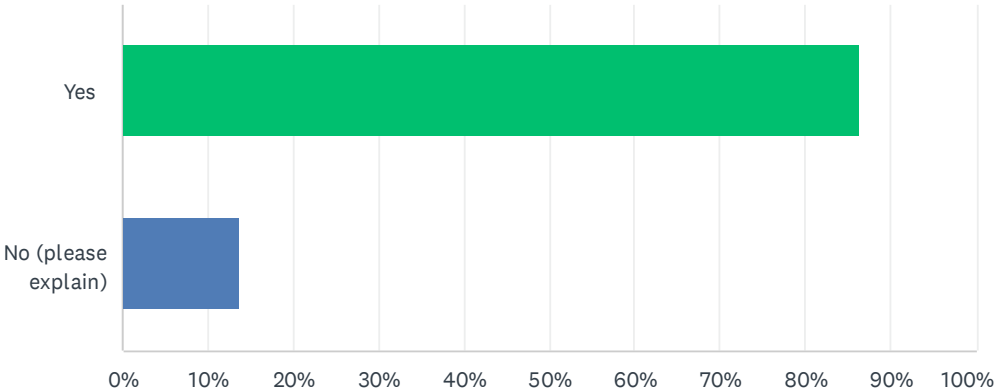
Answered: 35 Skipped: 122

### Q35 Additional feedback or suggestions:

Answered: 10 Skipped: 147

### Q36 Is this section clear?

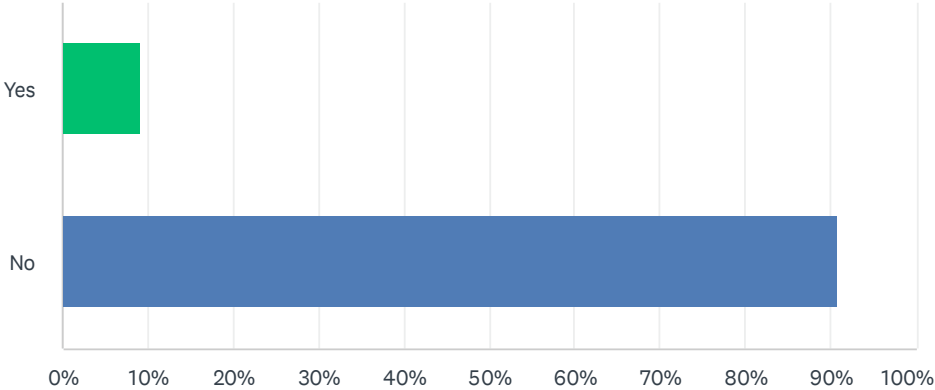
Answered: 88 Skipped: 69



| ANSWER CHOICES      | RESPONSES |    |
|---------------------|-----------|----|
| Yes                 | 86.36%    | 76 |
| No (please explain) | 13.64%    | 12 |
| TOTAL               |           | 88 |

### Q37 This is an existing requirement. Have you experienced interest paid on withheld amounts?

Answered: 88 Skipped: 69



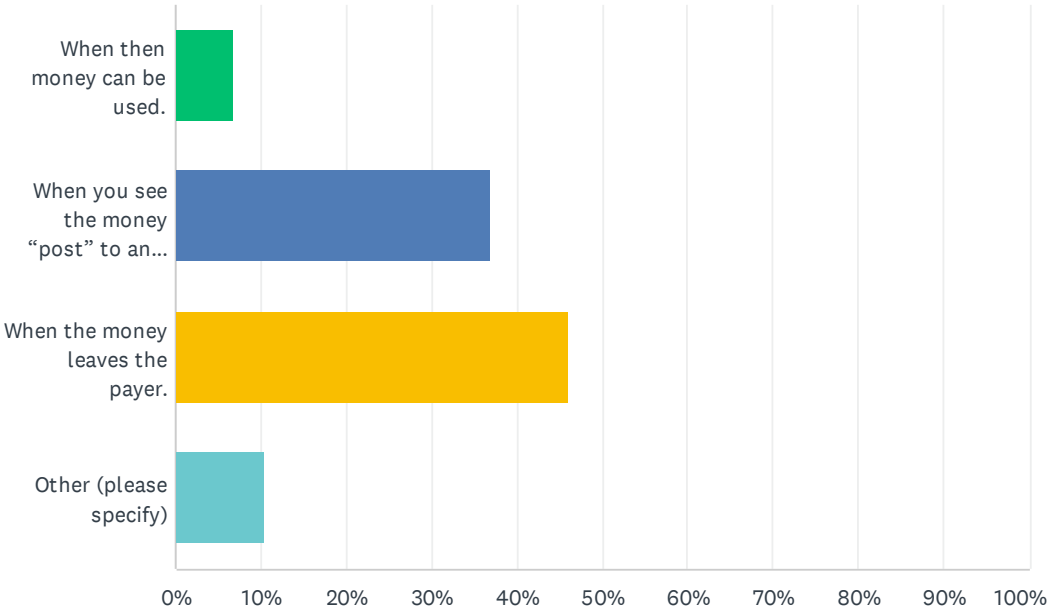
| ANSWER CHOICES | RESPONSES |    |
|----------------|-----------|----|
| Yes            | 9.09%     | 8  |
| No             | 90.91%    | 80 |
| TOTAL          |           | 88 |

### Q38 Additional feedback or suggestions:

Answered: 9 Skipped: 148

### Q39 When do you consider a payment to be made?

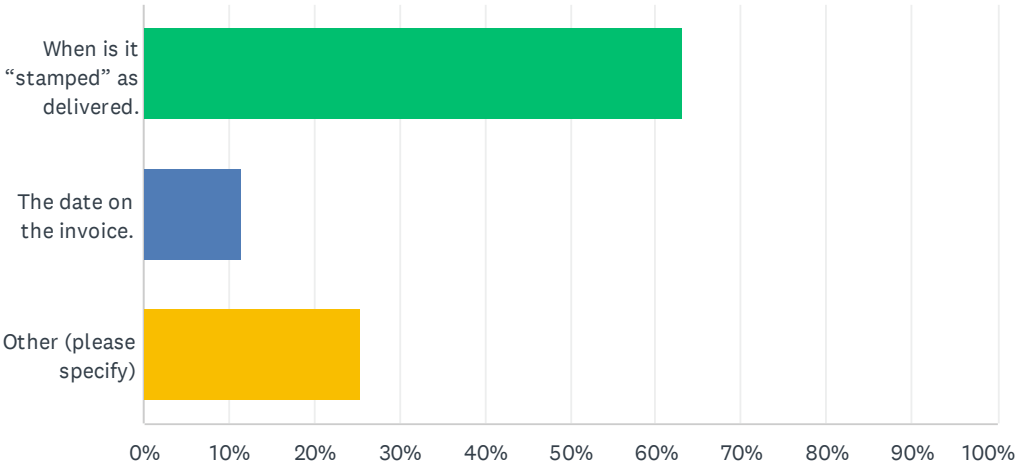
Answered: 87 Skipped: 70



| ANSWER CHOICES                               | RESPONSES |           |
|--|-----------|-----------|
| When then money can be used.                 | 6.90%     | 6         |
| When you see the money "post" to an account. | 36.78%    | 32        |
| When the money leaves the payer.             | 45.98%    | 40        |
| Other (please specify)                       | 10.34%    | 9         |
| <b>TOTAL</b>                                 |           | <b>87</b> |

### Q40 When do you consider an invoice to be received?

Answered: 87 Skipped: 70



| ANSWER CHOICES                     | RESPONSES |           |
|------------------------------------|-----------|-----------|
| When is it "stamped" as delivered. | 63.22%    | 55        |
| The date on the invoice.           | 11.49%    | 10        |
| Other (please specify)             | 25.29%    | 22        |
| <b>TOTAL</b>                       |           | <b>87</b> |



## Q41 Additional feedback or suggestions:

Answered: 11 Skipped: 146

**Q42 Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).**

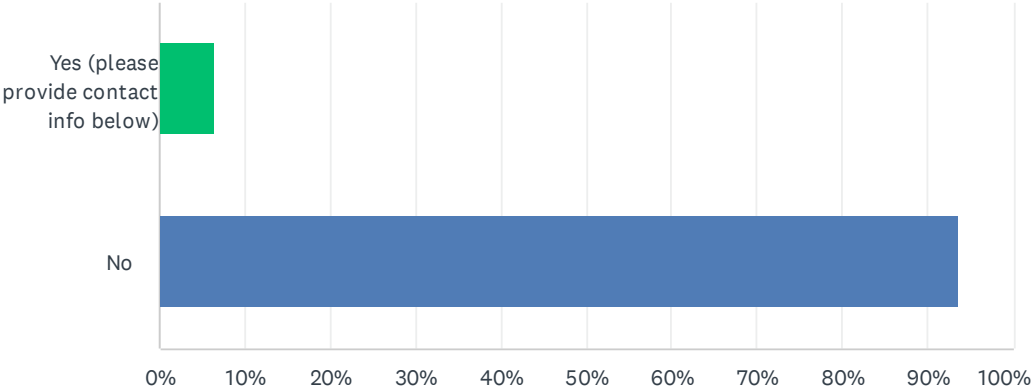
Answered: 26 Skipped: 131

**Q43 For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.**

Answered: 29 Skipped: 128

### Q44 Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

Answered: 79 Skipped: 78



| ANSWER CHOICES                          | RESPONSES |    |
|---|-----------|----|
| Yes (please provide contact info below) | 6.33%     | 5  |
| No                                      | 93.67%    | 74 |
| TOTAL                                   |           | 79 |

### Q45 Please provide your contact details.

Answered: 29 Skipped: 128

| ANSWER CHOICES  | RESPONSES |    |
|-----------------|-----------|----|
| Name            | 93.10%    | 27 |
| Organization    | 93.10%    | 27 |
| Address         | 0.00%     | 0  |
| Address 2       | 0.00%     | 0  |
| City/Town       | 0.00%     | 0  |
| State/Province  | 0.00%     | 0  |
| ZIP/Postal Code | 0.00%     | 0  |
| Country         | 0.00%     | 0  |
| Email Address   | 93.10%    | 27 |
| Phone Number    | 0.00%     | 0  |

# #1

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 11:08:06 AM  
**Last Modified:** Monday, July 08, 2024 11:34:50 AM  
**Time Spent:** 00:26:43  
**IP Address:** 4.53.155.194

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
I think most public agencies pay on time. When there is a dispute to an invoice, it may fall beyond the 30 day requirement, so changing the wording to "must" will create issues for the agency.

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

This will in turn cause contractors to increase their costs to the public agency, creating higher costs that is not good use of the public funds.

---

**Q8**

Additional feedback or suggestions:

---

Respondent skipped this question

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

Yes

**Q10**

Do you understand what the estimated cost of a remedy would be?

Yes

**Q11**

Additional feedback or suggestions:

---

Respondent skipped this question

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

Yes

**Q13**

Do you support the accrual of interest on any late payment at any tier?

Yes

**Q14**

Additional feedback or suggestions:

---

Respondent skipped this question

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---



**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Rarely**

How often do you experience “disputed amounts?”

---

**Q29**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

**Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** **Respondent skipped this question**

Are there any changes you would suggest to this section?

---

**Q35** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** **Yes**

Is this section clear?

---

**Q37** **No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Additional feedback or suggestions:

I believe on a previous section they started paying interest on the 9th day, wouldn't it be easier to remember and follow if it is the same for each section? 8 days for this or 9 days for that will often be mixed up and create errors.

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **When you see the money “post” to an account.**

When do you consider a payment to be made?

---

**Q40** **When is it “stamped” as delivered.**

When do you consider an invoice to be received?

---

**Q41** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

I am worried that contractors will increase their fees due to the interest that may need to be paid. I hope not, but they charge us for everything!

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

## #2

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 11:01:34 AM  
**Last Modified:** Monday, July 08, 2024 11:41:39 AM  
**Time Spent:** 00:40:05  
**IP Address:** 24.16.130.241

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

Payment schedule will not help as there are too many variables that the owner has not control over. Schedules should be flexible to allow payment to as many as possible rather than required to abide by some arbitrary cutoff date. That will make it worse for some contractors to get paid when their invoice was submitted late. I do think a checklist and clearly defined reasonable requirements for payment would be helpful - at all tier.

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

Payment schedules do not work due to the variants that owner has no control over. I would keep the requirement strictly to payment within 30 days as required by Statute and not some arbitrary payment schedule. I do support notification and updates on when payment can be expected.

**Q7**

Do you support a proportionate distribution of interest on late payments?

**Yes**

**Q8**

Additional feedback or suggestions:

We need to be careful with any language that requires timelines, cut-off dates or payment schedules. Owners should be required to abide by the payment within 30 days.

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

**Q10**

Do you understand what the estimated cost of a remedy would be?

**Yes**

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Yes**

**Q13**

Do you support the accrual of interest on any late payment at any tier?

**Yes**

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Other (please specify):  
When the work is completed.  
In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Yes  
In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Rarely  
How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question  
Additional feedback or suggestions:

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Anyone who caused the delay.  
In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Honor system/self-regulate.  
What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question  
Additional feedback or suggestions:

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Yes  
Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**  
When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**  
Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**  
When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**  
In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**  
In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**  
How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**  
Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **No (please explain):**  
Do you agree with the timing for interest to accrue on withheld payments?  
**Owner could inform contractor on day 10, revised invoice received on day 15, and payment made within the 30 days.**

---

**Q31** **No (please explain):**  
If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?  
**They should not be factored in.**

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---



**Q41** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

Change law that requires an Intent be filed with LNI prior to payment.

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Yes, it will require resources to manage and track.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #3

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 11:34:21 AM  
**Last Modified:** Monday, July 08, 2024 12:04:22 PM  
**Time Spent:** 00:30:00  
**IP Address:** 67.185.99.167

---

Page 1: This survey will close on Sunday, July 14

## Q1 Community Organization/Business Support

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

## Q2 Yes

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

## Q3 Yes

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

## Q4

What other requirements would you add to this section for public agencies?

Subcontractor tracking (subletting) and payment release timeframes should be part of all public works contracting requirements. 1% interest is not high enough.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

## Q5 No (please explain): in today's environment it should be lower, 5 maybe 7 days.

Do you support keeping the 10 days "paid-when-paid" requirement?

---

## Q6 No (please explain): Only if there is some sort of consequence and some way to enforce its use.

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **No (please explain):**  
There needs to be the ability to negotiate what remedies should be.

Do you understand what the estimated cost of a remedy would be?

---

**Q11**  
Additional feedback or suggestions:

Please add that disputed amounts cannot be held without written notice.

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the verbal “direction” is given?**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

Change order work is most often urgent and real-time, giving anyone 30 days to write up a change order seems too long. The process should be written field directive in order to start additional work, and formal change order within 7 business days of additional work starting.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Other (please specify):  
contract management system like unifier used by WSDOT and larger public agencies.

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

Additional feedback or suggestions:

If work has already started this seems strange that then a lower-tier sub would have to request a change order. A written field directive should be used to start work and then a change order should flow within 7 working days to anyone impacted by the written field directive.

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** No (please explain):  
Check mailing should be only a last resort and should never be used as a time tracker.

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**  
When do you think the 30 days to payment “clock” should start?

---

**Q24**  
Additional feedback or suggestions:  
What constitutes a "properly completed invoice" should be defined in the contract along with the payment schedule, etc. and should be substantive in nature. Forgetting to attach a piece of paper is not necessarily substantive and shouldn't hold up processing a payment.

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**  
When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**  
In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**  
In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Frequently**  
How often do you experience “disputed amounts?”

---

**Q29**  
Additional feedback or suggestions:  
Partial payments and payments in disputes should be added to the payment schedule and the payment schedule should be updated with the project schedule.

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **No (please explain):**  
Do you agree with the timing for interest to accrue on withheld payments? **interest should accrue from the when the payment would have been due**

---

**Q31**

**Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

Interest should start to accrue from the time the "remedial actions" are complete. At this point, any payment for work originally completed is months behind. From experience, most of the remedial actions are paperwork related and therefore really shouldn't hold up payments in the first place.

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

5-7 business days, not 8.

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Additional feedback or suggestions:

subcontractor's contracts should contain this requirement and information.

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **When then money can be used.**

When do you consider a payment to be made?

---

**Q40** **When is it “stamped” as delivered.**

When do you consider an invoice to be received?

---

**Q41**

Additional feedback or suggestions:

Mail is not reliable, so postmarks should not be the determining factor.

---

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

Retainage RCW needs to be reviewed. L&I, DOR, and ESD need to be held to the timeframes.

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #4

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 12:50:27 PM  
**Last Modified:** Monday, July 08, 2024 1:13:27 PM  
**Time Spent:** 00:22:59  
**IP Address:** 208.68.247.153

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

If Contractors are legislated to pay subcontractors early, Agencies must bear the burden of erroneous payment due to lack of documentation or over payment by negligent subcontractors

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):  
Who will pay for this?**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---



**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

Question 3 above you need more definition of late payment. By Owner, By Contractor? Public works payment process is tedious and time consuming and requires completed documentation at all steps. Do not confuse "Late" with a long process

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

No (please explain):

If disputed the dispute is legitimate, 100% may not cover the cost of the damages

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

When the work is authorized in writing by the agency/Owner

---

**Q16**

In your experience, have you seen the use of written “field directive/field authorization?”

**Yes**

---

**Q17**

How frequently are verbal directions given to communicate or direct changes?

Other (please specify):

This should NEVER happen on a Public Works contract

---

**Q18**

Additional feedback or suggestions:

The party completing the work must also be held accountable to give prompt pricing

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

In your opinion, who is responsible for interest on late payments on change order work?

**Anyone who caused the delay.**

---

**Q20**

What is the best approach to tracking compliance with this type of requirement?

Other (please specify):

All contracts have terms to deal with these situations, the parties to the contracts must hold each other accountable

---

**Q21**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):

A properly completed invoice includes many things, including a properly executed change order for the work along with properly completed releases, avadavats of wages and other reporting requirements

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**  
When do you think the 30 days to payment “clock” should start?

---

**Q24**  
Additional feedback or suggestions:  
A properly completed invoice includes many things, including a properly executed change order for the work along with properly completed releases, avadavats of wages and other reporting requirements

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Other (please specify):**  
When do you think is an appropriate timeframe to notify another party of a dispute? Within 3-5 days of becoming aware of a dispute.

---

**Q26** **Yes**  
In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**  
In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**  
How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**  
Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**  
Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

No (please explain):

If payments are withheld for proper contractual reasons no interest should be due

**Q32**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

One of Contractor's biggest risks is overpayment to subcontractors, by legislating prompt payments you are inhibiting Contractor's ability to perform proper and due diligence on subcontractor payments. By doing this. you (The agency) should be baring the costs of some of those risks

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

No

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

**When then money can be used.**

When do you consider a payment to be made?

---

**Q40**

Other (please specify):

When do you consider an invoice to be received?

When it is delivered and all of the other required components of the invoice, releases, affidavits, etc. are received

---

**Q41**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

Existing contracts and laws already address the concerns these changes are trying to remedy. IF Owners would authorize and issue conformed changes more timely many of these issues would be resolved We need stronger language holding Owners more accountable.

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

No

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

Name

**William M Dobyns**

Email Address

**bdobyns@outlook.com**

---

#5

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 12:44:28 PM  
**Last Modified:** Monday, July 08, 2024 1:52:40 PM  
**Time Spent:** 01:08:12  
**IP Address:** 198.238.213.149

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
**WSDOT doesn't use invoices.**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

I don't believe this language addresses the problem of timely payments for agencies.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the verbal “direction” is given?**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

Other (please specify):

What is the best approach to tracking compliance with this type of requirement?

I believe modifications would be needed for our (WSDOT's and B2GNow's) internal tracking systems to calculate this, and who would start the internal/external tracking system.

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

Other (please specify):

When do you think the 30 days to payment “clock” should start?

When all work (administrative and physical) has been completed.

---

**Q24**

Additional feedback or suggestions:

This is not thorough enough to ensure timely payment.

---



Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Other (please specify):  
government**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35**

Additional feedback or suggestions:

This seems to be making things much more complex. Which will only cause more confusion and delays.

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

Simplify it, not make it even more complicated.

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Yes, significant.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

Organization

**WSDOT**

---

#6

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 1:19:12 PM  
**Last Modified:** Monday, July 08, 2024 1:56:05 PM  
**Time Spent:** 00:36:53  
**IP Address:** 50.47.7.251

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

None. It seems comprehensive.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

There should be rules like this in place, however, I think it may be difficult to have the interest accounted properly and actually get paid the interest.

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

As soon as written direction is given by an authorized individual. Speaking from a subcontractor position: No one should do anything based on verbal direction. It is not uncommon to receive direction by a GC field superintendent or foreman only to find out after work commences or is finished that the Project Manager did not authorize this and is the only one that can do so for that contract. Lower tier contractors are then left holding the bag.

**Q16**

In your experience, have you seen the use of written “field directive/field authorization?”

**Yes**

**Q17**

How frequently are verbal directions given to communicate or direct changes?

**Occasionally**

**Q18**

Additional feedback or suggestions:

Not sure if the 5 days is calendar or work days. I would define it as 5 working days. Example: If you received a change order on the Wednesday before Thanksgiving, it is quite possible the 5 days is exhausted before you ever come back to work. Also, some changes are complicated and may take a bit to get written and out the door to lower tiers.

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

In your opinion, who is responsible for interest on late payments on change order work?

**Anyone who caused the delay.**

**Q20**

What is the best approach to tracking compliance with this type of requirement?

**Honor system/self-regulate.**

**Q21**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):

The first "30" in the paragraph should also state "calendar" days.

**Q23**

When do you think the 30 days to payment “clock” should start?

**When the public agency is in receipt of a properly completed invoice.**

**Q24**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

**Within 8 days of receiving notice yourself.**

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

**No**

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

**Yes**

**Q28**

How often do you experience “disputed amounts?”

**Occasionally**

**Q29**

Additional feedback or suggestions:

Typically, we see disputes regarding % complete on the Schedule of Values. We haggle over these and settle on a number and resubmit our invoice. We often provide an advance draft invoice to ensure everyone is on the same page before formalizing and submitting.

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

**Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

Additional feedback or suggestions:

As indicated previously and while I think having interest tied to late payments is appropriate, in practice I don't think contractors will actually see it. It will get convoluted in the calculation part and in many cases will likely be so small that just getting the base pay will be adequate as the work of recovery vs benefit may not be worth it.

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

On the second to last sentence, shouldn't the amount withheld be capped similar to previous language, "100% of the disputed amount or the estimated cost of the remedy whichever is greater."?

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---



**Q38**

Additional feedback or suggestions:

I believe the only time we have received it in the past is if we push the issue.

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **When you see the money “post” to an account.**

When do you consider a payment to be made?

---

**Q40** **When is it “stamped” as delivered.**

When do you consider an invoice to be received?

---

**Q41** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

I would make sure the number of days is clear meaning it should state either "working" or "calendar" to eliminate any ambiguity. I believe most of the added language is clear but there are a couple where it was not.

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

#7

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 1:28:26 PM  
**Last Modified:** Monday, July 08, 2024 2:16:09 PM  
**Time Spent:** 00:47:43  
**IP Address:** 66.172.112.13

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
The more restrictive the law is, the harder it is to administer.

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

I agree that subcontractors should be paid within 30 days, but so agencies have to wait for federal grant dollars to be reimbursed before they can send payment. Public agencies get caught in the middle and have to cash flow projects they don't always have funds for.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

I don't agree with a project payment schedule

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

I don't agree with a project payment schedule

---

**Q8**

Additional feedback or suggestions:

Public agencies are already legislated. Enforce the current laws.

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

---

**Q10**

Do you understand what the estimated cost of a remedy would be?

**Yes**

---

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Yes**

---

**Q13**

Do you support the accrual of interest on any late payment at any tier?

No (please explain):

only if it is habitual

---

**Q14**

Additional feedback or suggestions:

This would require that subcontractors bill contractors who bill public agencies. Depending on the timing this could take longer than 30 days. I think public agencies should let contractors know when they can pay bills. Most public agencies need board approval to cut checks.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the verbal “direction” is given?**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **No**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**Other (please specify):**

When do you think the 30 days to payment “clock” should start?

Receipt of invoice or receipt of reimburse from a grant

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Rarely**

How often do you experience “disputed amounts?”

---

**Q29**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**No (please explain):**

Do you agree with the timing for interest to accrue on withheld payments?

I don't agree with interest being charged

---

**Q31**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

No (please explain):  
if an invoice is incorrect, it's not late.

**Q32**

Additional feedback or suggestions:

Most large contracts are on % complete. Which is highly subjective sometimes.

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

**Respondent skipped this question**

Are there any changes you would suggest to this section?

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Is this section clear?

No (please explain):  
Shall is a better word.

**Q37**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

**No**

**Q38**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

**When the money leaves the payer.**

When do you consider a payment to be made?

---

**Q40**

**When is it “stamped” as delivered.**

When do you consider an invoice to be received?

---

**Q41**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

#8

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 3:00:57 PM  
**Last Modified:** Monday, July 08, 2024 3:31:03 PM  
**Time Spent:** 00:30:06  
**IP Address:** 24.113.123.14

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

In many cases a contractor believe they have made a properly submitted invoice; however, it is an invoice that needs to be reviewed because their percentages often exceed the work that will be completed by the end of the month. The properly submitted invoice is the corrected invoice once values are validated.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
**Is this 10 working days? If so, I support this.**

Do you support keeping the 10 days “paid-when-paid” requirement?

---



**Q6**

**Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

No (please explain):

Do you support a proportionate distribution of interest on late payments?

I do not understand if the 1% is a compounding accrual. If it is, what would the continuation of this accrual be.

---

**Q8**

Additional feedback or suggestions:

By the way, who is tracking and managing all of these payments and late payment interest. Especially if the amounts that the contractor or subcontractor requested exceed what they will have complete at the end of the month. See comments in previous question section.

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

No (please explain):

Do you support the accrual of interest on any late payment at any tier?

The interest should only be paid by the company directly above the tier that was paid late.

---

**Q14**

Additional feedback or suggestions:

Again, who is managing, overseeing, and auditing this process? I am now with a public agency, but I have worked as a subcontractor and prime contractor for over 30 years before starting my work at a public agency.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

In most of the public works jobs I was a contractor on, I would not accept verbal changes. I would start the work once we received written direction, i.e. change order, field directive, field authorization.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Other (please specify):**  
Checklist or similar. My Lord, what a convoluted mess that is being created!

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):

I think this is becoming more and more convoluted.

**Q23**

When do you think the 30 days to payment “clock” should start?

Other (please specify):

When a properly completed and vetted invoice has been submitted.

**Q24**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

**Within 3-5 days of receiving notice yourself.**

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

**Yes**

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

**Yes**

**Q28**

How often do you experience “disputed amounts?”

**Occasionally**

**Q29**

Additional feedback or suggestions:

I think this is making a mountain out of a mole hill.

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

Do you agree with the timing for interest to accrue on withheld payments?

No (please explain):

Where the heck did nine working days come from. Which way was the wind blowing when this was decided?

**Q31**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

No (please explain):

If a partial payment was paid, it is no longer due!

**Q32**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

Interest for withheld amounts due to INCOMPLETE remedial actions. Are you serious???

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

WHERE THE HECK DID 8 DAYS COME FROM? DID THE TIDE OR THE WIND CHANGE WHEN THESE DAYS WERE DECIDED.

---

---

**Q35**

Additional feedback or suggestions:

This is a crazy convoluted mess. I don't think this fixes anything, it only creates a more litigious atmosphere.

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Is this section clear?

No (please explain):

Refer to my previous comments.

---

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **When the money leaves the payer.**

When do you consider a payment to be made?

---

**Q40** **When is it “stamped” as delivered.**

When do you consider an invoice to be received?

---

**Q41** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

This is one of the craziest things I have seen in a while.

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Yes, because each contractor, subcontractor will understand the previous crazy information differently and it will take a considerable amount of time and effort to come to a conclusion on these ridiculous statutes.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

#9

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 3:18:11 PM  
**Last Modified:** Monday, July 08, 2024 3:52:11 PM  
**Time Spent:** 00:34:00  
**IP Address:** 198.238.213.155

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**Other (please specify):  
When the pay estimate is cut.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:



**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #10

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 10:54:50 AM  
**Last Modified:** Monday, July 08, 2024 4:04:12 PM  
**Time Spent:** 05:09:21  
**IP Address:** 67.170.0.169

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

This will add more confusion and complicate the payment schedules for each Contract. The cutoff dates do not need to be the same for every public works contract. That is typically determined at the pre-construction meeting specific to the contract. Dates should never be included in a statute as each agency finance system "check run" schedule can differ. Current Statute prompt pay language is sufficient.

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

Payment recovery schedule can be interpreted multiple ways. This could be a best practice to have in public works contract conditions but should not be at a statute level.

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

Again, not clearly defined.

**Q8**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

No (please explain):

Payments should not be made until an invoice is properly prepared and accepted, therefore, the disputed amount should already be deducted from the invoice. As a public agency, we will not make hand adjustments to an invoice and deduct it ourselves. That is agreed upon with the contractor, the invoice is revised and resubmitted.

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

Up for interpretation and would confuse all parties

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Yes**

**Q13**

Do you support the accrual of interest on any late payment at any tier?

**Yes**

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Other (please specify):  
Payment of a change order should not be made until the work is completed and accepted and within 30 days after an acceptable invoice is received, or within 10 days of receiving payment from the public agency for the contractor(s)

**Q16** Yes  
In your experience, have you seen the use of written “field directive/field authorization?”

**Q17** Rarely  
How frequently are verbal directions given to communicate or direct changes?

**Q18** Respondent skipped this question  
Additional feedback or suggestions:

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Anyone who caused the delay.  
In your opinion, who is responsible for interest on late payments on change order work?

**Q20** Other (please specify):  
As a public agency, have good general conditions and specifications and enforce the terms and conditions.  
What is the best approach to tracking compliance with this type of requirement?

**Q21** Respondent skipped this question  
Additional feedback or suggestions:

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):

Federal funding regulations change and would require our statute changes each time.

**Q23**

When do you think the 30 days to payment “clock” should start?

Other (please specify):

properly completed is part of it; acceptable invoice should be added

**Q24**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

**Within 8 days of receiving notice yourself.**

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

**No**

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

**No**

**Q28**

How often do you experience “disputed amounts?”

**Occasionally**

**Q29**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

Do you agree with the timing for interest to accrue on withheld payments?

No (please explain):

Public agency should be held to the 8 day notice if the invoice is not property completed and any amounts are in dispute. If the agency does not notify Contractor within 8 days that the invoice is not acceptable, the interest should start accruing immediately.

**Q31** No (please explain):  
I don't agree with the recovery schedule being part of a statute.

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**  
Are there any changes you would suggest to this section?

This requires that the contractor pay the subcontractor prior to receiving payment from the public agency. Doesn't seem fair. Once the public agency receives notice that the prime has a disputed amount with the subcontractor, then the public agency should deduct that amount from the prime's pay estimate.

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** No (please explain):  
Again, asking prime to pay subcontractor monies they haven't received from the public agency.

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:



**Q39** **When the money leaves the payer.**

When do you consider a payment to be made?

---

**Q40** **Other (please specify):**  
When do you consider an invoice to be received? Over 90% of our invoices are submitted to an email account. The date the email is received by the agency is the date we use.

---

**Q41** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** **Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**  
For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Yes. Specific dates for "cut off" and payments are set per contract at the pre-construction meeting. We prefer that not all cut off and pay dates are the same for all contracts. This puts a burden on the accounting department, and wouldn't always coincide with the contractor's accounting schedules and practices.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**  
Please provide your contact details.

|               |                            |
|---------------|----------------------------|
| Name          | Linda Shilley              |
| Organization  | Pierce Transit             |
| Email Address | Ishilley@piercetransit.org |

---

# #11

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 3:49:18 PM  
**Last Modified:** Monday, July 08, 2024 4:13:30 PM  
**Time Spent:** 00:24:11  
**IP Address:** 136.228.206.20

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

If a contractor fails to pay subcontractors on time the interest paid to their subcontractors should not have to come from public agency if the contractor was paid on time

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Within 3-5 days of receiving notice yourself.

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** No

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** No

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Occasionally

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Yes

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** No (please explain):  
Seems like that is handled through notice and doesn't need an additional recovery schedule

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Processing partial payments can get tricky, adjusted invoices would be preferred. If a payment schedule is provided the 30 days should be okay because it provides timing for invoices, often times check runs can be limited in smaller agencies (like twice a month or nothing the last two weeks of December etc)

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #12

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 3:24:40 PM  
**Last Modified:** Monday, July 08, 2024 4:43:00 PM  
**Time Spent:** 01:18:20  
**IP Address:** 24.16.190.16

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

Penalties for not adhering to the language

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---



**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

I do not fully understand the wording in this language which could be a problem when it is interpreted by a prime contractor or even a public agency. There seem to be words that should not be in certain portions of the language.

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

I likely understand the "estimated cost of a remedy." Who determines that cost?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **No**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Other (please specify):**  
I am not qualified to answer this question.

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

Additional feedback or suggestions:

The term "properly completed invoice" is a loophole. This term means something different to each contractor or sub.

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience "disputed amounts?"

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a "recovery schedule" should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

No.

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

I would like to see the entire package once it is ready for publication. There is a lot of wording and some words that I did not understand so would like to make possibly a "track changes" edit of the final document.

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**Yes (please provide contact info below)**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

|               |                                |
|---------------|--------------------------------|
| Name          | <b>Henry Yates</b>             |
| Organization  | <b>Yates Consulting</b>        |
| Email Address | <b>henry.yates@comcast.net</b> |

---

# #13

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:40:41 AM  
**Last Modified:** Tuesday, July 09, 2024 7:47:21 AM  
**Time Spent:** 00:06:39  
**IP Address:** 68.144.199.64

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**No**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:



**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40**

When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #14

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:34:59 AM  
**Last Modified:** Tuesday, July 09, 2024 7:56:50 AM  
**Time Spent:** 00:21:51  
**IP Address:** 136.226.54.199

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

Where is the interest language for late payment ?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

Other (please specify):  
Follow the Contract

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

Other (please specify):

Within 7 Days

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

**Yes**

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

**Yes**

**Q28**

How often do you experience “disputed amounts?”

**Occasionally**

**Q29**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

Do you agree with the timing for interest to accrue on withheld payments?

**Yes**

**Q31**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

**Yes**

**Q32**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

7 days

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40**

When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---



**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**  
Please provide your contact details.

|               |                                |
|---------------|--------------------------------|
| Name          | <b>Phil Wallace</b>            |
| Organization  | <b>Kiewit</b>                  |
| Email Address | <b>PHIL.WALLACE@KIEWIT.COM</b> |

---

# #15

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:41:15 AM  
**Last Modified:** Tuesday, July 09, 2024 8:00:14 AM  
**Time Spent:** 00:18:59  
**IP Address:** 162.5.45.38

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?  
"properly completed invoice" doesn't account for a lack of certified payrolls, liquidated damages that the contractor doesn't agree with/resists, etc. And, public agencies should not be responsible in any way for payments to subcontractors - that is the responsibility of the contractors themselves.

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
Do you support keeping the 10 days "paid-when-paid" requirement?  
Unrealistic time frame. If public agency has 30 days to pay, why shouldn't the contractor have 30 days to then pay their subcontractor, acknowledging that there are many similar issues at both levels.

---

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

With how it's currently written, unclear how it would be enforced.

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

With how it's currently written, unclear how it would be enforced.

---

**Q8**

Additional feedback or suggestions:

This is meaningless unless you find a way to enforce it.

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

Additional feedback or suggestions:

Again, what is the enforcement mechanism for this?

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

When the work is completed. Contractors aren't paid in advance for any work within the scope, why should this be any different?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

Additional feedback or suggestions:

Include this item as eligible for dispute and filing of claims.

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**Other (please specify):**

When do you think the 30 days to payment “clock” should start?

With the property completed invoice, but again need to be clear on what that means - need to have certified payrolls in hand and approved, no arguments on liquidated damages, etc.

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Other (please specify):**

When do you think is an appropriate timeframe to notify another party of a dispute?

10 working days

---

**Q26**

**Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Frequently**

How often do you experience “disputed amounts?”

---

**Q29**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** No (please explain):  
If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule? Would depend on why payments are withheld or partial payments are made.

---

**Q32** Respondent skipped this question  
Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question  
Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question  
Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question  
Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes  
Is this section clear?

---

**Q37** No  
This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question  
Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When then money can be used.  
When do you consider a payment to be made?

---

**Q40** **When is it “stamped” as delivered.**

When do you consider an invoice to be received?

---

**Q41** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** **Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #16

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:40:05 AM  
**Last Modified:** Tuesday, July 09, 2024 8:09:16 AM  
**Time Spent:** 00:29:11  
**IP Address:** 136.226.55.105

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
This is expands on existing legislation that attempts to hold public owners to time frames for payment, but there is always something holding it up. For example, a missing invoice for force account work, or a sub with a missing certified payroll.

**Q4**  
What other requirements would you add to this section for public agencies?

Timeframes for review with penalties tied to them.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---



**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

These timeframes are generally met, but at times there is a dispute of the amount to be paid between the prime and sub. This legislation would result in subs constantly attempting or requesting interest when there is a minor disagreement about quantities on their invoice.

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

Interest should only be tied to the big payment from owner to prime. Sub payments are much more fluid. For example, some subs are on a ACH payment that happens quickly. Others still get a check mailed to them. When does the clock end? When the check is cut and post marked, or when they cash it, or receive it?

**Q8**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

No (please explain):

The 150% is used in the case of disputes that are ongoing and the full extent may not be known.

**Q10**

Do you understand what the estimated cost of a remedy would be?

**Yes**

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Yes**

**Q13**

Do you support the accrual of interest on any late payment at any tier?

**Yes**

**Q14**

Additional feedback or suggestions:

Generally, there are good paying primes and bad paying primes. Fighting over a day here or there is not the problem. Primes that pay 60 days after owner payment are the problem. Not the ones that pay at day 12 or 15.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

If a change is not agreed too, meaning the owner thinks it is not a change, when would the clock start. This change looks very administrative.

---

**Q16**

In your experience, have you seen the use of written “field directive/field authorization?”

**Yes**

---

**Q17**

How frequently are verbal directions given to communicate or direct changes?

Other (please specify):

Occasionally, but followed up with some kind of written direction (email/letter)

---

**Q18**

Additional feedback or suggestions:

I don't see the point of this if the work is far out in the future. An owner may give direction to proceed with a change and issue a change order, but work is months or years away. This ties interests to issuing a change order, but doesn't address when work would actually occur and be paid. It doesn't make sense.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

In your opinion, who is responsible for interest on late payments on change order work?

**Anyone who caused the delay.**

---

**Q20**

What is the best approach to tracking compliance with this type of requirement?

Other (please specify):

It's not possible

---

**Q21**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **No (please explain):**

Do you agree with the timing for interest to accrue on withheld payments? **This is going to turn into a bunch of subs believing they are owed interest that primes will have to deal with**

---

**Q31**

No (please explain):

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

no

**Q32**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

Other (please specify):

When do you consider a payment to be made?

All banks have different posting times. It should be tied to when the money leaves, is post marked for a check, or ach is initiated

---

**Q40**

When do you consider an invoice to be received?

Other (please specify):

"stamped" or emailed

---

**Q41**

Additional feedback or suggestions:

---

**Respondent skipped this question**

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

This is a lot of work for not much benefit

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Respondent skipped this question**

**Q44**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**No**

**Q45**

Please provide your contact details.

Name

**Brandon Dully**

Organization

**Guy F. Atkinson Construction, LLC**

Email Address

**brandon.dully@atkn.com**

---

# #17

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:00:43 AM  
**Last Modified:** Tuesday, July 09, 2024 8:11:58 AM  
**Time Spent:** 00:11:15  
**IP Address:** 50.35.3.190

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

Public agencies should notify subcontractors when payment is released to the GC's

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

Public agencies should notify subcontractors when payment is being released to GC's

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the verbal “direction” is given?**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---



**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Rarely**

How often do you experience “disputed amounts?”

---

**Q29**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

**Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

No

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** The date on the invoice.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #18

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:05:13 AM  
**Last Modified:** Tuesday, July 09, 2024 8:19:23 AM  
**Time Spent:** 00:14:10  
**IP Address:** 66.235.35.51

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
**Funding seems to hold things up no matter what**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **Other (please specify):**  
**Executed change order and billing for this work**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **No (please explain):  
It's too tight of a timeframe**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Additional feedback or suggestions:

Never receive the entitled interest on late payments.

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40**

Other (please specify):  
Upon execution with a signature.

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---



**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #19

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:59:36 AM  
**Last Modified:** Tuesday, July 09, 2024 8:29:50 AM  
**Time Spent:** 00:30:14  
**IP Address:** 63.135.54.162

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
Often our delays in payment are due to the contractor not following through on their obligation - even when outlined clearly.

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **No (please explain):**  
There needs to be detailed explanation on how this would be determined so all public entities are doing this the same way.

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**No**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

No (please explain):

Do you think this language clarifies when the 30 day “clock” to payment is?

When grant funds are involved the clock shouldn't start until you receive reimbursement from the grant agency.

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Other (please specify):  
10 working days is a more realistic timeframe. In smaller agencies, you may only have one or two responsible parties and review could be delayed if staff are out of the office for emergency, illness, etc.

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Yes

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Yes

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Rarely

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** No (please explain):  
No - the 11th working day would be better

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** No (please explain):  
past due is different from withheld - withheld payments could be due to contractor failure to submit proper documentation

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41**

Additional feedback or suggestions:

Due to delays in USPS mail delivery, it is difficult to use dates on invoices and checks to start a clock. We often have 4-5 days required to send the check just within City limits due to USPS sending for processing outside local post office before it comes back for delivery.

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Yes, our current financial software doesn't allow for ACH payments. Due to mail delivery delays you run the risk of the public entity having to pay interest for payments that might have delays outside our control.

---

**Q44**

No

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Respondent skipped this question

Please provide your contact details.

---

# #20

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:54:58 AM  
**Last Modified:** Tuesday, July 09, 2024 8:31:03 AM  
**Time Spent:** 00:36:04  
**IP Address:** 208.52.79.246

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

Add a supplemental payment spec so that mid cycle payments. This would provide a mechanism for the agency to pay change orders etc early vs waiting for the normal monthly pay cycle.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---



**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

Additional feedback or suggestions:

The key is to define a payment schedule in the contract documents. It would be very burdensome for the owner or upper tier contractor to be tracking different pay dates if the payment is based on "receipt of properly completed invoice".

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

|   |   |
|---|---|
| <b>Q25</b>  | Other (please specify):<br>10 business days |
| When do you think is an appropriate timeframe to notify another party of a dispute? |   |

---

|   |           |
|---|-----------|
| <b>Q26</b>  | <b>No</b> |
| In your experience have you written, or received written, notice of withheld payments, which includes remedial actions? |           |

---

|  |           |
|--|-----------|
| <b>Q27</b>   | <b>No</b> |
| In your experience have you experienced partial payments for amounts not in dispute? |           |

---

|   |                   |
|---|-------------------|
| <b>Q28</b>                                      | <b>Frequently</b> |
| How often do you experience “disputed amounts?” |                   |

---

|            |   |
|------------|---|
| <b>Q29</b> | <b>Respondent skipped this question</b> |
|------------|---|

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

|   |  |
|---|--|
| <b>Q30</b>  | No (please explain):<br>After 10 business days |
| Do you agree with the timing for interest to accrue on withheld payments? |  |

---

|  |            |
|--|------------|
| <b>Q31</b>   | <b>Yes</b> |
| If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule? |            |

---

|            |   |
|------------|---|
| <b>Q32</b> | <b>Respondent skipped this question</b> |
|------------|---|

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

|            |   |
|------------|---|
| <b>Q33</b> | <b>Respondent skipped this question</b> |
|------------|---|

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

Change to 10 business days

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40**

When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

Name

**Corey Christensen**

Organization

**KL B Construction, Inc**

Email Address

**coreyc@klbconstruction.com**

---

# #21

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:24:26 AM  
**Last Modified:** Tuesday, July 09, 2024 8:38:44 AM  
**Time Spent:** 00:14:17  
**IP Address:** 67.160.49.29

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
we already have payment requirements we abide by. adding layers of regulations only makes it harder

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
too onerous on the general contractor

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):**  
same as above

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):  
the general is the one carrying the costs to administer—

**Q8**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

**Q10**

Do you understand what the estimated cost of a remedy would be?

**Yes**

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Yes**

**Q13**

Do you support the accrual of interest on any late payment at any tier?

No (please explain):  
1 percent per month is too punitive especially for disputes

**Q14**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

**When a change order is issued.**

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:



**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

Other (please specify):  
within 10 working days — two weeks

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

No

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

Yes

**Q28**

How often do you experience “disputed amounts?”

Occasionally

**Q29**

Additional feedback or suggestions:

Respondent skipped this question

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

Do you agree with the timing for interest to accrue on withheld payments?

Yes

**Q31**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

Yes

**Q32**

Additional feedback or suggestions:

Respondent skipped this question

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

Respondent skipped this question

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

#22

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:24:17 AM  
**Last Modified:** Tuesday, July 09, 2024 8:41:49 AM  
**Time Spent:** 00:17:31  
**IP Address:** 63.135.54.162

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **No (please explain):**  
They are not late until the dispute has been resolved.

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---



**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #23

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:07:38 AM  
**Last Modified:** Tuesday, July 09, 2024 8:42:01 AM  
**Time Spent:** 00:34:22  
**IP Address:** 174.21.69.239

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

Additional feedback or suggestions:

The estimated cost of remedy is too open. That could be more than original contract. Small businesses could be ruined by just one contract with this language.

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

Additional feedback or suggestions:

Frequently payment is withheld by the public agency as they work with prime to revise invoices for more information. Subs that have submitted everything appropriately may not get paid for months while waiting for the prime the agency and other subs. This process can delay payment 6 to 9 months. An agency could pay the undisputed part of an invoice, while working to resolve the remaining portions of the invoice.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Occasionally**

How often do you experience “disputed amounts?”

---

**Q29**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

No (please explain):

Do you agree with the timing for interest to accrue on withheld payments?

Could be resolved within 30 days, so why start clock at 9?

---

**Q31**

No (please explain):

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

Amounts paid on time are not subject to recovery. Disputed amounts must be negotiated in good faith to find solution.

No recovery.

---

**Q32**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #24

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:23:32 AM  
**Last Modified:** Tuesday, July 09, 2024 8:48:46 AM  
**Time Spent:** 01:25:14  
**IP Address:** 161.69.91.33

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

Should consider how to deal with the invoicing requirement for disputed work that eventually is negotiated and paid. Especially for WSDOT, who prepares a pre-estimate and pay estimate without a Contractor invoice. Without a pay item to bill against on public works, how is the Contractor to invoice for this work? Often times, the Owner incorrectly disputes the change order work, extending the time that the Contractor finances the additional work, and pushes back on paying interest when it's settled. How should this be handled?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---



**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

Need language that makes it clear that a subcontractor needs to satisfy it's contractual administrative requirements (lien releases, certified payrolls, etc) in order to receive the payment. That's what completes the work for that period.

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **No (please explain):**  
Cost may be in excess of the dispute.

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **No (please explain):**  
Assume cost of remedy would include legal expenses to get issue resolved.

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** As soon as the work starts.

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Yes

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Often

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

Public owners often direct additional work, without requesting forward pricing, and then delay the execution of the change order which delays payment. More effort should be made up front to identify the additional work, request the pricing, negotiate a change order and establish the payment mechanism that pays for the work BEFORE the work starts.

Owner's inability or refusal to recognize change order work further complicates the issue.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** The public agency.

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Honor system/self-regulate.

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**Other (please specify):**  
When the work is completed.

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Frequently**

How often do you experience “disputed amounts?”

---

**Q29**

Additional feedback or suggestions:

Incorrectly disputing work by an owner should not relieve them of the obligation for timely payment.

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

**Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

If there are multiple remedial actions required, what prevents an owner from metering out the required actions over successive notices to extend the time they don't have to pay the Contractor? Should there be a requirement of the owner to disclose all known remedial actions in the initial correspondence?

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

**Respondent skipped this question**

Are there any changes you would suggest to this section?

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **When you see the money “post” to an account.**  
When do you consider a payment to be made?

---

**Q40** **When is it “stamped” as delivered.**  
When do you consider an invoice to be received?

---

**Q41** **Respondent skipped this question**  
Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** **Respondent skipped this question**  
Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**  
For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**  
Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**  
Please provide your contact details.

---

#25

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:10:15 AM  
**Last Modified:** Tuesday, July 09, 2024 8:56:54 AM  
**Time Spent:** 00:46:38  
**IP Address:** 152.44.226.124

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?  
Often contractor payments involve a fair amount of review and adjustment. The payment process can be impacted by issues such as grant/funding approval. Every jurisdiction has different financial policies that impact payments. Invoking a one size fits all approach will more likely delay the process and provide for more active disputes in the payment process.

---

**Q4**  
What other requirements would you add to this section for public agencies?

I feel the existing language specifying a overall timeframe is more effective than diving into the weeds.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
Do you support keeping the 10 days “paid-when-paid” requirement?  
I don't feel that public agencies should be involved with subcontractor relations. Public agencies do not see the issues going on with subcontractors.

---

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

Leave the subcontractor relations to the contractor.

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

Leave the subcontractor relations to the contractor.

**Q8**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

No (please explain):

This rule encourages inflated bills. Often unit prices/schedule of values get intermingled. You need to review the entire billing in relation to the percent complete. Focusing on a single item results in other items being disputed.

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

Who is involved in a dispute can be a convoluted mess.

**Q11**

Additional feedback or suggestions:

Defining what the disputed amount is hard enough. reducing the withheld amount again encourages inflated bills.

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

No (please explain):

There are many layers of dispute. Pointing the finger at reasonable party is the basis of a dispute.

**Q13**

Do you support the accrual of interest on any late payment at any tier?

No (please explain):

I think any interest payments should be included in the dispute resolution.

**Q14**

Additional feedback or suggestions:

I feel this legislation weakens a public agencies ability to manage the publics funds responsibly.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

Change orders should follow the terms of the contract. Any outside legislation muddles the performance.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

Other (please specify):  
Defining it in the contract.

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

Additional feedback or suggestions:

Again this is an issue that should be addressed in the contract, not by legislation.

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.



**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):

Properly complete is a undefined term. The time should start with a accepted invoice. A fraudulent invoice could be properly completed.

---

**Q23**

When do you think the 30 days to payment “clock” should start?

Other (please specify):

Upon acceptance/approval of an invoice.

---

**Q24**

Additional feedback or suggestions:

This section will lead to inflated invoices and increase the amount of disputes. Actually slowing down the payment process.

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Occasionally**

How often do you experience “disputed amounts?”

---

**Q29**

Additional feedback or suggestions:

Most times when you negotiate a partial payment, both parties have an interest in getting to an agreement. Taking it from a contract basis increases the potential for dispute.

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** No (please explain):  
Do you agree with the timing for interest to accrue on withheld payments?  
This issue should be handled under the contract terms.

---

**Q31** No (please explain):  
If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?  
This issue should be handled under the contract terms.

---

**Q32** Respondent skipped this question  
Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**  
Additional feedback or suggestions:  
Remedial actions should be under the contract terms.

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question  
Are there any changes you would suggest to this section?

---

**Q35**  
Additional feedback or suggestions:  
Remedial action can often take long and complex timeframes. I feel the contract language should take precedence.

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes  
Is this section clear?

---

**Q37** No  
This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Additional feedback or suggestions:

Public agencies should not get involved with subcontractor relations.

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

**When the money leaves the payer.**

When do you consider a payment to be made?

---

**Q40**

Other (please specify):

When do you consider an invoice to be received?

When approved by the receiving agency.

---

**Q41**

Additional feedback or suggestions:

The partial payment negotiation process is covered under the contract and is the best, clearest, and most fair way to handle these complex issues.

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

I think there should be clause that public agency and the contractor can agree to alternative methods in the contract documents.

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

These changes will increase the amount of disputes and actually slow down the process of making payments. The comparison of percent complete versus amount paid is a complex issue. This legislation will provide legal pressure to inflate partial payments and difficulty in completing projects.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

|               |                                |
|---------------|--------------------------------|
| Name          | <b>BRETT K ARVIDSON</b>        |
| Organization  | <b>City of Oak Harbor</b>      |
| Email Address | <b>barvidson@oakharbor.org</b> |

---

# #26

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 10:59:07 AM  
**Last Modified:** Tuesday, July 09, 2024 9:01:12 AM  
**Time Spent:** 22:02:04  
**IP Address:** 207.183.1.30

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
We already do this to some degree. We pay within 30 days but it is always a grind to get all of the information by the cutoff date.

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):**  
No staff to manage this if it were a requirement.

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

Don't support interest on late payments. Who will manage that?

**Q8**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

**Q10**

Do you understand what the estimated cost of a remedy would be?

**Yes**

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Yes**

**Q13**

Do you support the accrual of interest on any late payment at any tier?

No (please explain):

No staff to monitor this.

**Q14**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment "clock" start on change order work?

**When a change order is issued.**

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **No (please explain):**  
I don't agree with a "recovery schedule."

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** Yes

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**  
Additional feedback or suggestions:

Why is it on day 8 when previous sections showed day 9?

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41**  
Additional feedback or suggestions:

“The date on the invoice” is extremely problematic. Often we have to request backup and that can take days or even weeks. If the 30 days started at that time there are situations where we would have only a day or two to process a payment.

---

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

You are asking us to monitor additional items. Our staff are already stretched. How do you propose to provide funding for additional FTEs to meet these additional requirements?

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #27

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:38:54 AM  
**Last Modified:** Tuesday, July 09, 2024 9:06:03 AM  
**Time Spent:** 00:27:09  
**IP Address:** 67.148.70.242

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

Clearly defined timelines should be emphasized. When does the 30 days start? From the invoice date, when it was sent, when owner gets around to reviewing?!

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

Often times, the subcontractor has not provided all of the required documentation that the public agency requires. Payments are slowed down because of Certified Payrolls, Apprentice Reporting, DBE Reporting, etc. The law needs to state, paid when all the crap is submitted that the agency requires.

**Q7**

Do you support a proportionate distribution of interest on late payments?

**Yes**

**Q8**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

**Q10**

Do you understand what the estimated cost of a remedy would be?

**Yes**

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Yes**

**Q13**

Do you support the accrual of interest on any late payment at any tier?

**Yes**

**Q14**

Additional feedback or suggestions:

Does this mean the state agency will actually be held accountable. I'm skeptical.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

This seems like a mess to calculate.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):

Kinda, but we should never have to wait until the public body receives their funding. They should be forced to use reserves.

**Q23**

When do you think the 30 days to payment “clock” should start?

**When the public agency is in receipt of a properly completed invoice.**

**Q24**

Additional feedback or suggestions:

Need to define properly completed invoice.

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

**Within 8 days of receiving notice yourself.**

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

**No**

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

**No**

**Q28**

How often do you experience “disputed amounts?”

**Rarely**

**Q29**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

Do you agree with the timing for interest to accrue on withheld payments?

**Yes**

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** **Respondent skipped this question**

Are there any changes you would suggest to this section?

---

**Q35** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** **Yes**

Is this section clear?

---

**Q37** **No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **When the money leaves the payer.**

When do you consider a payment to be made?

---

**Q40**

**The date on the invoice.**

When do you consider an invoice to be received?

---

**Q41**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

Name

**Kevin Lynch**

Organization

**Dawson Construction**

Email Address

**klynch@dawson.com**

---



#28

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:00:07 AM  
**Last Modified:** Tuesday, July 09, 2024 9:13:42 AM  
**Time Spent:** 00:13:35  
**IP Address:** 161.69.91.33

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

Consideration for bi-monthly payment releases from the Public Agencies would help with cashflow.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):**  
2nd and 3rd + lower tiers can be difficult when trying to get paperwork in needed for payment releases. If this was just to the 1st tier subcontractors, it would be more manageable.

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** The date on the invoice.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #29

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:31:49 AM  
**Last Modified:** Tuesday, July 09, 2024 9:17:49 AM  
**Time Spent:** 00:45:59  
**IP Address:** 38.45.133.2

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

Protection provisions for public agencies against subcontractors claiming prompt pay issues with prime contractors. Public agencies should not be subject to prompt pay claims from subcontractors as long as the public agency has made appropriate payment to the prime.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

"Good faith dispute" needs to be defined. Often there are bid items in a public contract that are paid per unit fully installed and complete. Often the completion of a "unit" spans multiple pay periods. In this case, public agencies and prime contractor's should not be subject to prompt pay penalties for subcontractor work on portions of the "unit" installation until the entire installation is complete. This can be problematic if there are delays in completing the unit after the subcontractor has completed its work. Perhaps a contract provision can be developed that addresses partial payment of "unit" contract items?

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **No (please explain):  
Need more information, defined.**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---



**Q14**

Additional feedback or suggestions:

Agency should not be responsible for tracking or enforcing any prompt pay issue or interest amount other than for the prime directly.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

Prompt payment clock should not start until there is an agreement on the change/payment amount via written change order.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Other (please specify):**  
Each contractor would be responsible for tracking and notifying the entity from which payment is due. If no notification, no interest penalty.

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):

Just because an invoice is received doesn't mean the agency has all the documentation required to make payment, especially on federal contracts.

**Q23**

When do you think the 30 days to payment “clock” should start?

Other (please specify):

when work is complete and all documentation provided to the satisfaction of the agency as defined in the contract.

**Q24**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

Other (please specify):

There shouldn't be any requirement that an agency notify a contractor why it is not paying for an item that is not complete and documentation provided per the contract.

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

**No**

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

**Yes**

**Q28**

How often do you experience “disputed amounts?”

**Occasionally**

**Q29**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

Do you agree with the timing for interest to accrue on withheld payments?

No (please explain):

agency should not need to provide notice of not making payment for items that are not complete.

**Q31**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

No (please explain):  
see above

**Q32**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

Typically, a pay estimate (invoice) is developed jointly with an agency and contractor. There should not be a notice requirement for the agency to explain why something is not being paid. The responsibility should fall on the prime to notify the agency in writing if they believe they should be paid for something but have not/are not on a pay estimate. After this notice, the agency requirements for responding or paying within 30 days should be triggered.

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

Yes, see previous comments.

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **When the money leaves the payer.**

When do you consider a payment to be made?

---

**Q40** **Other (please specify):**  
when it is received by the payer.

When do you consider an invoice to be received?

---

**Q41** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** **Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**  
Please provide your contact details.

|               |                               |
|---------------|-------------------------------|
| Name          | <b>Jacob Sweeting</b>         |
| Organization  | <b>City of Auburn</b>         |
| Email Address | <b>jsweeting@auburnwa.gov</b> |

---

# #30

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:34:03 AM  
**Last Modified:** Tuesday, July 09, 2024 9:23:13 AM  
**Time Spent:** 00:49:10  
**IP Address:** 207.173.122.34

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):**  
There are legitimate reasons why payments may not be processed such as lack of proper paperwork, unpaid vendors/workers by the sub, etc. Those need to be accounted for.

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

This can't be so prescriptive or punitive so it creates a process for subs to force payments when there are legitimate reasons to withhold payments under a contract.

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

No (please explain):

Sometimes, the ability to calculate the cost of the remedy can be difficult, so having the flexibility to withhold more than 100% is necessary.

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

Additional feedback or suggestions:

Understand that there are numerous potential lien holders that don't receive payment for some time after costs are accrued, such as union trusts or taxing authorities. If the sub has a history of payment issues, insuring there are sufficient funds to cover those payments is necessary.

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

Additional feedback or suggestions:

Make sure there is language that protects paying parties for withholding payments for legitimate reasons and not accruing interest.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

When the change order has been executed and can be included in a payment application

---

**Q16**

In your experience, have you seen the use of written “field directive/field authorization?”

**Yes**

---

**Q17**

How frequently are verbal directions given to communicate or direct changes?

**Occasionally**

---

**Q18**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

In your opinion, who is responsible for interest on late payments on change order work?

**Anyone who caused the delay.**

---

**Q20**

What is the best approach to tracking compliance with this type of requirement?

**Honor system/self-regulate.**

---

**Q21**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Rarely**

How often do you experience “disputed amounts?”

---

**Q29**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---



**Q31**

**Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

No.

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **When the money leaves the payer.**

When do you consider a payment to be made?

---

**Q40** **When is it “stamped” as delivered.**

When do you consider an invoice to be received?

---

**Q41** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** **Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Yes. There is more responsibility on public agencies to track payments to all levels of subcontractors & suppliers. It's likely that more staff may be required to monitor this process properly.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #31

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:21:35 AM  
**Last Modified:** Tuesday, July 09, 2024 9:26:56 AM  
**Time Spent:** 00:05:21  
**IP Address:** 172.56.108.66

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

No

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---



# #32

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:23:57 AM  
**Last Modified:** Tuesday, July 09, 2024 9:31:22 AM  
**Time Spent:** 01:07:24  
**IP Address:** 66.172.102.103

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
Payment timeframes are currently reasonable in my experience.

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

Require a more expedient process at DOR and L & I for final contract release at contract closing.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):**  
meaningless

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **No (please explain):  
Yes, depending on who/how is it determined?**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **Other (please specify):  
Upon completion of the CO work with interim progress payments for long term CO work. Just like contract work.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**  
Additional feedback or suggestions:

You can't tie prime and subcontractor's payments to grant funding. We have no recourse, control, or contract relation with funding agencies. That is the public body's responsibility!

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **No (please explain):  
It should still accrue from the original payment due date**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **No (please explain):  
I don't know**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

Payment should be near immediate once prime contractor satisfactorily completes the remedial actions identified in the notice. Obviously the public body is sitting on the funds.

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

Notice should be within 2-3 days.

---

**Q35**

Additional feedback or suggestions:

Pay near immediately of when remedial action is complete.

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Additional feedback or suggestions:

is must more compelling than shall???

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

**When the money leaves the payer.**

When do you consider a payment to be made?

---

**Q40**

**When is it “stamped” as delivered.**

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**  
Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

A note of caution, you can't legislate/regulate every bad player to do right. the industry will sort them out in due time.

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** No

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #33

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:41:08 AM  
**Last Modified:** Tuesday, July 09, 2024 9:33:40 AM  
**Time Spent:** 00:52:32  
**IP Address:** 50.234.94.206

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
In my experience, current requirements are adequate. Additional requirements seem onerous. For example, If the day an agency cuts checks changes from a Monday to a Tuesday for staffing purposes, under the proposed requirements, this would present contract issues.

---

**Q4**  
What other requirements would you add to this section for public agencies?

None

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

---



Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the verbal “direction” is given?**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Within 8 days of receiving notice yourself.

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** No

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** No

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Other (please specify):  
Have not experienced

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Yes

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Yes

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Yes. Proposed requirements are more rigid than existing. For small agencies, additional requirements may be difficult or require more resources to meet due to staffing. e.g. if the person that cuts payments is sick or on vacation, new requirements will require a fill in person.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #34

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:14:04 AM  
**Last Modified:** Tuesday, July 09, 2024 9:41:23 AM  
**Time Spent:** 00:27:19  
**IP Address:** 66.235.31.85

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Other (please specify):**

How frequently are verbal directions given to communicate or direct changes?

Occasionally verbal direction is agreed upon in the field but always followed up with written direction to document it.

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** Yes

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

#35

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:34:11 AM  
**Last Modified:** Tuesday, July 09, 2024 9:43:26 AM  
**Time Spent:** 00:09:15  
**IP Address:** 174.202.3.255

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

No (please explain):

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

Actual cost incurred need to be paid, time impacts could be withheld

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

No (please explain):

Do you support the accrual of interest on any late payment at any tier?

Prime should not be involved in 1st tier or any tier payments

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** Yes

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---



#36

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:34:36 AM  
**Last Modified:** Tuesday, July 09, 2024 9:46:39 AM  
**Time Spent:** 00:12:03  
**IP Address:** 104.28.32.148

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

A fixed date for invoicing across all public agencies

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**

Do you support keeping the 10 days “paid-when-paid” requirement?

Make it 5 days

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Frequently**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When then money can be used.

When do you consider a payment to be made?

---

**Q40** The date on the invoice.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

#37

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:42:50 AM  
**Last Modified:** Tuesday, July 09, 2024 10:06:00 AM  
**Time Spent:** 00:23:09  
**IP Address:** 50.225.173.178

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

If payment is not paid within the published schedule interest will be paid.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**  
Additional feedback or suggestions:

clarify who determines the estimated cost of remedy

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)



**Q15** **As soon as the verbal “direction” is given?**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**  
Additional feedback or suggestions:

we have had to wait more than 10 months for an executed change order after we performed and billed the work. this is essential

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Other (please specify):  
correspondence showing dates**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**  
Additional feedback or suggestions:

owner has to be liable to pay additional dollars if they do not issue change orders promptly.

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**  
When do you think the 30 days to payment “clock” should start?

---

**Q24**  
Additional feedback or suggestions:  
the public agency should have the funds available to pay. contractor should not have to wait for them to receive funds from anyone in order to get paid

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**  
When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**  
In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**  
In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**  
How often do you experience “disputed amounts?”

---

**Q29**  
Additional feedback or suggestions:  
Partial payment should have to be made by the owner. withholding an entire payment for a \$2000 issue is absurd

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**  
Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

**Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

Additional feedback or suggestions:

if partial payments have no timeframe for payment they will just be withheld until the agency feels inclined to pay. all payments must have some payment fee if not paid timely in order to get all parties paid timely

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

yes I agree. all money withheld needs to be paid at the next available time

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

I think if the contractor has been paid by the owner they need to pay the subcontractor within 10 days no matter what. There is retainage to hold the subcontractor accountable

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Additional feedback or suggestions:

Must pay is a concern since the prime contractor may not receive interest from owner

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **When you see the money “post” to an account.**

When do you consider a payment to be made?

---

**Q40** **The date on the invoice.**

When do you consider an invoice to be received?

---

**Q41**

Additional feedback or suggestions:

usually we are emailed invoices that are dated a week prior.

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

If there is retainage being held then the public agency needs to pay timely. they do not need to release the retainage or retainage bond until all issues are resolved.

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

#38

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 10:01:43 AM  
**Last Modified:** Tuesday, July 09, 2024 10:16:00 AM  
**Time Spent:** 00:14:16  
**IP Address:** 50.78.172.149

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
Payment timeliness is typically owner dependent

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

Delete in its entirety

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
Paid when paid and within next AP run <30days

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):**  
Additional administration requirement.

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** No (please explain):  
Additional admin req

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Yes

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Yes

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** No (please explain):  
Not something we experience

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** No (please explain):  
Not something we experience

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** When a change order is issued.

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **No (please explain):  
no comment**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** The date on the invoice.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**  
Please provide your contact details.

|               |                           |
|---------------|---------------------------|
| Name          | <b>Ryan West</b>          |
| Organization  | <b>NA Degerstrom, Inc</b> |
| Email Address | <b>rwest@nadinc.com</b>   |

---

#39

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 10:01:06 AM  
**Last Modified:** Tuesday, July 09, 2024 10:16:32 AM  
**Time Spent:** 00:15:25  
**IP Address:** 65.154.183.34

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---



# #40

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:33:11 AM  
**Last Modified:** Tuesday, July 09, 2024 10:23:40 AM  
**Time Spent:** 00:50:29  
**IP Address:** 174.164.109.151

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Small Business (not minority, woman, or veteran-owned)**  
Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**  
Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**  
Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**  
What other requirements would you add to this section for public agencies?

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**  
Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**  
Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **Other (please specify):**  
on commencement of work that has been approved by the agency or agency's appointed representative.

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

How frequently are verbal directions given to communicate or direct changes?

Other (please specify):

"verbal" is not an acceptable change directive, only written shall be acceptable, and should immediately be processed in writing.. Verbal instructions should be followed with written to make a change formal.

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

What is the best approach to tracking compliance with this type of requirement?

Other (please specify):

Keep it open, The Tracking system should agreed to by parties to the contract and defined at signing the agreement (could include AIA G702, Third party tracking, checklist)

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

When do you think the 30 days to payment “clock” should start?

Other (please specify):

30 days after receipt of approved request

---

**Q24**

Additional feedback or suggestions:

Not all payment requests are valid (front loaded materials, invoicing on materials "received" by a sub but not delivered on the jobsite, work not completed to the percentage of labor billed, etc...)... the "clock" should start once the pay request has been reviewed and approved.

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience "disputed amounts?"

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **No (please explain):**  
seems like interest should only start on past due amounts after 30 days of receipt of an approved application for payment.

---

**Q31** **Yes**

If past due payments need a "recovery schedule" should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

no

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Other (please specify):  
per revised language above

When do you consider a payment to be made?

---

**Q40** Other (please specify):  
once reviewed and approved or authorized by the third-party agent.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** No

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #41

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 10:19:09 AM  
**Last Modified:** Tuesday, July 09, 2024 10:28:18 AM  
**Time Spent:** 00:09:09  
**IP Address:** 69.7.51.160

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):**  
**Would prefer a penalty - too much work for everyone to create and manage a recovery schedule.**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **No (please explain):**  
This can be subjective and the cause for debate - Keep at 100 percent - with a calculatable amount of interest.

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)



**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

Think it should be when change order issued, work starts, or when written or e-mail notice to proceed on the work for a price is given.

---

**Q16**

In your experience, have you seen the use of written “field directive/field authorization?”

**Yes**

---

**Q17**

How frequently are verbal directions given to communicate or direct changes?

**Often**

---

**Q18**

Additional feedback or suggestions:

**Respondent skipped this question**

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

In your opinion, who is responsible for interest on late payments on change order work?

**Anyone who caused the delay.**

---

**Q20**

What is the best approach to tracking compliance with this type of requirement?

**Checklist or similar.**

---

**Q21**

Additional feedback or suggestions:

**Respondent skipped this question**

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

**Yes**

---

**Q23**

When do you think the 30 days to payment “clock” should start?

**When the public agency is in receipt of a properly completed invoice.**

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Within 3-5 days of receiving notice yourself.

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Yes

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Yes

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Rarely

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** No (please explain):  
Would like to see this happen sooner. If it hits 5 days - it is retroactive from when it is recieved

---

**Q31** Yes

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

Name

**Darren Leyenhorst**

Organization

**Faber Construction**

Email Address

**darren@faberconstruction.com**

---

# #42

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:12:45 AM  
**Last Modified:** Tuesday, July 09, 2024 10:32:16 AM  
**Time Spent:** 02:19:31  
**IP Address:** 63.135.54.162

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

None. But I would eliminate the last sentence. We don't have contracts with subcontractors only the prime contractor.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
Do you support keeping the 10 days "paid-when-paid" requirement? **Yes/No.** I can see having a requirement between the prime and subcontractor only. It is not the public agencies responsibility to ensure the subcontractor is paid. The subcontractor can file a claim for unpaid monies owed to them.

---

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

See above

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

I see where this is going, receiving some interest would be nice, however it be best if they filed a claim for the total amount owed to them and receiving that total amount. Instead of tracking of the proportionate distribution amount over several months. They may not receive the total amount owed to them. Also filing a claim would be cleaner.

**Q8**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

**Q10**

Do you understand what the estimated cost of a remedy would be?

**Yes**

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Yes**

**Q13**

Do you support the accrual of interest on any late payment at any tier?

**Yes**

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** As soon as the work starts.

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** No

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Other (please specify):  
Occasionally, then followed up by an email.

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Anyone who caused the delay.

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Checklist or similar.

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Yes

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**  
When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**  
Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**  
When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**  
In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**  
In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**  
How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**  
Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**  
Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**  
If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---



**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**  
Are there any changes you would suggest to this section?

No

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #43

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 10:04:04 AM  
**Last Modified:** Tuesday, July 09, 2024 10:44:08 AM  
**Time Spent:** 00:40:03  
**IP Address:** 65.153.170.62

---

Page 1: This survey will close on Sunday, July 14

## Q1 Subcontractor

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

## Q2 Yes

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** No (please explain):  
Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?  
There is always a new excuse to deny applications regardless of what contract says. The appeal process can drag on for weeks.

---

**Q4**  
What other requirements would you add to this section for public agencies?

Limit the number of days a GC has to pay subs after they are paid to 3 working days.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** No (please explain):  
Do you support keeping the 10 days “paid-when-paid” requirement?  
Too long. Should be 3 days. That is date check is cut, not cash in Sub's account.

---

**Q6** No (please explain):  
Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?  
The damage is already done. Small subs do not have the ability to wait for an appeal process.

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

The trade that self performs the work is the one that is actually damaged and is least likely to endure the effects of non-payment.

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

Additional feedback or suggestions:

The only way to enforce this is to announce to all parties when payments are made by the owner. Some GC's take great pains to ensure subs do not know when they are paid. Subs would risk loss of future work by pursuing these remedies.

---

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the verbal “direction” is given?**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

We are continuously asked to perform work and sort it out later. This can take 6 months to a year. Contractors should not have to lend money to owners. Change Orders can and should be negotiated in advance.

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **No (please explain):**

Do you think this language clarifies when the 30 day “clock” to payment is?

Mail is taking more than a week to arrive. It's too easy to manipulate by the sender.

---

**Q23** **By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Occasionally**

How often do you experience “disputed amounts?”

---

**Q29**

Additional feedback or suggestions:

Interest payments do not solve cash flow problems.

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

**Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

Don't forget that the contractor who self-performs the work must pay payroll every week. Interest payments, dispute processes, contract terms don't provide immediate relief. Small contractors often go out of business waiting for these remedies. What about having the owner provide a line of credit for contractors to use while the paperwork gets sorted out?

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40**

When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** No

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---



#44

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 10:09:37 AM  
**Last Modified:** Tuesday, July 09, 2024 10:46:28 AM  
**Time Spent:** 00:36:50  
**IP Address:** 161.69.91.33

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

Clarity on disputed work. Language that supports payment of the items of work that are not disputed progresses through the payment process while the disputed work is identified by the owner and doesn't hold up payment of undisputed work.

Force Account or Time & Materials payments can also take multiple months to receive payment. Some added language here would be helpful for both primes and subcontractors in getting reimbursed timely for their additional costs. A portion of the time and material work may have proper invoices and backup for payment that should be paid and missing document can be paid the later months as they are received and invoice appropriately instead of holding payment until all invoices are received.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5**

Do you support keeping the 10 days “paid-when-paid” requirement?

No (please explain):

Needs language that is similar to the public owner requirements of an appropriate invoice for work performed that's submitted timely and any outstanding contract documents (Certified Payroll, Submittals, Owner Requirements)

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

Not sure if this is valuable. If the sub has submitted all required paperwork and progressing their work without issue they should be fully paid for what the owner is paying for. Not sure how many contractors or subs would use a payment recovery schedule.

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

Need similar language to the owner/prime contractor relationship.

**Q8**

Additional feedback or suggestions:

Added language to address: Subcontractor stability concerns. Company solvency issues - If suppliers are calling prime about payment issues or employees complain about paycheck issues does the Prime have a path to withhold \$\$ from subcontractor to protect itself if the subcontractor goes bankrupt and the prime is responsible for paying subcontractors employees and material suppliers.

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

A lot of times this is could be a very subjective calculation. I think this line is fine but capped at 150% of the disputed work.

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Yes

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** When the public agency is in receipt of a properly completed invoice.

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Within 8 days of receiving notice yourself.

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** No

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Yes

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Frequently

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** **Respondent skipped this question**

Are there any changes you would suggest to this section?

---

**Q35** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** **Yes**

Is this section clear?

---

**Q37** **No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** No

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

|               |                             |
|---------------|-----------------------------|
| Name          | <b>Bo Smith</b>             |
| Organization  | <b>Granite Construction</b> |
| Email Address | <b>bo.smith@gcinc.com</b>   |

---

# #45

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 10:16:27 AM  
**Last Modified:** Tuesday, July 09, 2024 10:51:29 AM  
**Time Spent:** 00:35:02  
**IP Address:** 107.1.80.106

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):  
Unnecessary and administratively burdensome. Unlikely subcontractors will actually do this with lower tier subs.**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

No (please explain):

It can be difficult to precisely quantify an issue. 150% allow the prime to protect itself until the exact amount is determined.

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

Additional feedback or suggestions:

This seems to make things more confusing and open to interpretation. 150% is much simpler.

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)



**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

5 days is a very short timeframe to issue a change order, especially if the prime contractor does not agree with the change order issued by the owner. There are often issues to work through with the owner on the first version of a written change order. Until they are resolved it is not reasonable to expect the prime contractor to issue change orders to the subs. Suggest it should say after receiving an EXECUTED change order from the owner. That way it has either been agreed to or the owner issued it unilaterally. But either way it is a completed process and now the prime knows what change order to write for the subs.

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Occasionally**

How often do you experience “disputed amounts?”

---

**Q29**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

No (please explain):  
withheld/partial payments may have been held for an acceptable reason once the parties discuss the issue. Automatically making them part of a recovery schedule would be premature.

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41**

Additional feedback or suggestions:

Payment made must be when it leaves the payer. Otherwise a subcontractor could just not cash the check for a month and claim interest is due since it didn't post to the account. Similarly, the invoice is received when it is stamped. You can put any date on an invoice (could just be a simple typo) and start the clock before the prime has any chance to receive it.

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #46

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 11:05:47 AM  
**Last Modified:** Tuesday, July 09, 2024 11:35:30 AM  
**Time Spent:** 00:29:43  
**IP Address:** 65.155.178.67

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

Contract needs to include what a properly completed invoice means. Define review periods to respond to a properly completed invoice. Without it it would create a grey area for owners to delay payments. In unit price projects, quantity verification needs to be considered. Require owners to pay for undisputed quantities within the 30 days, even if some quantities are still under review.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

Agreeing on the full cost of changes within 30 days could be challenging for complex modifications. Field directives with not to exceed amounts, and requiring a relative order of magnitude from contractors within a set timeframe of a field directive keeps the process moving and adds transparency.

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

Additional feedback or suggestions:

Lower-tier entities have 30 days after completion, while higher tiers have 30 days after commencement, potentially creating timing mismatches. Need to define Commencement in contract documents.

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

Additional feedback or suggestions:

Public bodies need to manage the timing of contractor payments with the receipt of external funding. Often funding isn't in place for extra work or changes from unforeseen circumstances. This puts the contractor in a cash flow crunch on large changes they were authorized to perform. Agencies should be responsible for interest while they await funding.

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Frequently**

How often do you experience “disputed amounts?”

---

**Q29**

Additional feedback or suggestions:

add word "specific" to remedial action plan.

---

Page 10: RCW 39.76.011 is proposed to make the following changes:



**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

No (please explain):

Undisputed amounts that are withheld or unpaid should be included in the recovery schedule. Disputed amounts might be handled separately, depending on the nature of the dispute

---

**Q32**

Additional feedback or suggestions:

This is going to need a method to track. The administrative burden this creates may make this not worth while on minor issues.

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

**Respondent skipped this question**

Are there any changes you would suggest to this section?

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **When you see the money “post” to an account.**

When do you consider a payment to be made?

---

**Q40** **When is it “stamped” as delivered.**

When do you consider an invoice to be received?

---

**Q41** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

Mandate that all public agencies accept electronic submissions of invoices and supporting documents, and implement electronic payment systems to expedite processing.

Set maximum review periods for different types of invoices (e.g., 10 business days for standard invoices, 15 for complex ones) that apply to all agencies.

Require agencies to provide real-time information on the availability of funds for the project to prevent delays due to budget issues.

Set a maximum percentage for retainage (e.g., 5%) and require its release within a specific timeframe after substantial completion.

Prevent agencies from implementing payment terms that are more restrictive than those specified in the RCW.

Ensure that contractor payments are protected and prioritized in the event of government budget freezes or shutdowns.

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

|               |                                   |
|---------------|-----------------------------------|
| Name          | <b>Bryan White</b>                |
| Organization  | <b>ACME CONCRETE PAVING, INC.</b> |
| Email Address | <b>bwhite@acmecpi.com</b>         |

---

#47

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 11:03:46 AM  
**Last Modified:** Tuesday, July 09, 2024 11:52:12 AM  
**Time Spent:** 00:48:26  
**IP Address:** 128.177.170.22

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
Owner's reps often prepare the invoice. The difficulty is getting enough information from the contractor, or agreement on quantities. Small agencies do not have sufficient staffing to manage the payment process any quicker than the law already requires.

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
Ten days is too short when you have two weekends and a holiday in that time period. It should be based on business days, not calendar days.

---

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

Second and third tier subs are too difficult to track.

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

The 30-day period does not solely rely on the contracting agency's efforts. The contractor can slow this down also.

**Q8**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

No (please explain):

Information to prepare an estimated cost of the remedy is often not available.

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

It needs to be defined somewhere.

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

No (please explain):

Generally I support this, but this is too onerous. There are so many things that can go wrong or be overlooked.

**Q13**

Do you support the accrual of interest on any late payment at any tier?

No (please explain):

Again, generally I support interest on late payments where negligence or intentional damage are caused but this is too onerous.

**Q14**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

This question is poorly worded. Many agencies have purchasing procedures that do not allow change orders to be processed so quickly - reviews by different departments, approval by a city council, etc. It can take 30 days or more to negotiate a change order with the contractor. Verbal direction does not change the contract for any contract based on WSDOT standard specs. Verbal direction is always to be followed up by written direction. It is much safer to use written direction to make sure all parties are understanding the same thing.

---

**Q16**

In your experience, have you seen the use of written “field directive/field authorization?”

**Yes**

---

**Q17**

How frequently are verbal directions given to communicate or direct changes?

Other (please specify):

Not often in my practice. It should always be followed up by written direction.

---

**Q18**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

In your opinion, who is responsible for interest on late payments on change order work?

**The prime contractor.**

---

**Q20**

What is the best approach to tracking compliance with this type of requirement?

Other (please specify):

Which type of requirement is the question referring to?

---

**Q21**

Additional feedback or suggestions:

I answered question 1 as the contractor even though it isn't my opinion. But there was no option that matched my opinion and I wasn't allowed to leave it blank. If I'm reading this correctly, this section completely contradicts everything that current contracts say about change orders and sets up the prompt payment system for failure. It seems to say that even though contracting agencies are required to process change orders in a timely manner, a contractor doesn't even have to mention that a change has occurred until much later. How can a contracting agency manage their budget if that is the case?

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):  
Processing funds through federal agencies takes a very long time. This is a bad idea.

**Q23**

When do you think the 30 days to payment “clock” should start?

Other (please specify):  
When the agency has a properly completed agency, but 30 days is not enough.

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

Other (please specify):  
At least 15 days. It can all fall on one person, and that one person can be sick or on vacation or overloaded with other work.

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

**No**

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

**No**

**Q28**

How often do you experience “disputed amounts?”

**Occasionally**

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

|   |   |
|---|---|
| <b>Q30</b><br>Do you agree with the timing for interest to accrue on withheld payments? | No (please explain):<br>I've already said the same thing over and over again. Whoever wrote this survey has trapped me into a giant time suck. I lose all my answers if I just give up. |
|---|---|

---

|  |                                   |
|--|-----------------------------------|
| <b>Q31</b><br>If past due payments need a "recovery schedule" should withheld payments/partial payments also be considered late and therefore part of a recovery schedule? | No (please explain):<br>See above |
|--|-----------------------------------|

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**  
Additional feedback or suggestions:  
Someone should have warned me this was going to take more than fifteen minutes to complete.

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**  
Are there any changes you would suggest to this section?  
I don't even want to bother reading it at this point. Everything you are suggesting is too fast.

---

---

**Q35** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:



**Q36**

Is this section clear?

No (please explain):

All of the sudden you use "working day". It should be business day. A working day is questionable because rain/snow/wind or other factors determine what a working day is.

---

**Q37**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

**No**

**Q38**

Additional feedback or suggestions:

**Respondent skipped this question**

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When do you consider a payment to be made?

Other (please specify):

This is too nit-picky

---

**Q40**

When do you consider an invoice to be received?

Other (please specify):

This is too nit-picky

---

**Q41**

Additional feedback or suggestions:

**Respondent skipped this question**

---

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Respondent skipped this question**

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Yes, it will require much more staffing on even small projects.

---

**Q44**

**Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #48

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 1:46:24 PM  
**Last Modified:** Tuesday, July 09, 2024 11:59:29 AM  
**Time Spent:** 22:13:04  
**IP Address:** 50.230.90.170

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

There are requirements in place for most of what is trying to be accomplished already, with penalty, and we still have problems. The biggest challenge is "properly received" invoice, which means approved. That takes time. That does not mean we don't make changes

---

**Q4**

What other requirements would you add to this section for public agencies?

Change Order processing is the biggest problem by public entities. They sit on extra work until they can incorporate the added scope, along with other changes, into an all encompassing change. Thus GC and sub don't get paid timely as we have nothing to bill against in the "properly prepared" invoice.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**

Do you support keeping the 10 days "paid-when-paid" requirement?

The sub also as to have a "properly received" invoice with all compliance documentation in order; in other words approved to submit to the public entity.

---

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):  
Administratively not practical.

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):  
Good luck collecting. This is in play now and it is rarely collected. Making waves with clients who procure GC's/Subs in Design Bid Build and selecting a GC in GC/CM or Design Build. I need good relationships or I don't get selected.

**Q8**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

No (please explain):  
No, because the issue may have larger ramification that just the disputed amount when finally settled.

**Q10**

Do you understand what the estimated cost of a remedy would be?

**Yes**

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Yes**

**Q13**

Do you support the accrual of interest on any late payment at any tier?

No (please explain):  
i am in support if the "any tier" are in compliance for payment upon receipt of funds from the Public Entity. If not in compliance then no interest.

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

When work (or portions there of) is completed/accepted and can/should be billed for the monthly pay request. We would not have payment issues if the Public entity issued change orders prior to the work starting or not waiting to process multiple changes into one change order (this is done to keep the change order count down).

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

Field Directives/Field Authorizations are the primary issue w/ timely payment on work completed for added/changed scope. The work is often completed before the CO is issued.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

What is the best approach to tracking compliance with this type of requirement?

Other (please specify):

As noted before, field directives will cause significant challenges in monitoring the above noted section

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):

Sounds clear but not being paid because the public entity does not have funds due to a grant or the feds is not right. Don't do the work until funded.

**Q23**

When do you think the 30 days to payment “clock” should start?

**When the public agency is in receipt of a properly completed invoice.**

**Q24**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

Other (please specify):

What does the contract say and what does the Michael M Johnson court case decision influence this section.

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

**Yes**

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

**Yes**

**Q28**

How often do you experience “disputed amounts?”

**Occasionally**

**Q29**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

Do you agree with the timing for interest to accrue on withheld payments?

No (please explain):

How does this conflict with most AIA Contract Documents used by Public entities. Will they change their contracts?

**Q31**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

No (please explain):

Let's make this easy to manage. Becoming to complicated to even track and understand timing of what.

**Q32**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

The payment should be based on an approved pay application for the work.

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35**

Additional feedback or suggestions:

Payment of remedial action should be paid only if payment has been received from the public entity. If the GC received payment and the work has been completed then, yes, pay the sub.

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When do you consider a payment to be made?

Other (please specify):

In most instances when the money leaves the payer; with electronic payments, this is less of an issue.

---

**Q40**

When do you consider an invoice to be received?

Other (please specify):

Received and Approved are two separate things. A GC can receive an invoice from a sub but it may not be approved by the GC or the Public entity. It could

---

**Q41**

Additional feedback or suggestions:

---

**Respondent skipped this question**

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

This is tough to do. Public entity contracts need to be reviewed.

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Respondent skipped this question**

**Q44**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**No**

**Q45**

Please provide your contact details.

---

**Respondent skipped this question**



# #49

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 12:24:09 PM  
**Last Modified:** Tuesday, July 09, 2024 1:43:44 PM  
**Time Spent:** 01:19:35  
**IP Address:** 161.69.53.47

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
I doubt it. What is the contractor's recourse? If the public owner fails to pay timely, is the contractor really going to sue? Spend a dollar chasing a nickel.

---

**Q4**  
What other requirements would you add to this section for public agencies?

A fair tribunal, outside the courts, to make an immediate decision on timeliness of payment.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **No (please explain):**  
The contractor will be put in the impossible position of policing subs of subs, and subs of subs of subs, etc. .

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

No, it will force the contractor to chase interest which a sub believes it is "entitled." This is an administrative nightmare for all involved.

---

**Q8**

Additional feedback or suggestions:

Too much of the burden is placed on the contractor. Throw DBEs in the mix and these ideas get infinitely more complex and cumbersome. The contractor will be left hung out to dry, while the public agencies will provide no assistance, pointing at one another, or worse yet and most frequently, stating it is the contractor's problem and responsibility. As stated, add DBEs in the mix, and now the contractor faces risks of sanctions, etc.

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

No (please explain):

Many disputes, especially early on, cannot be estimated with the required accuracy. Typically, disputes grow in damages. Rarely do problems get better.

---

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

No, the "estimated cost of the remedy" is ill-defined and open to interpretation, which will undoubtedly cut against the contractor. More significantly, as previously stated, it is extremely difficult to understand the full impact of a problem early on.

---

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Yes**

---

**Q13**

Do you support the accrual of interest on any late payment at any tier?

**Yes**

---

**Q14**

Additional feedback or suggestions:

So long the contractor is not holding the bag for the sins of its subs, this is okay. However, practically speaking, this is not how these changes will work. The contractor will be thrust in the middle of the disputes. If the state wants these rules, the state should take ownership.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

A contractor should NEVER commence work before a written CO, with payment terms is in hands. After that, payment can flow thru the normal channels of the contract.

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

This entire concept is unfair to the contractor. Why should a contractor perform work without it being part of the contract? This is a significant source of dispute, in which the contractor loses more often than not.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

What is the best approach to tracking compliance with this type of requirement?

Other (please specify):

Work should not commence until a written change order is in place.

---

**Q21**

Additional feedback or suggestions:

Again, this entire concept is unfair to the contractor (and subs). If the owner wants additional work, the owner should execute a written change order with the contractor.

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):  
The public owner is left with too much discretion.

---

**Q23**

When do you think the 30 days to payment “clock” should start?

**By the contract schedule.**

---

**Q24**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

**Within 3-5 days of receiving notice yourself.**

---

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

**Yes**

---

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

**Yes**

---

**Q28**

How often do you experience “disputed amounts?”

**Occasionally**

---

**Q29**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** **Respondent skipped this question**

Are there any changes you would suggest to this section?

---

**Q35** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** **Yes**

Is this section clear?

---

**Q37** **No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **When the money leaves the payer.**

When do you consider a payment to be made?

---

**Q40** Other (please specify):  
when delivered

When do you consider an invoice to be received?

---

**Q41** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

Any "special" DBE regulations need to clearly expressed in writing.

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Yes. It creates an administrative burden on contractors, which will be reflected in pricing.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

#50

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 1:32:37 PM  
**Last Modified:** Tuesday, July 09, 2024 2:08:56 PM  
**Time Spent:** 00:36:19  
**IP Address:** 216.190.24.4

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
Changes are inevitable in construction, if the changes are expensive enough, this could mean going to council for approval. Having to do this process would push the agency past the 30 days for making payment. Federally funded project require extreme paper work and back up. If proper paper work is not completed by the contractor, payment may not be released regardless of time

---

**Q4**  
What other requirements would you add to this section for public agencies?

Perhaps throw a caveat in that adds "any additionally required information by state or federal" be submitted with invoicing. This will make sure we are satisfying the state/feds for their requirements before releasing payment.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---



Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

|  |  |
|--|--|
| <b>Q15</b>   | <b>Other (please specify):</b>   |
| In your opinion, when should the payment “clock” start on change order work? | Depends on the dollar amount. This relates back to my previous comment with the council approval process. Approval for certain change orders require council approval which can easily push payment for the change order past 30 days. |

---

|   |            |
|---|------------|
| <b>Q16</b>  | <b>Yes</b> |
| In your experience, have you seen the use of written “field directive/field authorization?” |            |

---

|  |                     |
|--|---------------------|
| <b>Q17</b>   | <b>Occasionally</b> |
| How frequently are verbal directions given to communicate or direct changes? |                     |

---

|                                     |   |
|-------------------------------------|---|
| <b>Q18</b>                          | <b>Respondent skipped this question</b> |
| Additional feedback or suggestions: |   |

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

|   |                                     |
|---|-------------------------------------|
| <b>Q19</b>  | <b>Anyone who caused the delay.</b> |
| In your opinion, who is responsible for interest on late payments on change order work? |                                     |

---

|   |                              |
|---|------------------------------|
| <b>Q20</b>  | <b>Checklist or similar.</b> |
| What is the best approach to tracking compliance with this type of requirement? |                              |

---

|                                     |   |
|-------------------------------------|---|
| <b>Q21</b>                          | <b>Respondent skipped this question</b> |
| Additional feedback or suggestions: |   |

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

|   |            |
|---|------------|
| <b>Q22</b>  | <b>Yes</b> |
| Do you think this language clarifies when the 30 day “clock” to payment is? |            |

---

**Q23** Other (please specify):  
When do you think the 30 days to payment “clock” should start? When public agency has required compliance paperwork from contractor that satisfies federal/state requirements

---

**Q24** Respondent skipped this question  
Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Within 3-5 days of receiving notice yourself.  
When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** No  
In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** No  
In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Rarely  
How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question  
Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Yes  
Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Yes  
If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**  
Are there any changes you would suggest to this section?

Create a similar language for contractor to follow for payment

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Other (please specify):  
When do you consider a payment to be made?  
How system is currently set up, our finance department does not like when checks are picked up by contractors, but prefer to mail them. Not sure why, but with this it would be good to have some kind of buffer built in for a check to reach the contractor

---

**Q40**

When do you consider an invoice to be received?

Other (please specify):

For my current role as a project manager, it is not until after I receive the contractors rough pay estimate, check it against my records, then once it is checked and all items have backup (ticket for rock) this is when I believe the "invoice" is received

**Q41**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

Biggest point in this survey is to understand the structure cities have to follow in regards to council meetings, especially with holidays that can cancel meetings.

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Absolutely. Having experienced this from the contractors side I know it takes money for payment from cities and it is what it is kind of situation. If specific clocks/time limits are put into place with financial penalties without understanding a typical payment timeline, it will end up costing the tax payers more.

**Q44**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

**No**

**Q45**

Please provide your contact details.

**Respondent skipped this question**

# #51

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 2:03:52 PM  
**Last Modified:** Tuesday, July 09, 2024 2:16:02 PM  
**Time Spent:** 00:12:09  
**IP Address:** 98.97.33.232

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**No**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

Other (please specify):  
None of these systems seem to be working

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Frequently**

How often do you experience “disputed amounts?”

---

**Q29**

Additional feedback or suggestions:

Very rarely are we paid accurately or in full. Regardless if the work is in dispute.

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---



Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #52

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 1:22:42 PM  
**Last Modified:** Tuesday, July 09, 2024 2:25:49 PM  
**Time Spent:** 01:03:07  
**IP Address:** 75.253.138.199

---

Page 1: This survey will close on Sunday, July 14

## Q1 Public Agency

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

## Q2 No

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** No (please explain):  
Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes? how are we supposed to have a schedule when we don't know the NTP when we put a contract out?? to many variables. this would be a nightmare to manage.

---

## Q4

What other requirements would you add to this section for public agencies?

None

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

## Q5 Yes

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** No (please explain):  
Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment? because I do not support a payment schedule. This cannot be determined when a project goes to Ad.

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

Administration for this could become excessive

**Q8**

Additional feedback or suggestions:

why do we continue to add more and more administration to Public works contracting? how about we have an initiative to stream line public works projects???

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

Yes

**Q10**

Do you understand what the estimated cost of a remedy would be?

Yes

**Q11**

Additional feedback or suggestions:

Respondent skipped this question

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

Yes

**Q13**

Do you support the accrual of interest on any late payment at any tier?

Yes

**Q14**

Additional feedback or suggestions:

says "person wrongfully"? should maybe say "party wrongfully"

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Other (please specify):  
within 30 days of receiving a proper invoice.

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Other written form for time sensitive direction.

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Rarely

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Anyone who caused the delay.

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Honor system/self-regulate.

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** No (please explain):  
we won't have a date specified for payment in the contract documents. Payment is based on the NTP which the date is not available at the time of bid

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

When do you think the 30 days to payment “clock” should start?

Other (please specify):

as noted above Notice to Proceed. Is the clock that starts the payment clock. I think the WSDOT standard specifications really need to be looked at for payment processing. I don't know where the specification is off the top of my head but I know it addresses this.

**Q24**

Additional feedback or suggestions:

The RCW for prompt pay has been in place for years not sure why we are having to add all this additional language.

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

**Q26**

**Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

**Q27**

**Yes**

In your experience have you experienced partial payments for amounts not in dispute?

**Q28**

**Frequently**

How often do you experience “disputed amounts?”

**Q29**

**Respondent skipped this question**

Additional feedback or suggestions:

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

**Q31**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

No (please explain):

if we have made payments on non-disputed amounts why would be pay interest on that

**Q32**

Additional feedback or suggestions:

Honestly, I find this section very hard to follow. Plain talk it is not.

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Respondent skipped this question

Additional feedback or suggestions:

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Respondent skipped this question

Are there any changes you would suggest to this section?

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

I think the interest amounts are small. I think the cost of additional Administration is far greater.

---

**Q44** No

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

|               |  |
|---------------|--|
| Name          | Susan Holdener                           |
| Organization  | Pierce County Public Works and Utilities |
| Email Address | susan.holdener@piercecountywa.gov        |

---



# #53

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 2:06:38 PM  
**Last Modified:** Tuesday, July 09, 2024 2:27:47 PM  
**Time Spent:** 00:21:09  
**IP Address:** 50.238.202.238

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** The date on the invoice.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

Yes (please provide contact info below)

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

|               |                     |
|---------------|---------------------|
| Name          | Phil Zeutenhorst    |
| Organization  | Lacey Glass Inc     |
| Email Address | phil@laceyglass.com |

---

# #54

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 2:27:47 PM  
**Last Modified:** Tuesday, July 09, 2024 2:52:34 PM  
**Time Spent:** 00:24:47  
**IP Address:** 65.155.178.67

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---



**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

No (please explain):

Do you think this language clarifies when the 30 day “clock” to payment is?

The 1st sentence is unclear. The last three words “whichever is later” should be deleted.

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

NO

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

Other (please specify):

When do you consider a payment to be made?

When a check is received or the money posts to an account

---

**Q40**

Other (please specify):

When do you consider an invoice to be received?

When it is received and the invoice is complete with all necessary documents (lien releases, certifications, etc.)required for payment

---

**Q41**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

Name

**Hollis Barnett**

Organization

**Garco Construction**

Email Address

**hollis@garco.com**

---

#55

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 2:20:45 PM  
**Last Modified:** Tuesday, July 09, 2024 2:53:17 PM  
**Time Spent:** 00:32:31  
**IP Address:** 172.56.109.197

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

That public agencies are responsible for implementing and enforcing these requirements with their agency and prime contractors.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
Do you support keeping the 10 days “paid-when-paid” requirement? **Minority and women-owned businesses should be paid when invoices are submitted and work approved. Since work is inspected when performed payment should be made when invoices are submitted.**

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

These changes are necessary to help maintain and grow the minority and women-owned business communities.

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Within 24 hours or receiving notice yourself.

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Yes

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Yes

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Frequently

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Yes

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Yes

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:



**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** The date on the invoice.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**Yes (please provide contact info below)**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

Name

**Bob Armstead**

Organization

**NAMC-WA**

Email Address

**namcwapres1@gmail.com**

---

#56

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 2:37:11 PM  
**Last Modified:** Tuesday, July 09, 2024 4:12:40 PM  
**Time Spent:** 01:35:29  
**IP Address:** 198.238.242.30

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
The above list does not take into account requirements (including those mandated by RCW) that need to be met prior to payment of invoices.

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
See below

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):**  
See below

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

See below

**Q8**

Additional feedback or suggestions:

This approach may be suitable for major Civil projects with minimal numbers of subcontractors. However, for major building construction projects there are multiple tiers of subcontractors. Invoices at every level need to reflect actual work completed. Enforcement would be impractical and could result in unintended consequences.

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

The specific details of a dispute will vary depending on the project and the area of dispute. This language does not clearly set who establishes this amount.

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Yes**

**Q13**

Do you support the accrual of interest on any late payment at any tier?

No (please explain):

Public bodies do not fund resources to enforce this requirement.

**Q14**

Additional feedback or suggestions:

While the intent is good, enforcement would be impractical.

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

How frequently are verbal directions given to communicate or direct changes?

Other (please specify):

Verbal directions must be backed up with a written and signed Field Authorization.

---

**Q18**

Additional feedback or suggestions:

This appears to conflict with the "satisfactory completion" language in RCW 39.04.360. Public entities can not pay for work that has not been conformed to be complete and incorporated into contract.

"No later than thirty days after satisfactory completion of any additional work or portion of any additional work by a contractor on a public works project, the state or municipality shall issue a change order to the contract for the full dollar amount of the work not in dispute between the state or municipality and the contractor."

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

What is the best approach to tracking compliance with this type of requirement?

Other (please specify):

See below

---

**Q21**

Additional feedback or suggestions:

A "Field Authorization" may involve work by multiple subcontractors. It is also common for the work to extend beyond 30 days. In order to turn a Field Authorization into a Change Order the general contractor needs to provide complete backup for all labor, materials, tools related to that FA. If the work extends beyond 30 days and especially if there is scope to be completed sequentially by multiple trades, it would be impossible for the general contractor to properly document all of the cost until after all the work is completed.

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

Additional feedback or suggestions:

This language adds much clarity but should include more specific detail that agents representing the public entity determine if an invoice is in compliance.

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29**

Additional feedback or suggestions:

In some cases, completion of the work is not in dispute but the documentation to support the invoice may not provide sufficient detail, have math errors or other compliance issues.

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

No (please explain):

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

If payments are withheld for reason, they should not be considered late.

---

**Q32**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

**Respondent skipped this question**

Are there any changes you would suggest to this section?

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **When you see the money “post” to an account.**

When do you consider a payment to be made?

---

**Q40** Other (please specify):

When do you consider an invoice to be received? See below

---

**Q41**  
Additional feedback or suggestions:

Since COVID most invoices have been delivered via email. The email delivery date is the date received. It should be noted that for building construction projects the content of the invoice is often verified by a third party consultant representing the design team, before it can be paid by the public owner.

---

Page 15: Almost there!

**Q42**  
Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

Public agencies can only pay for equipment delivered to the site and actual work completed. Some of the proposed changes, especially related to Field Authorized changes conflict with these requirements. It also appears that these changes are intended for large civil projects with a limited pool of subcontractors. For large building projects, there may be hundreds of subcontractors, often with multiple levels of material suppliers, or sub tier contractors. Enforcing these requirements would add considerable complexity to already complicated project delivery.

---

**Q43**  
For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Public agency budgets are typically set years in advance. Increases in construction cost, such as escalation due to inflation, new regulatory requirements or in this case interest on late payments, chip away the intended budget. This may result in scope reductions such as reduced construction quality, reduced square footage or deferred equipment purchases. All of these may have unintended consequences for the public services housed in these facilities.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---



# #1

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 4:20:11 PM  
**Last Modified:** Tuesday, July 09, 2024 5:01:06 PM  
**Time Spent:** 00:40:54  
**IP Address:** 198.238.242.30

---

Page 1: This survey will close on Sunday, July 14

## Q1 Public Agency

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

## Q2 No

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** No (please explain):  
Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?  
Public agencies that pay contractors have accounting departments that have a huge variance in sophistication and technology systems. To make all of the many dozens of accounting departments meet one schedule will be a huge challenge across the state. There are layers of approvals that need to be done from the time that an invoice is initially reviewed to when an agency cuts a check for a contractor!

---

## Q4

What other requirements would you add to this section for public agencies?

Please see the complexity of projects done across the state at a variety of client agencies that have different levels of accounting operation that are available to them.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** No (please explain):  
Do you support keeping the 10 days “paid-when-paid” requirement?  
14 days may be more reasonable for companies of all sizes!

---

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

This may add a great deal of paperwork time for small contractors!

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

This may add a great deal of paperwork time for small contractors!

---

**Q8**

Additional feedback or suggestions:

14 days may be acceptable, this is a great deal from companies to track and distribute.

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

---

**Q10**

Do you understand what the estimated cost of a remedy would be?

**Yes**

---

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

No (please explain):

There is no ONE person responsible for approvals in a building construction project. There is a time allowance for the architect/engineer to review the monthly invoice. If there are needed clarifications, that takes time to resolve!

---

**Q13**

Do you support the accrual of interest on any late payment at any tier?

No (please explain):

see comment below-

---

**Q14**

Additional feedback or suggestions:

The work that contractors do in very important, but the time frame for the review of invoices can take more than a few days. The accounting departments in small agencies and community colleges, vary across the state and not all are set up for this to be done quickly. Some have very small departments and if someone is out on leave things can be delayed. The turnover in client agencies also should be recognized in this work.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

After the change order work is completed and the invoice is delivered and approved by the design team.

---

**Q16**

In your experience, have you seen the use of written “field directive/field authorization?”

**Yes**

---

**Q17**

How frequently are verbal directions given to communicate or direct changes?

**Occasionally**

---

**Q18**

Additional feedback or suggestions:

FA's are started and signed initially to get the work to proceed with a 'not to exceed' but the invoicing can only be done after the work is reviewed, approved and accepted and get into an invoice for the review of the client agency and design team.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

In your opinion, who is responsible for interest on late payments on change order work?

**Anyone who caused the delay.**

---

**Q20**

What is the best approach to tracking compliance with this type of requirement?

Other (please specify):

Building construction is a team activity that relies on the coordination of many people. A change (change order) to a contract is needed for many different reasons.

---

**Q21**

Additional feedback or suggestions:

Tracking on a Change order log that is reviewed at weekly construction meetings in an excel format can help this process along with transparent communications with team members. This change order log can be used during the review of the invoice on the general contractor and then be communicated with other tiers of contractors.

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):

As written previously. Often times this payment is done electronically between contractors and state agencies. the work to get to this point can be delayed if the initial monthly invoice is not correct and needs revisions. Also, as different agencies does accounting on different schedules and procedures.

---

**Q23**

When do you think the 30 days to payment “clock” should start?

**When the public agency is in receipt of a properly completed invoice.**

---

**Q24**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

**Within 8 days of receiving notice yourself.**

---

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

**Yes**

---

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

**No**

---

**Q28**

How often do you experience “disputed amounts?”

**Rarely**

---

**Q29**

Additional feedback or suggestions:

With the design team reviewing on site a contractor's monthly invoice, most corrections can be done easily and resubmitted for review BEFOR the approved invoice is given to the state agency to pay.

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

Do you agree with the timing for interest to accrue on withheld payments?

No (please explain):

it depends on the reason that is being withheld - if it is not up the agency, they should not be penalized.

---

**Q31**

If past due payments need a "recovery schedule" should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

No (please explain):

Not if they have been paid.

---

**Q32**

Additional feedback or suggestions:

The wording on this is somewhat awkward-

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

This rarely happens with most agencies/clients.

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

Sometimes 8 days in not enough time to take care of remedial actions.

---

**Q35**

Additional feedback or suggestions:

As a public owner - we have a contract with the general contractor that is responsible for the entire project including all work of subcontractors. we stay out of the relationship that the General has with their subs. We cannot step into their relationship as we do not have a contract with the subs.

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

|                        |   |
|------------------------|---|
| <b>Q36</b>             | No (please explain):  |
| Is this section clear? | As a public owner - we do not have a contractual relationship with the subcontractor. |

---

|  |           |
|--|-----------|
| <b>Q37</b>   | <b>No</b> |
| This is an existing requirement. Have you experienced interest paid on withheld amounts? |           |

---

|                                     |   |
|-------------------------------------|---|
| <b>Q38</b>                          | <b>Respondent skipped this question</b> |
| Additional feedback or suggestions: |   |

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

|  |   |
|--|---|
| <b>Q39</b>                                 | <b>When the money leaves the payer.</b> |
| When do you consider a payment to be made? |   |

---

|   |   |
|---|---|
| <b>Q40</b>                                      | Other (please specify):   |
| When do you consider an invoice to be received? | When the reviewed and approved invoice from the design team is then signed off by the project manager- and then is sent to the client agency via email. The EMAIL date sent by the project manager to the client agency - that is when the 30 days could start. |

---

|                                     |   |
|-------------------------------------|---|
| <b>Q41</b>                          | <b>Respondent skipped this question</b> |
| Additional feedback or suggestions: |   |

---

---

Page 15: Almost there!

|   |   |
|---|---|
| <b>Q42</b>  | <b>Respondent skipped this question</b> |
| Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment). |   |

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

For the public agencies that we support I fear that they will be tasked and made to pay on issues that are not their fault and that the accounting and paperwork for all of these changes will challenge them with additional FTE time and \$ and be quite difficult to manage.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

## #2

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 5:06:24 PM  
**Last Modified:** Tuesday, July 09, 2024 5:39:23 PM  
**Time Spent:** 00:32:59  
**IP Address:** 136.226.54.87

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---



**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

be more clear on what the 1% means i.e. is it annual, 1% of total past due etc..

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Rarely**

How often do you experience “disputed amounts?”

---

**Q29**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

**Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** No (please explain):

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** No

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #3

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 2:04:42 PM  
**Last Modified:** Tuesday, July 09, 2024 5:40:18 PM  
**Time Spent:** 03:35:35  
**IP Address:** 66.218.192.18

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **Other (please specify):  
Field directive or written authorization**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:



**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

Yes

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40**

The date on the invoice.

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #4

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:32:44 PM  
**Last Modified:** Tuesday, July 09, 2024 8:47:13 PM  
**Time Spent:** 00:14:29  
**IP Address:** 98.232.66.32

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
I believe delays in payment are at least partially due to Finance Dept. workload

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

subs and lower tier are typically less able to handle delayed payments and need the funds to continue operations

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Rarely**

How often do you experience “disputed amounts?”

---

**Q29**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

**Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** **Respondent skipped this question**

Are there any changes you would suggest to this section?

Why not 10 days like prompt pay for subs?

---

**Q35** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** **Yes**

Is this section clear?

---

**Q37** **No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **When the money leaves the payer.**

When do you consider a payment to be made?

---

**Q40** **When is it “stamped” as delivered.**

When do you consider an invoice to be received?

---

**Q41** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 15: Almost there!



**Q42** **Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #5

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 7:58:33 AM  
**Last Modified:** Wednesday, July 10, 2024 8:02:04 AM  
**Time Spent:** 00:03:31  
**IP Address:** 134.39.250.6

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the verbal “direction” is given?**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The prime contractor.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** Yes

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #6

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 8:32:06 AM  
**Last Modified:** Wednesday, July 10, 2024 9:29:59 AM  
**Time Spent:** 00:57:53  
**IP Address:** 65.113.123.74

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

Invoice payment to a contractor requires intake and review by several parties prior to getting to the owner for processing. It must be reviewed by the AE teams and DES prior to sending to the Owner for payment. This truncates the period of time allowed to the owner for review and processing payment in the regimented timeframe. Adding to this process will surely cause issues with the process that is already flawed.

---

**Q4**

What other requirements would you add to this section for public agencies?

Extend the payment dates out to 45 days to allow adequate review times by all parties. For recent projects, the schedule of values associated the pay application, have become excessive due to stipulations by DES. In some cases, we have seen values with nearly 1000 line items which is tedious and time consuming to review.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---



**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):  
Additional work on an already convoluted process.

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):  
Monies that are not budgeted by any party.

**Q8**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

No (please explain):  
If the contactor refused to perform the work prompting the agency to undertake with a separate contract, the costs will most likely exceed 100 percent of the contractors costs to perform the work.

**Q10**

Do you understand what the estimated cost of a remedy would be?

**Yes**

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

No (please explain):  
Disagree with change to "must be paid". There are outstanding circumstances that would affect this a there are no stipulations written in the language above for this consideration.

**Q13**

Do you support the accrual of interest on any late payment at any tier?

No (please explain):  
Unfair practice - outstanding circumstances; not a black and white process.

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Other (please specify):  
In your opinion, when should the payment “clock” start on change order work? Depends on the time of change - whether field authorization or a change order proposal. There is already strong language in place on the state forms. Nothing needs to change.

---

**Q16** Yes  
In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Other (please specify):  
How frequently are verbal directions given to communicate or direct changes? Never issue authorizations verbally. Must go through the appropriate documentation otherwise work is performed at contractors' or consultants' risk.

---

**Q18**  
Additional feedback or suggestions:  
Changes must be documented - agreed upon and signed prior to commencing work. Otherwise, the process requires more bureaucratic adjustments to the RCW like is being proposed above. don't make this complicated - use the process that is in place.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** The prime contractor.  
In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Third party tracking system (e.g., B2Gnow).  
What is the best approach to tracking compliance with this type of requirement?

---

**Q21**  
Additional feedback or suggestions:  
There is already a process in place to request changes. Follow the current process!

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):

Needs to specify when the Owner, Public Agency, or otherwise the party responsible for payment receives a properly executed invoice - not an invoice submitted to the design team or DES - see below.

---

**Q23**

When do you think the 30 days to payment “clock” should start?

**When the public agency is in receipt of a properly completed invoice.**

---

**Q24**

Additional feedback or suggestions:

Many times the AE team and DES vet the invoices for compliance with the contract, status of the work, and schedule of values. Invoices have become extremely long with multiple line items for review. The agency or otherwise, party responsible for payment receives the invoice after being vetted by the two reviewing parties noted above.

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

Other (please specify):

Should be 10 days - two full working weeks.

---

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

**Yes**

---

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

**No**

---

**Q28**

How often do you experience “disputed amounts?”

**Frequently**

---

**Q29**

Additional feedback or suggestions:

In recent projects, contractors are not reviewing the status of work accurately and/or understanding what they can legally get paid for under the contract. This has put the burden on the reviewing parties to identify flaws in the applications - which take considerable time due to the complexity of the schedule of values.

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

Do you agree with the timing for interest to accrue on withheld payments?

No (please explain):

Disagree with "must" pay. Onus should be on contractor to request interest prior to consider payment. There is no amount budgeted of interest payments on late payments.

---

**Q31**

If past due payments need a "recovery schedule" should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

No (please explain):

No recovery schedule should be required from a public agency.

---

**Q32**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

Should require a supplemental invoice application for the incomplete or deficient work. Needs to be 30 days after public agency receives vetted and approved invoice as reviewed by DES and AE.

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

Agree with this section.

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Is this section clear?

No (please explain):  
should be from the ninth day if allowed eight days

---

**Q37**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

**No**

---

**Q38**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When do you consider a payment to be made?

**When the money leaves the payer.**

---

**Q40**

When do you consider an invoice to be received?

**When is it "stamped" as delivered.**

---

**Q41**

Additional feedback or suggestions:

In most cases, contractor invoices are paid by mailed paper check. After the check leaves the payer, it is out of their hands and in the mail service, payee receiving and depositing the check, etc. Regarding date invoice is received, in most cases, the contractors invoice date is inaccurate as to when it has been submitted for review. There should be a review grace period and the "clock" starts after the 8 days from submission. Contractor should be notified by the reviewer of both a complete or an incomplete invoice within this time period. 30 days starts after.

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

No interest should be paid to the contractor by the public agencies. There are several factors that inhibit payment with the time allowed by current legislation. Agree with 30-day timeline for payment, however this should be preceded by a 10-working day review period (not 8), independent of the 30-days, to allow proper vetting of invoices. Reviewing parties should notify contractor of compliance or non-compliance with the contract within the 10-days.

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Yes, very much so. There is no way to budget for these unforeseen costs and would create an unnecessary and inflated project contingency - increasing the total cost of the project and legislative appropriation.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

#7

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 9:41:16 AM  
**Last Modified:** Wednesday, July 10, 2024 9:52:12 AM  
**Time Spent:** 00:10:55  
**IP Address:** 148.163.176.218

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

Release the general contractor of liability if Public owner attempts a clawback

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **No (please explain):**  
**100% is insufficient**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

Additional feedback or suggestions:

Insufficient 150% should remain.

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)



**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):  
When the work is complete

**Q16**

In your experience, have you seen the use of written “field directive/field authorization?”

**Yes**

**Q17**

How frequently are verbal directions given to communicate or direct changes?

**Often**

**Q18**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

In your opinion, who is responsible for interest on late payments on change order work?

**The public agency.**

**Q20**

What is the best approach to tracking compliance with this type of requirement?

**Honor system/self-regulate.**

**Q21**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

**Yes**

**Q23**

When do you think the 30 days to payment “clock” should start?

**When the public agency is in receipt of a properly completed invoice.**

**Q24**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

Within 3-5 days of receiving notice yourself.

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

Yes

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

Yes

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

Frequently

How often do you experience “disputed amounts?”

---

**Q29**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

Yes

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

Yes

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When then money can be used.

When do you consider a payment to be made?

---

**Q40** Other (please specify):

When do you consider an invoice to be received?

Date received

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

no others

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

N/A

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

#8

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 9:33:43 AM  
**Last Modified:** Wednesday, July 10, 2024 9:56:54 AM  
**Time Spent:** 00:23:10  
**IP Address:** 168.156.194.51

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
Capital programs have little control over accounting timelines.

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
Contracting agencies managing projects have little effect on this process. This will impact owner agencies who have little control. this will bog the system.

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **No (please explain):**  
Impossible to enforce

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** No (please explain):  
impossible to enforce

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Yes

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Yes

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** No (please explain):  
accountable to whom?

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** No (please explain):  
this just effects the owner, who did nothing wrong

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** When a change order is issued.

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

Additional feedback or suggestions:

currently the owner agency typically is not the issue. if paperwork is delayed it is on the architect or des. they should pay the interest not the owner.

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):

as an owner i recieve the invoice after the architect and des signs it. Does the clock start then or when the contractor submits the invoice?

---

**Q23**

When do you think the 30 days to payment “clock” should start?

**When the public agency is in receipt of a properly completed invoice.**

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **No (please explain):  
it could be held up by special inspection**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **No (please explain):  
no they are not connected**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:



**Q33**

Additional feedback or suggestions:

complete and signed off are two different things. Again the owner has little effect on the approval if something is complete.

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

what is a working day?

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

**When the money leaves the payer.**

When do you consider a payment to be made?

---

**Q40**

Other (please specify):  
for me as the owner, when des signs it.

When do you consider an invoice to be received?

---

**Q41**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

payment is very much effected by the biennium. what is being suggested will add time and cost. contract funding, therefore, should be allowed to be reappropriated in order to cover the time from construction to full invoicing and retainage.

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

yes, staff will need to be hired.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

#9

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 8:31:53 AM  
**Last Modified:** Wednesday, July 10, 2024 9:58:25 AM  
**Time Spent:** 01:26:32  
**IP Address:** 50.204.96.138

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

I think more information to expedite payment is beneficial but may not help with the problem of turning a payment around in 10 days.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
Do you support keeping the 10 days “paid-when-paid” requirement?  
I think prompt pay is important but it's a real challenge sometimes to get the payment to the sub within the 10 days. Especially when I have subs on the other side of the country and I have to allow for mail time.

---

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

Just more work and more tracking, I would prefer language similar to the new retention release or claim notification where a sub notifies in writing they aren't receiving prompt payment after GC is paid, then GC would have chance to respond as to why that is.

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

I would support this but there needs to be room for exception. For example when I hold back payment from a sub because they haven't submitted certified payroll reports, or kept current. Yes, the payment will be late but they aren't compliant. Technically I'm not supposed to be late making their payment but if I release payment I have no leverage to get them to get into compliance. I have to keep a spreadsheet of why subs are paid late so I can list my reasons on the DES website when I report sub payments each month.

**Q8**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

I think I might know what this term is but I'm not 100% sure. Possibly the estimated costs to fix a "worst case" scenario?

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

No (please explain):

I support this if there is a condition that the subcontractor must be in compliance with the contract requirements. For example Intents, Certified Payroll, Insurance, & licensing.

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

When subcontractor has performed the work and has submitted backup for the extra work. For example we have gone months trying to get subs to turn in backup so the DOT can price force account to include in a billing. Having a CO issued shouldn't be a requirement for the Public Agency just because the work has started.

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

Other (please specify):

I don't know

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

**Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

No

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When do you consider a payment to be made?

Other (please specify):

What about companies that don't use ACH? Smaller companies still do checks and haven't converted to ACH. Please allow time to get payments out via USPS.

---

**Q40**

When do you consider an invoice to be received?

**When is it "stamped" as delivered.**

---

**Q41**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

Please when making these rules please be clear about the requirements and keep in mind that not every company involved in a project is a large company with lots of manpower. We are excited about the new change order rules but are concerned about how much manpower/tracking it's going to involve to be compliant. We believe in prompt pay, but it must be rules must be achievable and have a mechanism to hold payments for non-compliance.

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

**Respondent skipped this question**

---

**Q44**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

**No**

---

**Q45**

Please provide your contact details.

**Respondent skipped this question**

---



# #10

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 8:56:46 AM  
**Last Modified:** Wednesday, July 10, 2024 11:03:13 AM  
**Time Spent:** 02:06:27  
**IP Address:** 67.138.169.168

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
Every owner's rep has their own way of wanting SOV broken down, back-up requirements on substantiated projects can be time consuming depending on size of project and if its off by a penny, reject the invoice.

---

**Q4**  
What other requirements would you add to this section for public agencies?

Certain contracts are substantiated - monthly and at the end of the project. Owner's have this freedom to do both and would be great if its one or the other - specially if project will have to go through final substantiation at project completion. Providing every invoice and matching it to the amount being invoiced on large projects is time consuming.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6**

**Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

Is this intended to be also calculated on what is owed to affected subcontractor's lower-tier subs and suppliers? That could be cumbersome.

---

**Q8**

Additional feedback or suggestions:

Want to make sure GC still have the right to withhold payment until sub gets current with union dues, lien waivers, and other contractually required doc compliance as part of payment? Want to make sure GC and the Owner still have these protection.

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

I think this would be a third party / independent estimate of the cost to remedy the issue.

---

**Q11**

Additional feedback or suggestions:

Need to consider who / how the "estimated cost of a remedy" is being assembled. Third party should be familiar with the project location, the issue - field, design, spec - and not being done by someone who is assembling cost using RS Means, or in a completely different market / labor sector / different part of the country.

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

When a CO is issued or a written directive from Owner CO price is accepted, authorized to proceed and CO is forthcoming.

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

Most public owners providing verbal go and following through with CO hasn't been an issue. Recent experience with private developers - residential - need focus.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

Additional feedback or suggestions:

Depending on size of projects, and the size of sub-tiers / suppliers, keeping up with changes on ALL of their projects could be alot and may not be able to follow / meet CO timeline. Feel some of these measures are being put in place to help the smaller firms but it also puts back a lot on them - balancing both is a challenge.

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):

This section - "30 days of receipt of a properly completed invoice or receipt of goods or services, WHICHEVER is later is confusing. This works for suppliers providing materials to Owner's directly. For GCs, we contract for goods and its paid when paid.

---

**Q23**

When do you think the 30 days to payment “clock” should start?

**When the public agency is in receipt of a properly completed invoice.**

---

**Q24**

Additional feedback or suggestions:

Please define receipt - via email ok? Should receipt be acknowledge in writing? Not consistent across the board

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

**Within 24 hours or receiving notice yourself.**

---

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

**No**

---

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

**No**

---

**Q28**

How often do you experience “disputed amounts?”

Other (please specify):

Never. The process we follow on the jobsite: pencil draft with back up is sent to Owner or Owner's rep for review. We then meet and go over the SOV and review % complete. If adjustment are needed, we discuss with sub and either adjust or show proof percent is accurate. then we finalize. This eliminates any surprises regarding payment

**Q29**

Additional feedback or suggestions:

This is the first revision where days is clarified as "business". Assuming the other "days" are calendar. Why should this section be "business" and not "calendar?"

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

Do you agree with the timing for interest to accrue on withheld payments?

No (please explain):

Why 9th WORKING DAY?

**Q31**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

**Yes**

**Q32**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

(c) Add: and after receiving payment from owner.

GC may have already put sub on notice and submitted their pay app. Sub may have remedied before payment is received. Will a notice of remedial work before pay app acceptable proof under (B)?

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** No (please explain):  
Is this section clear? when does 8 day start - from failure to notify or failure to pay after fixing?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** Other (please specify):  
When do you consider an invoice to be received? When the final invoice is emailed and Owner or Owner's rep acknowledge receipt and submitting for processing.

---

**Q41**  
Additional feedback or suggestions:

What does this article consider as marked delivered? No email errors or bounced back message? If person is on PTO, is it still considered delivered?

---

Page 15: Almost there!

**Q42**  
Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

I'm sure as this gets implemented, tweaks will be necessary to improve language but a good start.

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

For larger firms, i don't thinks so. For smaller firms getting a start or those who have lots of lower-tier, keeping up with pricing, time lines required by RCW, reporting requirements, etc., I think this puts more on them but I have not been in that situation.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #11

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 11:36:42 AM  
**Last Modified:** Wednesday, July 10, 2024 12:11:34 PM  
**Time Spent:** 00:34:51  
**IP Address:** 66.235.35.51

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
**I'm skeptical this will make any difference...**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

I would request that agencies like L&I be obligated to review payrolls and close out documents within a similar timeline, such as 30 or 60 days. Often the process of getting paid retention on public works projects can take years. When we inquire about retention, we hear the project is "in line for review".

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---



**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

Often there are administrative requirements like lien releases from sub-tiers or unsubmitted certified payrolls that hold up sub payments. Will there be provisions for a GC to hold sub payments if the GC has been paid but the sub has not yet fulfilled their administrative contract duties like providing sub-tier conditional lien releases?

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** No (please explain):  
This seems too vague. Why allow a cap of 100% then have an open-ended "estimated cost of the remedy" option?

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** As soon as the work starts.

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** No

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Often

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Anyone who caused the delay.

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Honor system/self-regulate.

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**  
Additional feedback or suggestions:

Not sure about the requirement for GC to notify 30 days after starting work but subs have until 30 days after completion of work. Why not make it 30 days after start of extra work for both to make sure GC isn't caught with having to give notice for work that may in the future be a sub change?

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

Additional feedback or suggestions:

This seems like a fairly big loophole to allow the public agency to delay payment until 30 days after they receive federal funds or grant money. Why allow 30 days after the agency gets paid? This means if a grant is 2 months late, the agency can pay a GC 3 months late for completed work?

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Rarely**

How often do you experience “disputed amounts?”

---

**Q29**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

**Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

item C) seems incorrect. Let's say a request for payment is made 7/1. On 7/5, the agency tells GC there's an issue with part of the work. On 7/8, the GC informs the sub of the deficiency. Then the sub correct the deficiency a few days later on 7/10. This reads that the GC would need to pay the sub 8 days later, by 7/18. But the GC would not yet be paid by the public agency because they have 30 days, until 7/30. I think you need to add "pay when paid" language to item C. GC has to pay the sub within 8 working days as long as GC has been paid by public agency.

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**No (please explain):**

Is this section clear?

Should this be the 9th working day, similar to the language in the other section about interest?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** No

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #12

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 12:43:48 PM  
**Last Modified:** Wednesday, July 10, 2024 12:52:38 PM  
**Time Spent:** 00:08:50  
**IP Address:** 73.239.74.251

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

10 days after prime is paid, the small businesses in particular should have priority on payment.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

No (please explain):

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

50/50 is reasonable

---

**Q10**

No (please explain):

Do you understand what the estimated cost of a remedy would be?

For my consulting practice, I'm not clear on that.

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**When a change order is issued.**

In your opinion, when should the payment "clock" start on change order work?

---

**Q16**

**No**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:



**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

Would be great to have mobilization fees up front as many small businesses can have serious consequences when payments are delayed. We've seen some unfortunate incidents with our small business clients.

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**  
Please provide your contact details.

|               |                                    |
|---------------|------------------------------------|
| Name          | <b>Estrella F Sung</b>             |
| Organization  | <b>SungLass Communications LLC</b> |
| Email Address | <b>estrella@sunglasscomms.com</b>  |

---

# #13

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 12:58:01 PM  
**Last Modified:** Wednesday, July 10, 2024 1:20:30 PM  
**Time Spent:** 00:22:29  
**IP Address:** 204.106.237.251

---

Page 1: This survey will close on Sunday, July 14

## Q1 Minority, Women, or Veteran-owned Business

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

## Q2 Yes

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

## Q3 Yes

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

## Q4

What other requirements would you add to this section for public agencies?

That they are required to pay in 14 days, not 30. Most large projects have sub contractors that wait weeks to get paid by the main contractor.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

## Q5 Yes

Do you support keeping the 10 days “paid-when-paid” requirement?

---

## Q6 Yes

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

The interest rate is too low for the subcontractors to charge the Prime contractor. No one is able to get a 1% bridge loan in order to cover their payrolls, etc when the work has been completed and the sub contractor is still awaiting payment.

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

Additional feedback or suggestions:

1% is not an appropriate amount you must tie it to prime rates. Prior to covid lockdowns, 1% was good, but with interest rates in the 5% bracket, this only benefits the entity that didn't make the payment and hurts the one waiting on payment.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**No**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

How frequently are verbal directions given to communicate or direct changes?

Other (please specify):

verbal directions are given, but they must be in writing without penalty if the work is not started. Excluding when loss of life could result.

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The prime contractor.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Within 3-5 days of receiving notice yourself.

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** No

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Yes

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Frequently

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Yes

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Yes

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

none

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** Other (please specify):  
the date emailed, if mailed via usps the date received.

When do you consider an invoice to be received?

---

**Q41**

Additional feedback or suggestions:

With USPS being so slow and the amount of mail that is routinely lost, postmarked date should never be used!

---

Page 15: Almost there!



**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

none

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

The only time I can see this as an issue is with very small municipalities that sometimes have to wait for their board to approve all payments. This includes public works contracts and that needs to be addressed.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

|               |                                   |
|---------------|-----------------------------------|
| Name          | <b>Tara Doland</b>                |
| Organization  | <b>Adept Tax &amp; Accounting</b> |
| Email Address | <b>tara@adept-accounting.com</b>  |

---

# #14

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 1:17:54 PM  
**Last Modified:** Wednesday, July 10, 2024 1:35:31 PM  
**Time Spent:** 00:17:37  
**IP Address:** 50.210.50.161

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the verbal “direction” is given?**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**No**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The prime contractor.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**  
Please provide your contact details.

|               |                                      |
|---------------|--------------------------------------|
| Name          | <b>Keith Williams</b>                |
| Organization  | <b>FLYRIGHT PRODUCTIONS</b>          |
| Email Address | <b>Flyrightproductions@gmail.com</b> |

---

# #15

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:39:04 AM  
**Last Modified:** Wednesday, July 10, 2024 1:56:07 PM  
**Time Spent:** Over a day  
**IP Address:** 163.116.139.119

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
There are extenuating circumstances that may prevent payment within 10 days.

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---



**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

No (please explain):

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

remedy costs may need to be borne by the lower tier and may be difficult to recoup if in dispute

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

No (please explain):

Do you support the accrual of interest on any late payment at any tier?

The interest rate should be based on the contract. The contract terms will need to vary with the type of project, the current TVM, std interest rates, etc.

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

This does not make sense as the "clock" would not start until payment was requested. The change order is direction to work, not a statement of any work completed. This doesn't seem relevant.

**Q16**

In your experience, have you seen the use of written “field directive/field authorization?”

**Yes**

**Q17**

How frequently are verbal directions given to communicate or direct changes?

**Rarely**

**Q18**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

In your opinion, who is responsible for interest on late payments on change order work?

**Anyone who caused the delay.**

**Q20**

What is the best approach to tracking compliance with this type of requirement?

**Honor system/self-regulate.**

**Q21**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

**Yes**

**Q23**

When do you think the 30 days to payment “clock” should start?

**By the contract schedule.**

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Within 8 days of receiving notice yourself.

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Yes

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Yes

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Occasionally

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Yes

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Yes

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** **Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

Organization **HDR**

---

# #16

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 2:15:43 PM  
**Last Modified:** Wednesday, July 10, 2024 2:26:34 PM  
**Time Spent:** 00:10:50  
**IP Address:** 72.20.135.154

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

- (1) statements of commitments from leadership
  - (2) Policies implemented internally to create accountability
- 

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**No (please explain):**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

If there were consequential damages, there may be a need to extend the 100% of disputed amount.

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Other written form for time sensitive direction.**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:



**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** Yes

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Ensure adequate staffing for this work

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #17

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 2:04:17 PM  
**Last Modified:** Wednesday, July 10, 2024 2:28:49 PM  
**Time Spent:** 00:24:31  
**IP Address:** 65.133.24.250

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

Pay subcontractor within 5 days of when remedial action is complete

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40**

When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---



**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #18

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 3:41:34 PM  
**Last Modified:** Wednesday, July 10, 2024 4:06:48 PM  
**Time Spent:** 00:25:13  
**IP Address:** 152.44.142.131

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
Contractor know what hey are supposed to do. They comply or comply only based on their bottom line business needs.

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

None. This section should allow an exemption for contracts using WSDOT Standard Specifications.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

I don't know what it means and can't find a definition

---

**Q8**

Additional feedback or suggestions:

It seems is creating a very complex legislative framework that will result in years of litigation. This must be simplified.

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

I don't understand what it means.

---

**Q11**

Additional feedback or suggestions:

Add exemption for contract using WSDOT Standard Specifications. This is adequately covered their.

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Yes**

**Q13**

Do you support the accrual of interest on any late payment at any tier?

**Yes**

---

**Q14**

Additional feedback or suggestions:

No to this section, but I will use this section to voice my strong opposition to this entire legislation.

---

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):

When measurable work is complete and verified complete by the owners Project Engineer.

---

**Q16**

In your experience, have you seen the use of written “field directive/field authorization?”

**Yes**

---

**Q17**

How frequently are verbal directions given to communicate or direct changes?

Other (please specify):

I my projects never.

---

**Q18**

Additional feedback or suggestions:

Verbal direction should be strictly prohibited.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

In your opinion, who is responsible for interest on late payments on change order work?

**Anyone who caused the delay.**

---

**Q20**

What is the best approach to tracking compliance with this type of requirement?

Other (please specify):

Unfortunately this will be case specific.

---

**Q21**

Additional feedback or suggestions:

**Respondent skipped this question**

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Do you think this language clarifies when the 30 day “clock” to payment is?

No (please explain):

This is confusing and does not acknowledge standard practice.

---

**Q23**

When do you think the 30 days to payment “clock” should start?

Other (please specify):

When measurable work is complete and verified complete by the project owners Project Engineer

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Within 8 days of receiving notice yourself.

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Yes

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Yes

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Occasionally

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** No (please explain):  
I disagree with this concept in total.

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** No (please explain):  
I don't understand how thes "recovery schedules" will work

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** No (please explain):  
Who is going to calculate and enforce this?  
Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** Other (please specify):  
When received electronically.  
When do you consider an invoice to be received?

---

**Q41**  
Additional feedback or suggestions:

This seem written as is transaction occur on paper. They no longer do. Should be updated to recognize that everyone is working in an electronic world. Only archaic legislation forces us to sometimes still do thing on paper.

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #19

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 3:57:27 PM  
**Last Modified:** Wednesday, July 10, 2024 4:12:27 PM  
**Time Spent:** 00:14:59  
**IP Address:** 172.56.106.118

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---



**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**No (please explain):**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

50% is more than enough.

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**No**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The prime contractor.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 24 hours or receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

No

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

Shorten the time.

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40**

When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**Yes (please provide contact info below)**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

|               |                                |
|---------------|--------------------------------|
| Name          | <b>Michael Brown</b>           |
| Organization  | <b>Blackstreet LLC</b>         |
| Email Address | <b>blackstreetmb@hmail.com</b> |

---

# #20

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 3:43:58 PM  
**Last Modified:** Wednesday, July 10, 2024 4:26:51 PM  
**Time Spent:** 00:42:52  
**IP Address:** 198.1.39.252

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

Proportion distribution can be complex to administer but that should be minimal occurrence if all parties pay timely. It reads odd that this section reinforces public entities to pay interest and develop a recovery plan when late when the section is addressing prime to sub, or sub to sub, and if adopted section 1 already addresses public entities being late.

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

Additional feedback or suggestions:

Is 39.04.350 the correct statute? This appears to be modifying 39.04.250. It may be unnecessary but it might be helpful to clarify which party gets to determine the remedy cost.

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

Additional feedback or suggestions:

Is 39.04.350 the correct statute? This appears to be modifying 39.04.250.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **No**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.



**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Occasionally**

How often do you experience “disputed amounts?”

---

**Q29**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

**Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

Additional feedback or suggestions:

Working days should be clarified to follow the public entity definition of working days for ease of tracking.

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

**Respondent skipped this question**

Are there any changes you would suggest to this section?

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When do you consider a payment to be made?

Other (please specify):

Check date, post mark date or posting (in ACH or similar transactions)

---

**Q40**

When do you consider an invoice to be received?

**When is it “stamped” as delivered.**

---

**Q41**

Additional feedback or suggestions:

**Respondent skipped this question**

---

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

**Respondent skipped this question**

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

There is a potential risk as many contractors do not see the LNI process of validating wages paid as part of the process of a completed invoice and work.

---

**Q44**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

**No**

---

**Q45**

Please provide your contact details.

Name

**Jason Nechanicky**

Organization

**City of Spokane**

Email Address

**jnechanicky@spokanecity.org**

---

# #21

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 6:42:16 PM  
**Last Modified:** Wednesday, July 10, 2024 6:55:44 PM  
**Time Spent:** 00:13:28  
**IP Address:** 73.225.240.2

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
Existing contract terms are sufficient.

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):**  
paid when paid is sufficient

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **No (please explain):  
not needed**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---



**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

## #22

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 4:36:55 PM  
**Last Modified:** Thursday, July 11, 2024 12:27:22 AM  
**Time Spent:** 07:50:27  
**IP Address:** 73.19.86.116

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the verbal “direction” is given?**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**No**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 24 hours or receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

Yes (please provide contact info below)

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

|               |                        |
|---------------|------------------------|
| Name          | Debbie Wilson          |
| Organization  | Fresh Family LLC       |
| Email Address | info@FRESHFAMILYCO.COM |

---

# #23

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Thursday, July 11, 2024 6:37:51 AM  
**Last Modified:** Thursday, July 11, 2024 9:00:19 AM  
**Time Spent:** 02:22:28  
**IP Address:** 174.247.183.239

---

Page 1: This survey will close on Sunday, July 14

## Q1 Minority, Women, or Veteran-owned Business

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

## Q2 Yes

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

## Q3 Yes

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

## Q4

What other requirements would you add to this section for public agencies?

Primes required to pay subs when paid by public agency- or introduce two-party or joint check payment requirement.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

## Q5 Yes

Do you support keeping the 10 days “paid-when-paid” requirement?

---

## Q6 Yes

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---



**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **Other (please specify):**  
After signed acceptance by contractor and owner and issue of a notice to proceed

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Other (please specify):**

How frequently are verbal directions given to communicate or direct changes?

Too often

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Other (please specify):**

What is the best approach to tracking compliance with this type of requirement?

Active administration of contract requirements by the owner, including cure notice and/or termination for cause.

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** Yes

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #24

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Thursday, July 11, 2024 2:47:32 PM  
**Last Modified:** Thursday, July 11, 2024 3:37:28 PM  
**Time Spent:** 00:49:55  
**IP Address:** 97.113.30.70

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**  
Additional feedback or suggestions:

The estimated cost of remedy should be in writing and presented to the parties and the owner. This will allow the owner to validate the estimated amount is fair and reasonably.

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**  
Additional feedback or suggestions:

This is very poorly written.

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---



**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Within 24 hours or receiving notice yourself.

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** No

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** No

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Rarely

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** No (please explain):  
no answer

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** No (please explain):  
no answer

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**  
Additional feedback or suggestions:

This is legal jibberous. This should be re-written.

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** Yes

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When you see the money “post” to an account.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

Name

**Cos Roberts**

Organization

**UrbanTech Systems**

Email Address

**croberts@utechsystems.com**

---

#25

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Thursday, July 11, 2024 8:45:51 PM  
**Last Modified:** Thursday, July 11, 2024 8:53:26 PM  
**Time Spent:** 00:07:35  
**IP Address:** 24.16.229.26

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

This is an excellent start.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 24 hours or receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

No

---

**Q35**

Additional feedback or suggestions:

No

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

**When you see the money “post” to an account.**

When do you consider a payment to be made?

---

**Q40**

**The date on the invoice.**

When do you consider an invoice to be received?

---

**Q41**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 15: Almost there!



**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

None

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

No

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

|               |                                     |
|---------------|-------------------------------------|
| Name          | <b>Rafael ellison</b>               |
| Organization  | <b>Chargepros</b>                   |
| Email Address | <b>rafael.ellison@chargepros.co</b> |

---

## #26

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Thursday, July 11, 2024 5:47:25 PM  
**Last Modified:** Thursday, July 11, 2024 9:12:29 PM  
**Time Spent:** 03:25:04  
**IP Address:** 24.18.80.183

---

Page 1: This survey will close on Sunday, July 14

### Q1 Public Agency

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

### Q2 No

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** No (please explain):

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

I don't mind having basic expectations for prompt payment in the contract documents but we already have that. The proposed language puts a much higher burden on the municipality to spell out in detail every aspect of the payment process. The odds of being violation go up but the prompt payment isn't made any more likley.

---

### Q4

What other requirements would you add to this section for public agencies?

Having a penalty for each party for withholding payment from the next tier below them in the payment chain is appropriate. Having timelines on those payments is also appropriate. Having to define dates for payments in each contract is going overboard. Each agency is going to have a different process and each agency would need to customize their own contract boilerplate to meet this requirement. In my experience, it is not the law that is flawed it is the failure of contractors to follow it. If an Owner holds payment it is usually because of missing paperwork. It becomes an administrative nightmare for an owner to regularly have to split out a partial payment because a prime doesn't get the appropriate paperwork in with the pay request. The good contractors already know how to do this. The "learning contractors" seem to be the ones who can't understand what is required to get prompt payment. That is just part of the learning process. If you put the burden on the owner to teach the contractor how to do their job all you are doing is encouraging inexperienced contractors to get in over their head.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

The downside I see to this is that if it is strictly enforced you are going to add a significant administrative burden to everyone in the chain of Owner/Prime/Sub. I don't think it will be enforced because of that burden so why change the law? I think that there are ways to force confirmation of payment to subs for undisputed work. That would seem to be the best way to protect subs from having payment be used as a weapon by the prime. The public agencies already have a public process that exposes them to ridicule if they start trying to use payment as a weapon without appropriate backup. Where is the same public disclosure requirement for the prime? The only one I know of is if the Owner forces the contractor to open their books. That is a nuclear option that I have never seen done.

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

Not in all cases. When you are missing certification paperwork for a material incorporated into the project what is the cost? We've been told you can't withhold payment for the cost to remove and replace the unauthorized or defective material but that would be the true cost to remedy if the contractor can't provide the required certification.

---

**Q11**

Additional feedback or suggestions:

The calculation of a remedy is often a judgement call and based on subjective criteria so changing it from 150% to 100% would likely have little effect. Typically if we hold payment for disputed work we have a pay item for it so we just hold payment on the appropriate units of the pay item. I can't think of an instance where we would hold more than the calculated disputed amount. More accurately, our payment is based on the calculated undisputed quantity. Anything that is in dispute is not included in the quantity calc.

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

Additional feedback or suggestions:

How do you calculate a partial months interest? If payment is late by 32 days is that 2% interest owed? If I have the same penalty for 32 days or 60 days and I'm already 32 days late why wouldn't I hold payment for 60 days before paying? If I'm withholding payment because I am being unfair I'm going to be as unfair as possible to have the maximum effect. If I'm withholding payment because of problems with the system, I'm going to try to hit that "no penalty mark" but if I know I can't make it due to circumstances out of my control, I am just going to make sure I don't go past the next month pay mark and not bother to rush out the payment. Rushing payment burns Owner time and good will of the other members on my team. If I don't have to burn those resources I'm not going to.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

Other (please specify):

In your opinion, when should the payment "clock" start on change order work?

Within 30 days of completion of the work unless it's a major and complicated Change Order and in that case it might need to be 30 days after the work is appropriately documented for payment.

---

**Q16**

**Yes**

In your experience, have you seen the use of written "field directive/field authorization?"

---

**Q17**

How frequently are verbal directions given to communicate or direct changes?

Other (please specify):

This depends on the change. Some Changes have little effect and are covered by existing contract items. These can be directed by verbal direction to be followed as soon as possible by a written Field Directive. Some minor adjustments to say a removal/replacement limit might be captured by daily field reports and quantity calcs. Any major Change should never be directed verbally.

**Q18**

Additional feedback or suggestions:

This is where the devil is in the details.

Some significant Changes are tracked by Force Account, Time and Materials or Equitable Adjustment because neither party knows the cost or impact of the change until they are well into the work and the contractor doesn't want the risk of having their forward price too low to cover costs. The owner doesn't want to pay an insane forward priced Change and will refuse to issue the Change Order based on unsupportable estimates. The only "fair" compromise is to pay what is documented as the effort that went into the actual resolution of the problem. This means that there is no way to issue a Change Order that has a firm price associated with it before the work is complete. That's problematic for most Owners who have approval authorities who want to know the costs before they approve the Change (even though those same authorities wouldn't know if the cost is fair from their isolated position from the work and most major Change Orders are not discretionary). The best you can do is make a T&M, Not to Exceed amount for the Change Order that has no enforcement mechanism because it's not like you can stop the work if they get 80% done and went over the NTE amount. The other alternative (and the one that we have used most frequently) is to track the change costs in real time and make payment when the Change Order is finalized at the end of the work. If you have a mechanism, you can make partial payments as the work proceeds using an existing Force Account bid item and then back that out when the final Change Order is completed but that gets in the way of approval authority of most municipalities.

The idea of always having forward priced Change Orders is a good way to force the municipality to take it in the shorts for every Change Order that is not discretionary (most are this way in my experience). That is not a good use of public funds and that is not what we should be writing into our public policies. Regardless of how nice it sounds, forcing Change Orders to always be executed with a firm price before the work actually starts is a really bad idea. If you have a large Change Order that might have work spanning several months having to finalize the Change Order within the first 30 days, when the internal approval process might already take at least three weeks of that timeline is basically the same as having to forward price the work. You can work around each of these problems with enough paperwork but it just makes things a lot more complicated and tends to lead to more disputes.

It's counterintuitive, but I'm afraid the people who think this language is a good idea either work for contractors who know how to game this system or they don't pay taxes or both. It's also very likely that the people who are proposing this language don't know how most Change Orders actually come about. It's not typically the municipality that is looking for a bad way to spend a lot of money. It's that they are working for people who don't realize how easy it is to go off the rails and force contracts out to bid with fundamental flaws in the design. Once you run into the Changed Conditions you are going to be taken for a ride by any contractor who knows how to play this game unless you give the municipality some defense to pay the contractor appropriately for their effort for minor or major changes alike.

If you take away the municipalities tools you are going to get much higher public works costs and that is going to be used as an excuse to defund government because we obviously are not good stewards of public funds. I don't think that should be our goal.

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

Other (please specify):

What is the best approach to tracking compliance with this type of requirement?

See below

---

**Q21**

Additional feedback or suggestions:

This section doesn't make any sense. Not only is the wording wrong but the concept seems to be as well. A Contractor is required to call attention to any extra work to the Owner as soon as they recognize it as such. There should never be 30 days between the time a prime or sub starts work on what they think is an extra and the time they notify the owner of such. It is definitely not OK for a sub to complete the extra work before notifying the prime or Owner that they think it is extra. That would mean the prime or sub has 30 days to pour all kinds of resources into a Change with no opportunity by the Owner to direct the change or track any impacts. If you want the Owner to take responsibility for Changes you need to make sure both parties are on the same page on what is actually a change and what is standard contract scope. The concept that someone can request a Change after the fact and somehow be shielded from having to pay a percentage for late payment also doesn't make any sense. Each party impacted by a late payment should be able to collect the additional payment amount. This should just be a pass through to the company who is directly impacted.

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

No (please explain):

Do you think this language clarifies when the 30 day “clock” to payment is?

See below

---

**Q23**

When do you think the 30 days to payment “clock” should start?

Other (please specify):

We call our "invoices" Pay Estimates but it's the same thing. We can typically make payment within 30 days of receiving a good Pay Request by the contractor. Typically it takes us several days to compare their numbers to ours, resolve any differences, catch up on any missing paperwork and get the final Pay Estimate signed off and in the system. Then it can take up to two more weeks to have checks approved for payment. This can be shortened if we make payment before approval by Council but that is a risk. It is not realistic that we will ever make payment within 30 days of a contractor completing some aspect of the work. We process Pay Estimates once a month.

---

**Q24**

Additional feedback or suggestions:

The first section that adds "in the applicable contract documents..." doesn't seem to add any clarity to me. I think if you want a hard timeline it should be 30 days after the Owner receives a correct pay estimate request from the contractor. That's the only thing that should be achievable by most agencies.

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Frequently**

How often do you experience "disputed amounts?"

---

**Q29**

Additional feedback or suggestions:

If the Owners Construction Management team is doing their job, discrepancies between the Contractors numbers and the Owners numbers is common. If these numbers always match, either the Contractor is using the Owners numbers or the Owner is using the Contractors. Neither is ideal. Truly independent reviews will always result in slightly different numbers and that's a good thing. That tells you that you have two different people doing their jobs.

On WSDOT spec projects it is the Engineer who is responsible for determining quantities for payment. This should be a collaborative process between the Owners field team and the Contractors field team but in the end the Owners rep (the Engineer) is the one who's numbers prevail. The Owner needs to provide the Contractor with an explanation as to why they are not paying what the Contractor requested (both high or low) and that should be provided in an Discrepancy Report. Ideally, this report is provided to the Contractor before they sign the current Pay Estimate. In a perfect world, all of these discrepancies can be resolved before making a monthly payment, but that rarely happens (at least not if the contractor want's prompt payment). Resolving all discrepancies could take another week or two and that could hold up the entire Pay Estimate (not what we are after). Your proposed language seems to match what we already do so I have no problem with it.

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31**

No (please explain):  
See below.

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32**

Additional feedback or suggestions:

I don't really see the need for this at all. If undisputed payment is not made in a timely manner then it is subject to possible additional penalties. Why would that start on the 9th day? That also goes back to how you calculate the penalty. Is the 1% interest prorated over the total month or is it triggered as soon as you go into the next month? All of these details seem to point to a nightmare in enforcement of this process. In some cases, I applaud the effort but it is going to put a pretty big burden on all parties who try to follow it.

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

No problem other than clarify how you calculate that interest.

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

Nope. What applies to the Owner should apply to the prime and any lower tier sub who puts people below them.

---

**Q35**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

No (please explain):  
It's clear-ish. You still have to chase the language through different sections to see how it works and it's not clear how you calc the penalty.

---

Is this section clear?



**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Additional feedback or suggestions:

As an Owner I have had limited ability to confirm that the Contractor is paying his subs appropriately. Improving on that process would be a plus. It would also be a double edged sword.

Right now, the only way I know that a subcontractor is not getting paid appropriately is when they reach out and tell me. This also becomes obvious at the end of the job when the sub won't submit their Affidavit of Wages Paid until they are satisfied they have been paid all they are owed. This system "works" but maybe not very proactively. If I can independently check this that would be good but it could also introduce a lot of "nuisance disputes" that could in the end delay more payments. I would tread lightly here. It would be good to give the prime some lag time to get their paperwork in order (maybe a month) so I don't have to have confirmation on last months payment before I make this months payment but maybe I can see acknowledgement of payment from two months ago.

If you go too hard too fast I see a lot of pain in the adjustment.

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

**When the money leaves the payer.**

When do you consider a payment to be made?

---

**Q40**

Other (please specify):

When do you consider an invoice to be received?

When it is received (and possibly stamped or not) by the Owner. Most of our Pay Requests are not stamped received.

---

**Q41**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

No time for that.

Some of this would have been a lot easier to talk through directly with the people trying to write the code. Not knowing how many responses I was having to give to get to the end was very tedious. I don't know that I would do it again.

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Yes.

I've worked on PW CIP Construction for over 20 years. It has always been a difficult process to adhere to prompt payment. The intent is clear but many things get in the way. In the end Contractors who work in this business know the restrictions that City's live under and accept that true "30 days from completion of work" is not achievable. Thirty days from submittal of your monthly bill typically is (but not always). If this becomes too dogmatic it is going to be a nightmare that neither party likes. I encourage you to be careful with too many changes.

In essence it all boils down to "Get them paid, don't hold payment unnecessarily, make sure they pay their subs for undisputed work immediately after we pay them". If we had the tools to do that most of the time, we would be ahead of where we are now. The biggest hole I see in the process right now is not being able to see if the prime has passed on our payments to their subs. If there is a dispute between a prime and a sub the Owner should be able to easily step in and see the details of the dispute. Some are legitimate, some are not. Right now we have a tough time seeing anything past the prime.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Please provide your contact details.

Name

**Michael Ronda**

Email Address

**Mike.Ronda@TukwilaWA.gov**

# #27

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 2:54:30 PM  
**Last Modified:** Friday, July 12, 2024 12:42:16 PM  
**Time Spent:** Over a day  
**IP Address:** 198.238.213.153

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

This law doesn't recognize public owners who measure their own quantities and pay according to their records, but instead contemplates owners who are invoiced by their contractors. We are an owner that does not receive invoices from our contractors on Design-Bid-Build projects.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
Do you support keeping the 10 days "paid-when-paid" requirement? There is no undecided option, but pay-when-paid has tradeoffs with some of the other things that these changes are trying to accomplish. It may need to be limited in certain cases.

---

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

I don't understand what a payment recovery schedule is so I cannot support it. The party that did not pay on time should be obligated to pay and the sub should be required to add it to their invoice. That's how other businesses do it. The party that is owed for interest bills for it. In our case (where we don't get an invoice from the Contractor), consideration should be given to how that would work.

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

There's no "other" response, but I don't read that the proposed law requires proportionate distribution. The payment is not owed to the lower tier until the higher tier has been paid. I don't see how you can have pay when paid while also having proportionate distribution. The lower tier is not owed payment, let alone interest on unpaid sums, until the higher tier has paid if "pay-when-paid" is allowed.

**Q8**

Additional feedback or suggestions:

Pay when paid is a challenge for subs down the chain. It seems that the goal of this law change is to help small businesses that don't have a lot of access to capital to be able to recover the interest for money they have to borrow because it takes a while to get paid (and meanwhile they have to make payroll and pay for materials). Traditionally, this has been the cost of doing business. However, the tradeoff with getting rid of pay when paid is that then every higher tier is going to have to make a decision on the acceptability of the work and the quantity of the work. One way to offset this would be a clawback provision that allows the upper tier to get back money if the work performed is not accepted by the owner.

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

This causes problems. It's extremely subjective. It's withholding for damages that have yet to be incurred. We don't do it and we should expect the Contractor not to do it. If the work isn't acceptable we don't pay for it. But to withhold these subs are bonded and they have retainfore damages are incurred does not seem right. Most of theage held that both assure performance of any repairs.

**Q11**

Additional feedback or suggestions:

Focus should be put on timely resolution of disputes. The parties should agree to promptly exhaust their dispute resolution procedures up to and including arbitration or litigation, if provided for in their agreement. I also struggle to understand how the parties not involved in the dispute can be paid in light of the pay when paid premise. The payment is not due to them until the higher tier has been paid. Would they not be paid promptly if the dispute is on-going? Those two concepts are in opposition. The statute could limit the pay-when-paid to exclude amounts owed to lower-tiers for satisfactorily completed work.

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

No (please explain):

There is no mechanism to determine whether wrongful withholding has occurred. The public agency does not have the authority to make that determination and should not be asked to do so.

---

**Q13**

Do you support the accrual of interest on any late payment at any tier?

No (please explain):

If the purpose of this is to give rights to recover interest for wrongful withholding via a lawsuit it seems it would do that. Short of a lawsuit it doesn't seem like it will work.

---

**Q14**

Additional feedback or suggestions:

I don't recommend that dispute costs are included in the potential award. Two parties working to resolve disputes should not be liable for the cost of trying to come to resolution. If, however, one party has to sue the other party, I would support awarding of attorney fees. However, I don't think it is necessary to add that language to this particular statute. Also, I don't think either party should be allowed to stall or slow down the dispute resolution proceedings without good cause - good cause would need to be defined.

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment "clock" start on change order work?

Other (please specify):

As soon as written or verbal direction is given.

---

**Q16**

In your experience, have you seen the use of written "field directive/field authorization?"

**Other written form for time sensitive direction.**

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

Recommend changing the last sentence to include the word "directed" so that it's clear that additional work is work that is directed work beyond the scope defined in the contract...

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

Other (please specify):

What is the best approach to tracking compliance with this type of requirement?

Compliance with requesting a change order?

---

**Q21**

Additional feedback or suggestions:

The requirement to relieve the Contractor or upper-tier of interest is not necessary. The interest would be due from the owner to the contractor and down the line. So, if the higher-tier or owner was responsible for not issuing a change order and paying according to the last section, then they would be liable to pay interest. Recommend this be replaced with a requirement for the subcontractor to request a change order within a certain period of time of commencing extra work. If they do and it's not denied or paid according to the other section, then interest kicks in.

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day "clock" to payment is?

---

**Q23**

Other (please specify):

When do you think the 30 days to payment "clock" should start?

We are an owner that doesn't get invoiced on DBB projects. The clock should start on the pay period cutoff.

---

**Q24**

Additional feedback or suggestions:

Recommend clarifying whether the intent is "substantially compliant invoice" or "strict compliance". Rarely are invoices in strict compliance. However, most would agree that substantial compliance is better. If there's something about the invoice that is incorrect (e.g. quantities are wrong, billing for extra work that wasn't authorized, etc.) then the upper tier would typically communicate that to them, treat it as withholding, and pay what's not in dispute.

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

When do you think is an appropriate timeframe to notify another party of a dispute?

Other (please specify):

Before the payment is due. It takes time to reconcile discrepancies and decide what can and can't be paid and then to notify the other party. As long as it's done before the payment is due.

---

**Q26**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

Yes

---

**Q27**

In your experience have you experienced partial payments for amounts not in dispute?

Yes

---

**Q28**

How often do you experience "disputed amounts?"

Other (please specify):

I'm confused by the terminology. Is it a partial payment or a dispute if the higher tier pays less than what they're invoiced?

---

**Q29**

Additional feedback or suggestions:

We measure our own quantities and pay based on those measurements instead of receiving an invoice from the contractor on DBB projects. We then send a draft of the payment report to the contractor and ask them to let us know if they see anything in error. If we can't reconcile it then we pay based on our measurements. Differences also occur when we defer due to lack of performance (i.e. missing documentation, paperwork, etc.). This is all communicated throughout the month-end process and completed by the time the payment is due.

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

Do you agree with the timing for interest to accrue on withheld payments?

No (please explain):

No. Recommend not using working days. Second, this does not match up with our process since we don't pay from contractor invoices.

---

**Q31**

If past due payments need a "recovery schedule" should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

No (please explain):

Don't understand what a "recovery schedule" is nor why it is necessary. I think this question means to ask whether withheld payments not accompanied by proper notice should be considered late. Yes, if the withholding notice is not provided then the payment should be considered due.

---

**Q32**

Additional feedback or suggestions:

The public owner has 30 [calendar] days to pay. Having interest kick in 9 "working days" does not make sense. Interest should kick in if the payment is not made within the timeline that it is due and no explanation/notice is given.

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

stike the "within 8 working days" from A, and not use working days as a measure of time in general.

---

**Q35**

Additional feedback or suggestions:

It is not reasonable to expect the public owner to mediate whether payments are timely nor is it reasonable to expect them to mediate whether a dispute is legitimate, nor is it reasonable to expect them to determine whether notice of withholding was compliant. It is appropriate to make the owner aware of unpaid sums and the liability that the project is incurring as a result of it.

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Is this section clear?

No (please explain):

working days are not clear. Do you mean business days? Or M-F, not including Federally recognized holidays?

---



**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When do you consider a payment to be made?

Other (please specify):

When the check is mailed (evidenced by its postmark) or when the EFT posts to the recipients account. This is standard.

---

**Q40**

When do you consider an invoice to be received?

Other (please specify):

When it is postmarked or delivery confirmation is received if it is emailed. We typically would get these on DB projects via an electronic document control system.

---

**Q41**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

This doesn't account for owners who calculate their own quantities and don't receive an invoice from their contractors.

---

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

Yes, but it's difficult to quantify. This may be perceived as risk by some bidders. Also, depending whether timelines are changed and whether pay-when-paid is limited, it may shift costs.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

#28

COMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Friday, July 12, 2024 1:30:06 PM  
**Last Modified:** Friday, July 12, 2024 1:41:33 PM  
**Time Spent:** 00:11:26  
**IP Address:** 38.45.133.2

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

**Q6** **No (please explain):**  
That seems to be unnecessary paperwork.

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

**Q7** No (please explain):  
Interest shouldn't be applied to late payments.

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Yes

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Yes

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Yes

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** No (please explain):  
I don't think this is a good deterrent.

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** When a change order is issued.

In your opinion, when should the payment "clock" start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **No (please explain):  
Should be 10 days.**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **No (please explain):  
Withheld payments should be tracked separately.**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

no changes

---

**Q35**

Additional feedback or suggestions:

no suggestions

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

**Yes**

Is this section clear?

---

**Q37**

**No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

**When you see the money “post” to an account.**

When do you consider a payment to be made?

---

**Q40**

**When is it “stamped” as delivered.**

When do you consider an invoice to be received?

---

**Q41**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**No**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---



# #29

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Friday, July 12, 2024 1:42:07 PM  
**Last Modified:** Friday, July 12, 2024 1:54:00 PM  
**Time Spent:** 00:11:53  
**IP Address:** 207.183.1.30

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **No (please explain):**  
should be after allowed period for payment after receipt of invoice (30 days?) not 9 days after receipt of invoice

---

**Q31** **No (please explain):**  
withheld payments should not be considered late if there is cause for withholding

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Yes

Is this section clear?

---

**Q37** No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40** When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #30

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Saturday, July 13, 2024 11:23:17 AM  
**Last Modified:** Saturday, July 13, 2024 3:33:53 PM  
**Time Spent:** 04:10:35  
**IP Address:** 76.135.64.99

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---



**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Additional feedback or suggestions:

I feel that all this talk about interest is only going into the prime's pocket, they are not going to automatically pay the subcontractor any interest unless forced to. Regarding the time frame for payment after satisfying the reason for withholding, in the 2024 WSDOT standard spec. book under 1-08.1(7)D it states that the entity from which payment was withheld shall be paid in eight (8) calendar days.

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

If the subcontractor is subject to a withholding, it's my understanding that if a subcontractor is subject to a withholding, then it's the agency that withholds the payment from the prime, so how can the prime be responsible to pay the subcontractor in 8 days for money they did not receive? So far we have not had a prime contractor withhold unless the agency withheld money. So does the agency then have 8 days to pay the prime and then the prime has another 8 days to pay the subcontractor? Or do both transactions need to happen in a total of 8 days?

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When the money leaves the payer.

When do you consider a payment to be made?

---

**Q40**

When do you consider an invoice to be received?

Other (please specify):  
email date

**Q41**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 15: Almost there!

**Q42**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

The Diversity Management & Compliance site is not working to help anyone the way it is. It doesn't have a date to show what pay estimate is actually getting paid. We have primes that wait to pay us when they receive a check for the project, which would be for the previous month, but they are 2 or 3 month in the rear's paying us. It just slides right on by because you don't have a clue that they are actually late, so no prompt pay here. The site needs to have a box to specify what is getting paid. Also, it asks if we are paid on time, without the date the prime was paid, how would we know??

**Q43**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

**Respondent skipped this question**

**Q44**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

**No**

**Q45**

Please provide your contact details.

Name

**STACY MATHEWS**

Organization

**G & G, INC.**

Email Address

**GGINC1992@AOL.COM**

# #1

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 10:49:06 AM  
**Last Modified:** Monday, July 08, 2024 10:49:26 AM  
**Time Spent:** 00:00:20  
**IP Address:** 24.16.17.223

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Small Business (not minority, woman, or veteran-owned)**  
Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**  
Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**  
Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**  
What other requirements would you add to this section for public agencies?

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**  
Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**  
Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34**

Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Respondent skipped this question

Is this section clear?

---

**Q37**

Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

Respondent skipped this question

When do you consider a payment to be made?

---

**Q40**

Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

## #2

INCOMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 10:46:51 AM  
**Last Modified:** Monday, July 08, 2024 10:50:26 AM  
**Time Spent:** 00:03:34  
**IP Address:** 208.127.157.68

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
Adds unnecessary administrative requirements and doesn't account for changes that could occur during a project.

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

None needed.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **No (please explain):**  
Not necessary and likely to create disputes.

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

Not needed.

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

No (please explain):

What about costs, fees, etc.?

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

Not clear what this would be

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Respondent skipped this question**

**Q13**

Do you support the accrual of interest on any late payment at any tier?

**Respondent skipped this question**

**Q14**

Additional feedback or suggestions:

---

**Respondent skipped this question**

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

**Respondent skipped this question**

**Q16**

Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---



# #3

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 10:50:51 AM  
**Last Modified:** Monday, July 08, 2024 11:08:17 AM  
**Time Spent:** 00:17:26  
**IP Address:** 73.193.59.207

---

Page 1: This survey will close on Sunday, July 14

## Q1 Minority, Women, or Veteran-owned Business

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

## Q2 Yes

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

## Q3 Yes

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

## Q4

What other requirements would you add to this section for public agencies?

Public agencies are getting away with not paying timely and it is impacting small business. They claim is 30 DAYS but there is so much back and forth. Also, note that GC will have a sub submit their billing say on the 20th of the month. However, they will not submit billing until like the 10th of the next month....leaving a small business to fund the project for 30 to 60 days before getting paid. Not OK!

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

## Q5 Yes

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6**

**Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

No (please explain):

Do you understand what the estimated cost of a remedy would be?

Do not understand the estimates of remedy and the impact on small business

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the verbal “direction” is given?**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Other written form for time sensitive direction.**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

Additional feedback or suggestions:

There needs to be accountability

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**  
When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**  
Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**  
When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**  
In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **Yes**  
In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**  
How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**  
Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Respondent skipped this question**  
Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Respondent skipped this question**  
If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** **Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #4

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 12:16:53 PM  
**Last Modified:** Monday, July 08, 2024 12:26:20 PM  
**Time Spent:** 00:09:27  
**IP Address:** 99.196.135.146

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Respondent skipped this question**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Respondent skipped this question**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **Respondent skipped this question**

In your opinion, when should the payment “clock” start on change order work?

---



**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #5

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 11:06:26 AM  
**Last Modified:** Monday, July 08, 2024 12:42:30 PM  
**Time Spent:** 01:36:03  
**IP Address:** 50.233.241.106

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #6

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 12:38:43 PM  
**Last Modified:** Monday, July 08, 2024 1:01:40 PM  
**Time Spent:** 00:22:56  
**IP Address:** 69.166.38.42

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**

Do you support keeping the 10 days “paid-when-paid” requirement?

Difficult to track.

---

**Q6** **No (please explain):**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

Difficult to track.

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

Not easy to track.

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

No (please explain):

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

How do you track this? Who is responsible to follow through?

**Q13**

No (please explain):

Do you support the accrual of interest on any late payment at any tier?

How do you track this? Who is responsible to follow through?

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Other written form for time sensitive direction.**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **The prime contractor.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **No (please explain):  
There are too many variables to define.**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **Other (please specify):  
Once the public entity receives funding from the Funding Agency.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **No (please explain):  
Who is going to track this?**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **No (please explain):  
Who is going to track this?**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---



#7

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 1:31:26 PM  
**Last Modified:** Monday, July 08, 2024 1:32:28 PM  
**Time Spent:** 00:01:01  
**IP Address:** 73.109.35.97

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #8

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 1:36:34 PM  
**Last Modified:** Monday, July 08, 2024 1:39:04 PM  
**Time Spent:** 00:02:29  
**IP Address:** 24.113.123.14

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
I would recommend removing the schedule of payment dates. It will be very difficult for the public entity to add a payment release schedule with dates. Those vary from year to year/month to month based on holidays, etc.

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---



**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

#9

INCOMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 3:00:11 PM  
**Last Modified:** Monday, July 08, 2024 3:00:28 PM  
**Time Spent:** 00:00:16  
**IP Address:** 156.74.250.12

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #10

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 3:06:49 PM  
**Last Modified:** Monday, July 08, 2024 3:39:35 PM  
**Time Spent:** 00:32:45  
**IP Address:** 50.230.90.170

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **Yes**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Occasionally**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **No (please explain):  
I don't agree.**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Respondent skipped this question

Is this section clear?

---

**Q37**

Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

Respondent skipped this question

When do you consider a payment to be made?

---

**Q40**

Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---



# #11

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:05:40 AM  
**Last Modified:** Tuesday, July 09, 2024 7:06:27 AM  
**Time Spent:** 00:00:46  
**IP Address:** 71.231.46.233

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Business Advocate**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #12

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:09:32 AM  
**Last Modified:** Tuesday, July 09, 2024 7:11:35 AM  
**Time Spent:** 00:02:02  
**IP Address:** 50.201.95.146

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
**This will begin getting overthought and be too rigid.**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

N/A

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

Yes

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

N/A

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)



**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Respondent skipped this question

Is this section clear?

---

**Q37**

Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

Respondent skipped this question

When do you consider a payment to be made?

---

**Q40**

Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** **Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #13

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:32:05 AM  
**Last Modified:** Tuesday, July 09, 2024 7:32:39 AM  
**Time Spent:** 00:00:33  
**IP Address:** 162.17.190.217

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #14

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:37:41 AM  
**Last Modified:** Tuesday, July 09, 2024 7:39:01 AM  
**Time Spent:** 00:01:19  
**IP Address:** 174.247.187.107

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---



# #15

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:39:52 AM  
**Last Modified:** Tuesday, July 09, 2024 7:40:09 AM  
**Time Spent:** 00:00:17  
**IP Address:** 209.34.142.130

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Respondent skipped this question

Is this section clear?

---

**Q37**

Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

Respondent skipped this question

When do you consider a payment to be made?

---

**Q40**

Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #16

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:39:56 AM  
**Last Modified:** Tuesday, July 09, 2024 7:41:11 AM  
**Time Spent:** 00:01:14  
**IP Address:** 50.230.90.170

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Respondent skipped this question**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

**Respondent skipped this question**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Respondent skipped this question**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Respondent skipped this question**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**Respondent skipped this question**

In your opinion, when should the payment “clock” start on change order work?

---



**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #17

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:35:20 AM  
**Last Modified:** Tuesday, July 09, 2024 7:41:39 AM  
**Time Spent:** 00:06:18  
**IP Address:** 67.148.70.242

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #18

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:49:41 AM  
**Last Modified:** Tuesday, July 09, 2024 7:50:12 AM  
**Time Spent:** 00:00:31  
**IP Address:** 209.63.173.52

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---



# #19

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:55:35 AM  
**Last Modified:** Tuesday, July 09, 2024 7:55:52 AM  
**Time Spent:** 00:00:17  
**IP Address:** 70.97.229.175

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #20

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:54:21 AM  
**Last Modified:** Tuesday, July 09, 2024 7:56:25 AM  
**Time Spent:** 00:02:04  
**IP Address:** 70.89.113.169

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---



**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #21

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:53:30 AM  
**Last Modified:** Tuesday, July 09, 2024 7:56:39 AM  
**Time Spent:** 00:03:09  
**IP Address:** 73.11.159.209

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Small Business (not minority, woman, or veteran-owned)**  
Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**  
Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**  
Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**  
What other requirements would you add to this section for public agencies?

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**  
Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**  
Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **Respondent skipped this question**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #22

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:53:16 AM  
**Last Modified:** Tuesday, July 09, 2024 7:58:30 AM  
**Time Spent:** 00:05:14  
**IP Address:** 73.109.195.78

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Respondent skipped this question**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

**Respondent skipped this question**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Respondent skipped this question**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Respondent skipped this question**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**Respondent skipped this question**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---



# #23

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:57:26 AM  
**Last Modified:** Tuesday, July 09, 2024 7:58:31 AM  
**Time Spent:** 00:01:05  
**IP Address:** 35.149.151.136

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #24

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 7:57:47 AM  
**Last Modified:** Tuesday, July 09, 2024 8:01:51 AM  
**Time Spent:** 00:04:04  
**IP Address:** 136.226.55.100

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---



**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #25

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:03:20 AM  
**Last Modified:** Tuesday, July 09, 2024 8:03:55 AM  
**Time Spent:** 00:00:34  
**IP Address:** 38.45.133.2

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #26

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:09:28 AM  
**Last Modified:** Tuesday, July 09, 2024 8:10:07 AM  
**Time Spent:** 00:00:38  
**IP Address:** 63.142.218.8

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---



# #27

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:22:01 AM  
**Last Modified:** Tuesday, July 09, 2024 8:24:29 AM  
**Time Spent:** 00:02:28  
**IP Address:** 70.89.113.53

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #28

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Monday, July 08, 2024 2:44:59 PM  
**Last Modified:** Tuesday, July 09, 2024 8:28:01 AM  
**Time Spent:** 17:43:02  
**IP Address:** 198.238.242.30

---

Page 1: This survey will close on Sunday, July 14

## Q1 Public Agency

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

## Q2 No

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** No (please explain):

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

Public agencies that pay contractors have accounting departments that have a huge variance in sophistication and technology systems. To make all of the many dozens of accounting departments meet one schedule will be a huge challenge across the state. There are layers of approvals that need to be done from the time that an invoice is initially reviewed to when an agency cuts a check for a contractor!

---

## Q4

What other requirements would you add to this section for public agencies?

The steps for each agency to have this work is a huge challenge as the processes for the review by architects and staff need to be done timely - sometimes they pay applications are sent back to the contractor with questions and things listed wrong and then they need to be resubmitted for review again. This takes time. When the project manager sends the invoice to the client agency, that accounting department at each agency takes a variety of time to get through their own systems. Each run through accounting departments individually and are not consistent across the state.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5**

Do you support keeping the 10 days “paid-when-paid” requirement?

No (please explain):

14 days may be more reasonable for companies of all sizes!

**Q6**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

No (please explain):

This may add a great deal of paperwork time for small contractors!

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

This may add a great deal of paperwork time for small contractors!

**Q8**

Additional feedback or suggestions:

14 days may be more reasonable for companies of all sizes! This may add a great deal of paperwork time for small contractors!

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

**Q10**

Do you understand what the estimated cost of a remedy would be?

**Yes**

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Yes**



**Q13**

Do you support the accrual of interest on any late payment at any tier?

No (please explain):  
see comment below-

**Q14**

Additional feedback or suggestions:

There may be no single person that is responsible for the delay from an agency with a process that requires several steps and approvals in order to process an invoice. Lawyers will make more money and paperwork could prove to be very difficult for many small companies!!

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

In your opinion, when should the payment “clock” start on change order work?

Other (please specify):  
After the change order work is completed

**Q16**

In your experience, have you seen the use of written “field directive/field authorization?”

**Yes**

**Q17**

How frequently are verbal directions given to communicate or direct changes?

**Occasionally**

**Q18**

Additional feedback or suggestions:

Change orders take time! Dependent on the scope of the change and the how the changes work with the planned work. Some are very complicated.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

In your opinion, who is responsible for interest on late payments on change order work?

**Respondent skipped this question**

**Q20**

What is the best approach to tracking compliance with this type of requirement?

**Respondent skipped this question**

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

Respondent skipped this question

When do you consider a payment to be made?

---

**Q40**

Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Respondent skipped this question

Please provide your contact details.

---

# #29

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:33:28 AM  
**Last Modified:** Tuesday, July 09, 2024 8:37:07 AM  
**Time Spent:** 00:03:39  
**IP Address:** 50.46.36.28

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #30

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:39:47 AM  
**Last Modified:** Tuesday, July 09, 2024 8:40:04 AM  
**Time Spent:** 00:00:17  
**IP Address:** 50.205.222.114

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---



# #31

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:40:09 AM  
**Last Modified:** Tuesday, July 09, 2024 8:40:57 AM  
**Time Spent:** 00:00:47  
**IP Address:** 76.121.149.166

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #32

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:39:15 AM  
**Last Modified:** Tuesday, July 09, 2024 8:48:34 AM  
**Time Spent:** 00:09:19  
**IP Address:** 67.51.183.252

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---



**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #33

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 8:54:26 AM  
**Last Modified:** Tuesday, July 09, 2024 8:56:12 AM  
**Time Spent:** 00:01:46  
**IP Address:** 75.146.48.17

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #34

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:10:02 AM  
**Last Modified:** Tuesday, July 09, 2024 9:10:10 AM  
**Time Spent:** 00:00:08  
**IP Address:** 64.156.71.82

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---



# #35

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:09:53 AM  
**Last Modified:** Tuesday, July 09, 2024 9:10:21 AM  
**Time Spent:** 00:00:28  
**IP Address:** 50.251.227.49

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #36

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:15:57 AM  
**Last Modified:** Tuesday, July 09, 2024 9:19:32 AM  
**Time Spent:** 00:03:34  
**IP Address:** 152.44.226.124

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---



**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Respondent skipped this question

Is this section clear?

---

**Q37**

Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

Respondent skipped this question

When do you consider a payment to be made?

---

**Q40**

Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #37

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:45:05 AM  
**Last Modified:** Tuesday, July 09, 2024 9:59:35 AM  
**Time Spent:** 00:14:29  
**IP Address:** 50.47.112.72

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Small Business (not minority, woman, or veteran-owned)**  
Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**  
Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):  
More complex rules will not improve payment from under-staffed organizations.**  
Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**  
What other requirements would you add to this section for public agencies?

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**  
Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**  
Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #38

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 10:14:17 AM  
**Last Modified:** Tuesday, July 09, 2024 10:16:09 AM  
**Time Spent:** 00:01:51  
**IP Address:** 50.194.60.25

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Subcontractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**

Do you support keeping the 10 days “paid-when-paid” requirement? **Do not support**

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Respondent skipped this question**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

**Respondent skipped this question**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Respondent skipped this question**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Respondent skipped this question**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**Respondent skipped this question**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---



# #39

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 10:20:37 AM  
**Last Modified:** Tuesday, July 09, 2024 10:21:59 AM  
**Time Spent:** 00:01:22  
**IP Address:** 136.226.55.110

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #40

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 10:45:01 AM  
**Last Modified:** Tuesday, July 09, 2024 10:46:50 AM  
**Time Spent:** 00:01:48  
**IP Address:** 75.147.190.249

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---



**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #41

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 10:37:21 AM  
**Last Modified:** Tuesday, July 09, 2024 10:47:17 AM  
**Time Spent:** 00:09:56  
**IP Address:** 139.138.102.12

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
Each situation is different, trying to force a rigid schedule is impractical.

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):**  
It appears that the agency is being inserted into the relationship between the GC and the subs. This seems overreaching and impractical. It could also increase claims from subs and delay work.

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

Same as #2.

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

No (please explain):

Creates an unnecessary administrative burden.

**Q10**

**Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

Additional feedback or suggestions:

Calculating and making separate payments for parties not involved in the dispute creates additional work for the agency.

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Respondent skipped this question**

**Q13**

Do you support the accrual of interest on any late payment at any tier?

**Respondent skipped this question**

**Q14**

Additional feedback or suggestions:

---

**Respondent skipped this question**

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:



**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #42

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 10:36:51 AM  
**Last Modified:** Tuesday, July 09, 2024 10:53:27 AM  
**Time Spent:** 00:16:36  
**IP Address:** 198.49.222.20

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---



# #43

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 11:00:42 AM  
**Last Modified:** Tuesday, July 09, 2024 11:04:49 AM  
**Time Spent:** 00:04:06  
**IP Address:** 207.183.1.30

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **Respondent skipped this question**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #44

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 11:10:35 AM  
**Last Modified:** Tuesday, July 09, 2024 11:11:21 AM  
**Time Spent:** 00:00:46  
**IP Address:** 24.104.66.110

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---



**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #45

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 11:48:05 AM  
**Last Modified:** Tuesday, July 09, 2024 11:55:45 AM  
**Time Spent:** 00:07:40  
**IP Address:** 24.113.118.114

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #46

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 11:55:59 AM  
**Last Modified:** Tuesday, July 09, 2024 12:03:39 PM  
**Time Spent:** 00:07:39  
**IP Address:** 50.222.10.170

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

Public agencies may look for reasons to NOT accept an invoice using insignificant errors such as mis-spelling. This then starts the clock over and buys them time not to approve. Issues to reject an application must have some significance.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

This could make the entire process unmanagable

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **No (please explain):**  
This can get down to such small values that the bookkeeping is impossible.

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the verbal "direction" is given?**

In your opinion, when should the payment "clock" start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Occasionally**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Checklist or similar.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Respondent skipped this question**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **Respondent skipped this question**

When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---



# #47

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 12:31:08 PM  
**Last Modified:** Tuesday, July 09, 2024 12:35:55 PM  
**Time Spent:** 00:04:46  
**IP Address:** 146.129.247.132

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
Requires agency to account for contractor delays that are beyond their control..

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **No (please explain):**  
Requires agency to account for contractor delays.

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

Requires agency to account for contractor delays.

---

**Q8**

Additional feedback or suggestions:

Proposed added language is not clear and is difficult to understand.

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

**Yes**

---

**Q10**

Do you understand what the estimated cost of a remedy would be?

**Yes**

---

**Q11**

Additional feedback or suggestions:

**Respondent skipped this question**

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Respondent skipped this question**

---

**Q13**

Do you support the accrual of interest on any late payment at any tier?

**Respondent skipped this question**

---

**Q14**

Additional feedback or suggestions:

**Respondent skipped this question**

---

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

Respondent skipped this question

Please provide your contact details.

---

# #48

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 12:40:52 PM  
**Last Modified:** Tuesday, July 09, 2024 1:44:37 PM  
**Time Spent:** 01:03:44  
**IP Address:** 198.238.213.149

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
I believe this may further complicate the requirements. The more complex the language in the RCW becomes, the more challenging it may be for small and/or disadvantaged businesses to understand independent of an attorney.

---

**Q4**  
What other requirements would you add to this section for public agencies?

Including a payment release schedule in contracts seems reasonable as local agencies may not all post copies of their pay estimates on publicly facing websites.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6**

Yes

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

Yes

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Yes

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

Yes

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Yes

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

Yes

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

Respondent skipped this question

Additional feedback or suggestions:

---

---



Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** **Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #49

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 2:17:28 PM  
**Last Modified:** Tuesday, July 09, 2024 2:20:55 PM  
**Time Spent:** 00:03:26  
**IP Address:** 71.212.165.2

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

#50

INCOMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:48:15 AM  
**Last Modified:** Tuesday, July 09, 2024 2:54:32 PM  
**Time Spent:** 05:06:16  
**IP Address:** 73.42.220.115

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

**Q3** **No (please explain):**  
Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?  
With no entity keeping accountability and with no disciplinary greater than a 1% penalty, I don't see much changing.

**Q4**  
What other requirements would you add to this section for public agencies?

Receipt of when prime contractor gets paid and when sub sends invoice needs to be vetted better.

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

**Q6** **No (please explain):**  
Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?  
it might make more of an impact is the penalty is greater than 1%

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **No (please explain):  
not really**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**No**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

Many times we are given verbal direction as a sub to start the change order work. Time and activities are tracked, however, with some contractors, we have been short changed on change orders because of the inability to combat "non contractual" "non executed" change orders when all is done and is ready to bill.

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

Other (please specify):

What is the best approach to tracking compliance with this type of requirement?

Whoever has the authority to discipline non-compliance on a project.

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

Other (please specify):

When do you think the 30 days to payment “clock” should start?

when the subcontractor has submitted an invoice to the prime contractor based on SOV

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---



# #51

INCOMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 3:48:54 PM  
**Last Modified:** Tuesday, July 09, 2024 3:49:27 PM  
**Time Spent:** 00:00:33  
**IP Address:** 216.190.24.4

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Respondent skipped this question

Is this section clear?

---

**Q37**

Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

Respondent skipped this question

When do you consider a payment to be made?

---

**Q40**

Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #1

INCOMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 5:17:04 PM  
**Last Modified:** Tuesday, July 09, 2024 5:24:54 PM  
**Time Spent:** 00:07:49  
**IP Address:** 63.235.172.67

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **No**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
i don't know of any payment problems now due to lack of process controls, i think this is a solution in search of a problem

---

**Q4**  
What other requirements would you add to this section for public agencies?

to float money to mwbe we prime needs a pre-bucket, essentially a retainer. this leg still puts them about 60 days past when work is done to get their cut

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **No (please explain):**  
if the state gets a month, why would contractors only get ten days

---

**Q6** **Yes**  
Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Respondent skipped this question**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Respondent skipped this question**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **Respondent skipped this question**

In your opinion, when should the payment “clock” start on change order work?

---



**Q16**

Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

## #2

INCOMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, July 09, 2024 9:11:04 PM  
**Last Modified:** Tuesday, July 09, 2024 9:18:32 PM  
**Time Spent:** 00:07:27  
**IP Address:** 67.170.41.72

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Prime/Contractor**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **No (please explain):**  
What's a proper invoice?? Why isn't public agency payment a prereq

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**

What other requirements would you add to this section for public agencies?

uisite for contractor payment to subs & suppliers??

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **No (please explain):**  
bad idea.

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

Do you support a proportionate distribution of interest on late payments?

No (please explain):

bad idea

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

No (please explain):

Costs of reprocurement almost always exceed the original subcontractor price for disputed work not to mention damages for delay as a proximate result of the disputed work.

**Q10**

Do you understand what the estimated cost of a remedy would be?

No (please explain):

Not without now what the disputed work involved.

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

**Respondent skipped this question**

**Q13**

Do you support the accrual of interest on any late payment at any tier?

**Respondent skipped this question**

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:



**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #3

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 7:43:55 AM  
**Last Modified:** Wednesday, July 10, 2024 7:44:42 AM  
**Time Spent:** 00:00:47  
**IP Address:** 168.156.1.178

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---



# #4

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 9:51:10 AM  
**Last Modified:** Wednesday, July 10, 2024 9:51:46 AM  
**Time Spent:** 00:00:36  
**IP Address:** 134.39.64.58

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

#5

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 12:27:32 PM  
**Last Modified:** Wednesday, July 10, 2024 12:27:57 PM  
**Time Spent:** 00:00:24  
**IP Address:** 24.16.17.223

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---



**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

## #6

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 12:45:56 PM  
**Last Modified:** Wednesday, July 10, 2024 12:46:14 PM  
**Time Spent:** 00:00:17  
**IP Address:** 172.56.109.78

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

#7

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 12:48:01 PM  
**Last Modified:** Wednesday, July 10, 2024 12:48:25 PM  
**Time Spent:** 00:00:23  
**IP Address:** 174.164.243.108

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---



# #8

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 12:55:12 PM  
**Last Modified:** Wednesday, July 10, 2024 12:55:20 PM  
**Time Spent:** 00:00:07  
**IP Address:** 134.39.119.161

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

#9

INCOMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 1:01:05 PM  
**Last Modified:** Wednesday, July 10, 2024 1:01:39 PM  
**Time Spent:** 00:00:33  
**IP Address:** 198.238.242.30

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---



**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #10

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 12:43:59 PM  
**Last Modified:** Wednesday, July 10, 2024 1:03:07 PM  
**Time Spent:** 00:19:08  
**IP Address:** 172.56.106.68

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **No (please explain):  
not sure I understand this part**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **When a change order is issued.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

**No**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34**

Are there any changes you would suggest to this section?

None

---

**Q35**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Yes

Is this section clear?

---

**Q37**

No

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

When then money can be used.

When do you consider a payment to be made?

---

**Q40**

When is it “stamped” as delivered.

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #11

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 1:32:32 PM  
**Last Modified:** Wednesday, July 10, 2024 1:44:48 PM  
**Time Spent:** 00:12:16  
**IP Address:** 24.21.174.173

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the work starts.**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** **Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** **Rarely**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** **Anyone who caused the delay.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** **Honor system/self-regulate.**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** **Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** **By the contract schedule.**

When do you think the 30 days to payment “clock” should start?

---

**Q24** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** **Within 8 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** **No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** **No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** **Rarely**

How often do you experience “disputed amounts?”

---

**Q29** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** **Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34**

Are there any changes you would suggest to this section?

No much experience so no comment

---

**Q35**

Additional feedback or suggestions:

No much experience so no comment

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36**

Respondent skipped this question

Is this section clear?

---

**Q37**

Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39**

Respondent skipped this question

When do you consider a payment to be made?

---

**Q40**

Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42**

**Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---



# #12

INCOMPLETE

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 2:22:27 PM  
**Last Modified:** Wednesday, July 10, 2024 2:34:38 PM  
**Time Spent:** 00:12:11  
**IP Address:** 209.249.214.126

---

Page 1: This survey will close on Sunday, July 14

## Q1 Minority, Women, or Veteran-owned Business

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

## Q2 Yes

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** No (please explain):  
Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes? Primes generally understand these requirements well, especially after the first couple months of a project. The problems tend to be in processes run by the primes.

---

**Q4**  
What other requirements would you add to this section for public agencies?

The challenge tends to be with primes having insufficiently clear process for timelines for subs to get on same month's invoice. The public agency would want to require the prime to establish a procedure for subs. Would also support public agencies taking on a less than 30-day payment timeline, and committing to a set timeline for reviewing invoices (review within 5 business days). I think those would make a big difference in time to pay.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

## Q5 Yes

Do you support keeping the 10 days "paid-when-paid" requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

Because subs don't tend to know conclusively when the prime is paid, it can be hard for them to hold primes accountable for this. Also need to consider impact of payment by check, which tends to be slower. Is it receiving payment, or check in the mail?

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** When a change order is issued.

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Other written form for time sensitive direction.

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Rarely

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Additional feedback or suggestions:

it is really slow for most agencies to get through an amendment, especially if it requires council approval. I don't think this timeline is achievable. Contractors should not accept verbal directions - all directions should be provided in writing.

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Anyone who caused the delay.

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Third party tracking system (e.g., B2Gnow).

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

Additional feedback or suggestions:

For many agencies they do not start the clock until the Project Manager at the agency has verified the invoice is compliant and accepted it. I appreciate this is setting the timeline from when the compliant invoice is received.

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25**

**Within 3-5 days of receiving notice yourself.**

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26**

**No**

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27**

**No**

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28**

**Rarely**

How often do you experience “disputed amounts?”

---

**Q29**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30**

**Yes**

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** **Yes**

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** **Respondent skipped this question**

Are there any changes you would suggest to this section?

---

**Q35** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** **Yes**

Is this section clear?

---

**Q37** **No**

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** **Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** **Respondent skipped this question**

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---

# #13

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 1:29:28 PM  
**Last Modified:** Wednesday, July 10, 2024 2:37:59 PM  
**Time Spent:** 01:08:31  
**IP Address:** 198.238.213.152

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

How to handle missing material documentation. The work may be completed, but agencies could lose all their funding if the materials used are not documented correctly.

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Respondent skipped this question**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

**Respondent skipped this question**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Respondent skipped this question**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Respondent skipped this question**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15**

**Respondent skipped this question**

In your opinion, when should the payment “clock” start on change order work?

---



**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #14

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 3:46:15 PM  
**Last Modified:** Wednesday, July 10, 2024 3:51:17 PM  
**Time Spent:** 00:05:02  
**IP Address:** 71.212.144.103

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4**  
What other requirements would you add to this section for public agencies?

Ideally subcontractors would get paid within a 30 day timeframe. Right now we sometimes have to wait two to three months. On occasion it has been longer.

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7**

**Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8**

Additional feedback or suggestions:

We submit invoices on a monthly basis. Depending on the work, some months require more work than others. So there are some critical payments that we have to wait 2 months to receive. This is a lot of time for a small women owned DBE business to wait.

---

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9**

**Respondent skipped this question**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10**

**Respondent skipped this question**

Do you understand what the estimated cost of a remedy would be?

---

**Q11**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12**

**Respondent skipped this question**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13**

**Respondent skipped this question**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

Page 11: RCW 39.76.011 is proposed to make the following changes:



**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

Page 15: Almost there!

**Q42** **Respondent skipped this question**

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #15

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, July 10, 2024 6:57:27 PM  
**Last Modified:** Wednesday, July 10, 2024 6:57:34 PM  
**Time Spent:** 00:00:07  
**IP Address:** 73.19.125.4

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---



# #16

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Thursday, July 11, 2024 9:41:24 AM  
**Last Modified:** Thursday, July 11, 2024 9:42:09 AM  
**Time Spent:** 00:00:45  
**IP Address:** 172.56.108.198

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Business Advocate**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #17

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Thursday, July 11, 2024 7:05:14 PM  
**Last Modified:** Thursday, July 11, 2024 7:13:27 PM  
**Time Spent:** 00:08:12  
**IP Address:** 174.224.193.231

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Yes**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Yes**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **As soon as the verbal “direction” is given?**

In your opinion, when should the payment “clock” start on change order work?

---



**Q16**

**Yes**

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

**Often**

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

**The public agency.**

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

**Third party tracking system (e.g., B2Gnow).**

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

**Yes**

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

**When the public agency is in receipt of a properly completed invoice.**

When do you think the 30 days to payment “clock” should start?

---

**Q24**

**Respondent skipped this question**

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43**

**Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44**

**Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45**

**Respondent skipped this question**

Please provide your contact details.

---

# #18

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Friday, July 12, 2024 2:30:21 PM  
**Last Modified:** Friday, July 12, 2024 2:30:42 PM  
**Time Spent:** 00:00:20  
**IP Address:** 192.64.1.146

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Public Agency**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Respondent skipped this question**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Respondent skipped this question**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:



**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---

# #19

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Saturday, July 13, 2024 1:14:11 AM  
**Last Modified:** Saturday, July 13, 2024 1:19:39 AM  
**Time Spent:** 00:05:28  
**IP Address:** 174.215.112.179

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Yes**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Yes**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** **Yes**

Do you support a proportionate distribution of interest on late payments?

---

**Q8** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** **Yes**

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** **Yes**

Do you understand what the estimated cost of a remedy would be?

---

**Q11** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** **Respondent skipped this question**

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** **Respondent skipped this question**

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** **Respondent skipped this question**

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** **Respondent skipped this question**

In your opinion, when should the payment “clock” start on change order work?

---

**Q16** Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17** Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19** Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20** Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22** Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23** Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** Respondent skipped this question

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** Respondent skipped this question

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** Respondent skipped this question

Please provide your contact details.

---



# #20

**INCOMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Saturday, July 13, 2024 6:49:06 PM  
**Last Modified:** Saturday, July 13, 2024 6:50:30 PM  
**Time Spent:** 00:01:24  
**IP Address:** 172.56.108.185

---

Page 1: This survey will close on Sunday, July 14

**Q1** **Minority, Women, or Veteran-owned Business**

Which stakeholder group do you identify with? Check the best fit.

---

Page 2: RCW 39.04.250 is proposed to make the following changes:

**Q2** **Yes**

Do you support adding a section of this statute focused on minimum requirements for public owners?

---

**Q3** **Yes**

Do you think having a payment schedule, checklist, clear instructions, or similar in public works contracts will improve payment timeframes?

---

**Q4** **Respondent skipped this question**

What other requirements would you add to this section for public agencies?

---

Page 3: RCW 39.04.250 is proposed to make the following changes:

**Q5** **Respondent skipped this question**

Do you support keeping the 10 days “paid-when-paid” requirement?

---

**Q6** **Respondent skipped this question**

Do you support the use of a payment recovery schedule for any tier that does not adhere to a project payment schedule or has delayed payment?

---

**Q7** Respondent skipped this question

Do you support a proportionate distribution of interest on late payments?

---

**Q8** Respondent skipped this question

Additional feedback or suggestions:

---

Page 4: RCW 39.04.350 is proposed to make the following changes:

**Q9** Respondent skipped this question

Do you support capping the amount that can be withheld in a good faith dispute to 100% of the disputed amount.

---

**Q10** Respondent skipped this question

Do you understand what the estimated cost of a remedy would be?

---

**Q11** Respondent skipped this question

Additional feedback or suggestions:

---

Page 5: RCW 39.04.350 is proposed to make the following changes:

**Q12** Respondent skipped this question

Do you support the concept of the party that did not pay promptly and in compliance with a contract should be held accountable?

---

**Q13** Respondent skipped this question

Do you support the accrual of interest on any late payment at any tier?

---

**Q14** Respondent skipped this question

Additional feedback or suggestions:

---

Page 6: RCW 39.04.360: (as amended by SB 6192) (amended again as follows)

**Q15** Respondent skipped this question

In your opinion, when should the payment “clock” start on change order work?

---

**Q16**

Respondent skipped this question

In your experience, have you seen the use of written “field directive/field authorization?”

---

**Q17**

Respondent skipped this question

How frequently are verbal directions given to communicate or direct changes?

---

**Q18**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 7: RCW 39.04.360 is proposed to make the following changes:

**Q19**

Respondent skipped this question

In your opinion, who is responsible for interest on late payments on change order work?

---

**Q20**

Respondent skipped this question

What is the best approach to tracking compliance with this type of requirement?

---

**Q21**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 8: RCW 39.76.011 Interest on unpaid public contracts—When payment is considered to be made.

**Q22**

Respondent skipped this question

Do you think this language clarifies when the 30 day “clock” to payment is?

---

**Q23**

Respondent skipped this question

When do you think the 30 days to payment “clock” should start?

---

**Q24**

Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 9: RCW 39.76.011 is proposed to make the following changes:

**Q25** Respondent skipped this question

When do you think is an appropriate timeframe to notify another party of a dispute?

---

**Q26** Respondent skipped this question

In your experience have you written, or received written, notice of withheld payments, which includes remedial actions?

---

**Q27** Respondent skipped this question

In your experience have you experienced partial payments for amounts not in dispute?

---

**Q28** Respondent skipped this question

How often do you experience “disputed amounts?”

---

**Q29** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 10: RCW 39.76.011 is proposed to make the following changes:

**Q30** Respondent skipped this question

Do you agree with the timing for interest to accrue on withheld payments?

---

**Q31** Respondent skipped this question

If past due payments need a “recovery schedule” should withheld payments/partial payments also be considered late and therefore part of a recovery schedule?

---

**Q32** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 11: RCW 39.76.011 is proposed to make the following changes:

**Q33** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 12: RCW 39.76.011 is proposed to make the following changes:

**Q34** Respondent skipped this question

Are there any changes you would suggest to this section?

---

**Q35** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 13: RCW 39.76.011 is proposed to make the following changes:

**Q36** Respondent skipped this question

Is this section clear?

---

**Q37** Respondent skipped this question

This is an existing requirement. Have you experienced interest paid on withheld amounts?

---

**Q38** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 14: RCW 39.76.011 is proposed to make the following changes:

**Q39** Respondent skipped this question

When do you consider a payment to be made?

---

**Q40** Respondent skipped this question

When do you consider an invoice to be received?

---

**Q41** Respondent skipped this question

Additional feedback or suggestions:

---

---

Page 15: Almost there!

**Q42** Respondent skipped this question

Please provide additional changes you would like to the RCW regarding payment on public works contracts. (e.g., specific agency requirements that conflict with the suggested legislation and/or impede payment).

---

**Q43** **Respondent skipped this question**

For public agencies, do you perceive a financial/fiscal impact to being able to meet the requirements being proposed in this legislation? Please explain.

---

**Q44** **Respondent skipped this question**

Would you like to provide testimony at an upcoming BE/DBI Committee meeting?

---

**Q45** **Respondent skipped this question**

Please provide your contact details.

---