

Notable Design-Build Legislation in 2010

ARIZONA

- HB 2035 Adds Stadium District to design-build law.
- HB 2676 Authorizes Cococino, Maricopa and Prima County Boards to establish Athletic Facility District which may use design-build including QBS.
- HB 2725 School Districts shall not be required to prepare or submit annual reports on the benefits of design-build and CM at Risk.
- HB 2760 School districts preventive maintenance guidelines must include plumbing systems, electrical systems, heating, ventilation, air conditioning and roofing systems; design-build may be used to correct deficiencies.
- SB 1118 Senate Companion to HB 2035
- SB 1406 Require that 30% of heavy rail and commuter rail projects must be self-performed.

CALIFORNIA

- AB 552 Authorizes the Department of Corrections and Rehabilitation to develop beds and treatment space to serve inmates requiring mental health or medical services using specified bond measure funds. Authorizes the department to renovate existing buildings at existing facilities for medical, dental, and mental health treatment and to design, construct, or renovate any ancillary improvements. Relates to design-build.
- AB 2098 Authorizes the Riverside County Transportation Commission to procure services and award and enter into agreements, including agreements for design and construction for the transportation project utilizing the best value design-build method of procurement. SR91 Moves forward using design-build.
- SB 879 Authorizes counties to use alternative procedures known as design-build for bidding on construction projects whose costs are in excess of a specified amount. Requires a report of public works projects using the design-build method. Extends the repeal date of existing law authorizing design-build contracts for county construction projects.
- SB 1341 Authorizes Government entities to provide for a small business preference in construction component of a design-build team of 5%

DELAWARE

SB 500 It authorizes the Department of Transportation to continue utilization of the design-build contract mechanism for a total of twelve transportation construction projects (eight of which have been authorized).

FLORIDA

HB 1B Creates Florida Statewide Passenger Rail Commission with design-build authority.

GEORGIA

HB 28 Companion bill of HB 231

HB 231 Eases design-build licensing requirements

HB 305 Increases the limit from 15% to 30% for the percentage of design-build contracts the GDOT can use.

IADHO

HB 577 Amends and adds to existing law to provide for design-build and construction manager/general contractor contracts on state highway projects.

HB 600 Amends and adds CM and CM at Risk to DOT projects

ILLINOIS

SB 3659 Creates the Public Private Agreement for the Illiana Expressway Act; permits the Department of Transportation to, pursuant to a competitive request for qualifications, enter into public private agreements to develop, construct, manage, or operate the expressway; provides that contractors may receive certain revenues, including user fees, in consideration of the payment of moneys to the State for that right; establishes provisions concerning procurement, tolls, prevailing wages, user fees, and other matters.

KANSAS

SB 513 Relates to the alternative project delivery building construction procurement act for the design and construction of buildings and other structures whereby a construction manager or general contractor or building design-build team is selected based on a qualifications and best value approach; relates to the board of county commissioners; includes an individual, partnership, joint venture, prequalified firms or corporation

providing construction management or general construction contracting services.

KENTUCKY

SB 45 Defines and authorizes "best value" on design-build projects

LOUISIANA

HB 522 Extends the length of time relative to the utilization of public design-build contracts.

MASSACHUSETTS

SB 2024 Authorizes Public-Private-Partnerships for transportation projects using the design-build-operate and maintain, and the design-build-finance-operate-maintain project delivery methods.

SB 2087 Created the new Department of Transportation with design-build authority.

HB 4139 Authorizes project labor agreements on design-build projects

HB 4129 Authorizes design-build authority on the University of Massachusetts bio-processing plant in Falls River.

MARYLAND

SB 96 Adds new division to the Public Utility Companies of the Maryland Code to be designated as Division II; the Washington Suburban Sanitary Commission revives and recodifies IT laws and applies them to design-build contracts

SB 551 Authorizes a local governing body to adopt a preference-based arrangement that gives preference to local business entities for specified procurement for public school construction; requires the Board of Public Works to adopt regulations that specify elements to be included in any preference-based arrangement adopted by a local governing body that gives preference to local business entities for specified procurement for public school construction.

MAINE

HB 1157 Authorizes MDOT to use 3Ps with design-build

MICHIGAN

HB 5461 Gives local governments the power to enter deals with private property owners to spend money on improvements to public infrastructure facilities and amenities, including public transportation facilities. The money would come from “captured” increases in property tax values under a tax increment financing arrangement, special assessments (property taxes levied in a particular section of a taxing jurisdiction, state or federal grants or loans, and more.

MINNESOTA

SB 740 Authorizes design-build for the construction of U.S. Highway 10 and CSA Highway 83 Intersection.

MISSISSIPPI

SB 2634 Extends repeal date for the Department of Finance and Administration to 2014 for Parking project

SB 2915 Deletes design-build repealed Golf Port Authority. State Port Authority; extend repealer on authority to use design-build method of contracting.

NEW HAMPSHIRE

HB 1166 Expands design-build authority to any type of project

SOUTH DAKOTA

HB 1046 Authorized design-build, CM, CM@Risk.

UTAH

HB 57 Extends the design-build sunset date for the DOT from 2010 to 2015 for projects \$5 million or less for all state, county, municipal, public transit and public airport projects.

SB 137 Streamlines utility relocation on design-build projects.

VIRGINIA

HB 789 Increases the dollar threshold that competitive negotiation may be used on design-build and CM contracts from \$1 million to \$1.5 million

WASHINGTON

HB 1690 Requires design-build and CM projects to get approval by Capital Projects Advisory Review Board.

WEST VIRGINIA

HB 4134 Funds Appropriation for design-build Board

SB 213 Repealed the sunset provisions of the design-build Board

SB 337 WVA Economic Development Authority is authorized to use design-build

WYOMING

HB 89 Design-build and CM projects must comply with residency requirements which give residents a 5% preference