

# P3 Legislative Snapshot

## WASHINGTON

State P3 Legislative Status: Transportation-related P3 authority.

### 1. Does this state have broadly-enabling P3 legislation?

Allows P3 contracts for the planning, acquisition, design, financing, management, development, construction, reconstruction, replacement, improvement, maintenance, preservation, repair and operation of transportation projects where the state's primary purpose is to facilitate safe transport.

### 2. Does this state allow for Unsolicited Proposals?

The Transportation Partnerships Office is responsible for carrying out the unsolicited proposal review process.

### 3. What is this state's P3 Review Process (i.e., multi-step: RFI, RFQ, RFP – even for unsolicited proposals)?

The Transportation Commission must approve or review contracts or agreements.

### 4. Does this state have a Centralized Agency dedicated to P3?

Washington State Department of Transportation (WSDOT) Office of Innovative Partnerships.

### 5. Is this a Home Rule state, with limitations or opportunities for P3?

N/A.

### 6. What Projects or Asset Classes are eligible for P3 in this state?

Projects eligible for development include:

(1) Transportation projects, whether capital or operating, where the state's primary purpose for the project is to facilitate the safe transport of people or goods via any mode of travel. However, this does not include projects that are primarily for recreational purposes, such as parks, hiking trails, off-road vehicle trails, etc.; and (2) Facilities, structures, operations, properties, vehicles, vessels, or the like that are developed concurrently with an eligible transportation project and that are capable of (a) providing revenues to support financing of an eligible transportation project, or (b) that are public projects that advance public purposes unrelated to transportation.

### 7. Are there Projects where the P3 procurement method has been applied?

No. In 2023, the legislature approved the Commission to convene a work group to study and recommend a new statutory framework for the department's public-private partnership program.

### 8. What is the legislative foundation for P3s in this state?

[Washington Rev. Code §47.29.010 to 900](#) and [WAC 468-600](#).

