

Region	State	Bill #	Date Introduced	Sponsor	Description	Last Action	Status
<b>Northwest Region</b>							
	WA	HB 2327	1/10/2012	Haigh	AN ACT Relating to alternative public works, including adding outreach plans to selections, and clarifying the use of design-build. Public bodies may utilize the design-build procedure for public works projects in which the total project cost is over ten million dollars and where: (a) The design and construction activities, technologies, or schedule to be used are highly specialized and a design-build approach is critical in developing the construction methodology or implementing the proposed technology; public bodies may use the design-build procedure for parking garages, regardless of cost. Public bodies may use the design-build procedure for public works projects in which the total project cost is between two million and ten million dollars and that meet one of the criteria in subsection (1)(a), (b), or (c) of this section.	4/4/12: By Order of Resolution - Reintroduced and retained in present status.	Pending
	WA	SB 5250	1/17/2012	Haugen	AN ACT Relating to the design-build procedure for certain projects. DOT shall develop a process to award competitively bid highway construction projects for projects over \$5M.	4/4/12: By Order of Resolution - Reintroduced and retained in present status.	PASSED SENATE
	WA	SB 5771	2/10/2011	White S	AN ACT Relating to implementing public-private partnership best practices for nontoll transportation projects	4/4/12: By Order of Resolution - Reintroduced and retained in present status.	Pending
	WA	HB 2190	12/15/2011	Clibborn	<b>Allows the city of Winthrop to utilize a design-build process for the Winthrop bike path project. Sets Stage 2 of the I-405/Kirkland Vicinity &amp; SR 167/Puyallup River Bridge Replacement project (316725A) to be completed design-build.</b>	<b>3/23/12: Chaptered No. 86</b>	<b>Enacted</b>
	WA	SB 5992B	12/8/2011	Haugen	Allows the city of Winthrop to utilize a design-build process for the Winthrop bike path project. Sets Stage 2 of the I-405/Kirkland Vicinity & SR 167/Puyallup River Bridge Replacement project (316725A) to be completed design-build.	3/8/12: To SENATE Committee on RULES.	Pending
	WA	SB 5176	1/17/2011	Haugen	Allows the city of Winthrop to utilize a design-build process for the Winthrop bike path project. Sets Stage 2 of the I-405/Kirkland Vicinity & SR 167/Puyallup River Bridge Replacement project (316725A) to be completed design-build.	4/4/12: By Order of Resolution - Reintroduced and retained in present status.	Pending
	WA	SB 1174	1/13/2011	Clibborn	The city of Winthrop may utilize a design-build process for the Winthrop bike path project.	4/4/12: By Order of Resolution - Reintroduced and retained in present status.	Pending
	WA	SB 5175	1/17/2011	Clibborn	The city of Winthrop may utilize a design-build process for the Winthrop bike path project.	4/4/12: By Order of Resolution - Reintroduced and retained in present status.	Pending
	WA	HB 1175	1/13/2012	Clibborn	<b>Makes 2011-13 transportation appropriations. The I-405/Kirkland Vicinity Stage 2 - Widening project (8B11002) must be completed as a design-build project. SR 167/Puyallup River Bridge Replacement project (316725A) must be completed as a design-build project. The department must report to the transportation committee of the legislature on estimated cost and/or time savings realized as a result of using the design-build process. The city of Winthrop may utilize a design-build process for Winthrop bike path project.</b>	<b>Chapter No. 367</b>	<b>ENACTED</b>
<b>Western Pacific Region</b>							

	AZ	HB 2008	11/21/2011	Fillmore	Mandates the state board of education to adopt, and the auditor general shall review, rules authorizing school districts to procure construction services by construction-manager-at-risk, design-build, qualified select bidders list and job-order-contracting methods of project delivery. The rules shall not require school districts to obtain bid security for the construction-manager-at-risk method of project delivery. Companion Bill to SB 1060	1/19/12: Held in HOUSE Committee on EDUCATION.	Pending
	AZ	SB 1060	1/9/2012	Crandall	Mandates the state board of education to adopt, and the auditor general shall review, rules authorizing school districts to procure construction services by construction-manager-at-risk, design-build, qualified select bidders list and job-order-contracting methods of project delivery. The rules shall not require school districts to obtain bid security for the construction-manager-at-risk method of project delivery. Companion Bill to HB 2008	2/27/12: From HOUSE Committee on EDUCATION. Do pass with amendment.	Passed SENATE
	AZ	HB 2518	1/12/2012	Fann	Title 34 applies to the Theme Park District, except that notwithstanding title 41, chapter 23, the district may use alternative systems and procedures, including design-build construction and qualifications-based selection of contractors, either by direct selection or by public competition, to expedite the design and construction of any of its facilities or structures or any facilities or structures leased to it or used by it pursuant to an intergovernmental agreement.	2/13/12: Held in HOUSE Committee on WAYS AND MEANS.	Pending
	AZ	HB 2636	1/17/2012	Miranda R.	The school board may contract for construction services and materials that are necessary to correct existing deficiencies in school district facilities. The board may procure the construction services necessary pursuant to this subsection by any method, including construction-manager-at-risk, design-build, design-bid-build or job-order-contracting as provided by title 41, chapter 23. The construction planning and services performed pursuant to this subsection are exempt from section 41-791.01.	1/23/12: Additionally referred to HOUSE Committee on RULES	Passed HOUSE
	AZ	HB 2647	1/18/2012	Vogt	Title 34 applies to Stadium district, except that regardless of the funding source for design and construction of facilities and structures the district may establish alternative systems and procedures, including the use of the design-build method of construction or the use of qualifications-based selection of contractors with experience in stadium design or construction, to expedite the design and construction or reconstruction of any of its facilities or structures or any facilities or structures leased to it or used by it pursuant to an intergovernmental agreement. For the purposes of this subsection. Companion bill: SB 1337	4/2/12: Vetoed by GOVERNOR.	DIED
	AZ	SB 1337	1/26/2012	Melvin	Title 34 applies to Stadium district, except that regardless of the funding source for design and construction of facilities and structures the district may establish alternative systems and procedures, including the use of the design-build method of construction or the use of qualifications-based selection of contractors with experience in stadium design or construction, to expedite the design and construction or reconstruction of any of its facilities or structures or any facilities or structures leased to it or used by it pursuant to an intergovernmental agreement. For the purposes of this subsection. Companion bill: HB 2647	3/15/12: From HOUSE Committee on WAYS AND MEANS: Do pass	Passed SENATE
	AZ	SB 1450	1/30/2012	Antenori	Amends Title 41, Chapter 20 re: public-private partnerships. Allows design-build, design-build maintain, design-build-finance-operate-maintain and design-build finance-operate-maintain agreements.	3/7/12: Additionally referred to HOUSE Committee on RULES	Pending
	CA	AB 1901	2/22/2012	Jones	Relates to existing law authorizing counties to use alternative procedures known as design-build for bidding on construction projects in the county. Extends such provisions, removes a certain dollar limitation, and applies it only to projects in excess of a specified amount.	3/8/12: To ASSEMBLY Committee on LOCAL GOVERNMENT	Pending
	CA	SB 1509	2/24/2012	Simitian	Deletes the repeal date for existing law authorizing a school district governing board to enter into a design-build contract for both the design and construction of a school facility if specified requirements are met.	3/22/12: To SENATE Committee on EDUCATION	Pending
	HI	HB 1894	1/17/2012	Say	Authorizes the Governor or a county mayor to exempt a construction or design-build procurement from protest concerning the procurement and administrative review of a nonresponsible offeror determination; requires, as a condition of the exemption, that all bids and proposals, including amendments or revisions, evaluations, and ratings be released for public inspection; requires the posting of the information on the state or county website.	2/28/12: In Committee: Measure Deferred.	Pending

	HI	HB 1891	1/18/2012	Say	For all projects, the superintendent of education shall develop a strategy for the efficient and cost-effective use of government and private-sector workforces and consider increased flexibility through public-private partnering, <b>design-build</b> options, cost plus, job order contracts, performance-based contracts, request for proposals, and any other means to improve communications and accelerate repairs while preserving the quality of the repairs.	1/19/12: To HOUSE Committee on EDUCATION. Subsequent referral set for: HOUSE Committee on FINANCE	Pending
	HI	HB 2122	1/19/2012	Chong	The purpose of this Act is to promote economic revitalization by temporarily authorizing the governor or a county mayor to exempt construction or <b>design-build</b> procurements from protests concerning the procurement and the administrative review of a nonresponsible offeror determination.	3/23/12: To SENATE Committee on JUDICIARY AND LABOR. Additionally referred to SENATE Committee on WAYS AND MEANS	Passed HOUSE
	HI	HB 2767	1/25/2012	Chong	At least fifteen days prior to the submission of bids similar to those described in section 103D-302 for a construction or <b>design-build</b> project with a total estimated contract value of \$ 500,000 or more, the state agency shall hold a pre-bid conference and shall invite all potential interested bidders, offerors, subcontractors, and union representatives to attend. The state agency shall comply with the rules adopted pursuant to section 103D-303.5 by the procurement policy board.	2/15/12: To HOUSE Committee on FIANCE.	Pending
	HI	SB 779	1/21/2011	Ige	Establishes discretionary request for competitive sealed proposal procedures using the design-build process where not more than five offerors selected on their qualifications submit proposals; authorizes the chief procurement officer to pay a conceptual design fee to technically-responsive unsuccessful offerors or to technically-responsive offerors if the procurement is cancelled.	4/18/11: To CONFERENCE Committee	Pending
	HI	SB 2346	1/23/2012	Ige	The State Educational Facilities Improvement Fund may use design-build to build a new school in a specific geographic area	3/8/12: Subsequent referral set for: HOUSE Committee on FINANCE	Passed SENATE
<b>Rocky Mountain Region</b>							
	UT	HB 35	12/19/2011	Harper	(5) Subsection 63G-6-502 (5)(b)(ii) authorizing certain transportation agencies to award a contract for a design-build transportation project in certain circumstances, is repealed July 1, 2015.	4/2/12: Chaptered. Chapter No. 395.	ENACTED
	UT	HB 77	1/20/2012	Sandstorm	(3) Procurement rules adopted by the State Building Board under Subsection (1) for state building construction projects may authorize the use of a design-build provider as one method of construction contracting management.	3/8/12: Enacting clause struck.	Pending
	UT	SB 104	1/6/2012	Jenkins	(5) Subsection 63G-6-502 (5)(b)(ii) authorizing certain transportation agencies to award a contract for a design-build transportation project in certain circumstances, is repealed July 1, 2015.	4/2/12: Chaptered. Chapter No. 369.	ENACTED
	UT	SB 131	1/23/2012	Jones	Subsection 63G-6-502 (5)(b)(ii) authorizing certain transportation agencies to award a contract for a design-build transportation project in certain circumstances, is repealed July 1, 2015.	4/2/12: Chaptered. Chapter No. 126.	ENACTED
	UT	SB 208	2/4/2012	Adams	Subsection 63G-6-502 (5)(b)(ii) authorizing certain transportation agencies to award a contract for a design-build transportation project in certain circumstances, is repealed July 1, 2015.	4/2/12: Chaptered. Chapter No. 206	ENACTED
	UT	HB 503	2/4/2012	Morley	Amends section 63G-6-501 "Alternative methods of construction contracting management" to read (4) A DESIGN-BUILD CONTRACT OR A CONSTRUCTION MANAGER/GENERAL CONTRACTOR CONTRACT MAY INCLUDE PROVISION BY THE CONTRACTOR OF OPERATIONS, MAINTENANCE, OR FINANCING.	4/2/12: Chaptered. Chapter No. 330	ENACTED
	WY	HB 4439	2/7/2012	Morgan	Permits a Class I city to use the design-build process.	2/7/12: To HOUSE Committee on POLITICAL SUBDIVISIONS.	Pending
<b>Southwest Region</b>							
	LA	HB 652	3/1/2012	Leger	Authorizes ports to use the design-build method on certain construction projects.	4/3/12: Passed HOUSE. *****To SENATE	Passed HOUSE

	LA	SB 126	2/24/2012	Murray	Extends the length of time relative to the utilization of design-build contracts.	3/22/12: To HOUSE Committee on TRANSPORTATION, HIGHWAYS AND PUBLIC WORKS.	Passed SENATE
	LA	SB 409	3/1/2012	Murray	Authorizes the Sewerage and Water Board of New Orleans to use design-build contracts.	3/12/12: To SENATE Committee on LOCAL AND MUNICIPAL AFFAIRS	Pending
	LA	SB 715	4/3/2012	Adley	Authorizes ports to use the <b>design-build</b> method on certain construction projects.	4/3/12: To SENATE Committee on TRANSPORTATION, HIGHWAYS AND PUBLIC WORKS.	Pending
	LA	HB 924	3/2/2012	Bishop W	Gives the Downman Road Economic Development District in Orleans Parish design-build authority.	4/3/12: To HOUSE Committee on MUNICIPAL, PAROCHIAL AND CULTURAL AFFAIRS.	Pending
	NM	HB 191	1/25/2012	Trujillo	makes appropriations for \$2,268,000 for the department of transportation to use for a design and build delivery system for the planning, environmental clearance, design, acquisition of rights of way, new construction and reconstruction of the interchange at the intersection of Paseo del Norte boulevard and interstate 25 in Albuquerque in Bernalillo county, notwithstanding the provisions of Subsection A of Section 13-1-119.1 NMSA 1978 and contingent on an equal or greater match from sources other than the state. In addition, \$27,500,000 is appropriated to the state road fund for the department of transportation to use for a design and build delivery system for the planning, environmental clearance, design, acquisition of rights of way, new construction and reconstruction of the interchange at the intersection of Paseo del Norte boulevard and interstate 25 in Albuquerque in Bernalillo county, notwithstanding the provisions of Subsection A of Section 13-1-119.1 NMSA 1978 and contingent on an equal or greater match from sources other than the state.	3/7/12: Chaptered. Chapter No. 64.	ENACTED
	NM	SB 295	2/1/2012	Smith	for the reconstruction of the interchange at the intersection of Coors boulevard and interstate 40 in Albuquerque for which the department of transportation may use a <b>design and build</b> delivery system, notwithstanding the provisions of Subsection A of Section 13-1-119.1 NMSA 1978;	2/6/12: From SENATE Committee on CORPORATIONS AND TRANSPORTATION: Do pass.	Pending
	NM	HB 196	1/25/2012	Larranaga	Relates to procurement; exempts purchases of certain electronic online services from the Procurement Code; increases the amount of certain prepaid purchases that are exempt from the Procurement Code; eliminates the monetary threshold criteria when authorizing certain <b>design and build</b> project delivery systems; expands funding sources for department of transportation <b>design and build</b> project delivery systems; increases the dollar limit for procurement of small purchases.	2/13/12: In HOUSE. Failed to pass HOUSE.	DIED
<b>Mid-America Region</b>							
	IA	SB 2264	2/23/2012	State Government	Concerns public construction bidding; concerns exemptions from competitive bids and quotations, is amended to add design-build services to the list of services exempt from competitive bidding further amends the establish the method by which professional services exempt from competitive bidding under the be procured; provides that these professional services shall be procured utilizing a qualifications-based and direct negotiation selection process.	3/1/12: In SENATE Committee on APPROPRIATIONS: Subcommittee assignments: Danielson, Bartz, and Fraise.	Pending

	IA	HSB 649	2/16/2012	State Government	Concerns public construction bidding; concerns exemptions from competitive bids and quotations, is amended to add design-build services to the list of services exempt from competitive bidding further amends the establish the method by which professional services exempt from competitive bidding under the be procured; provides that these professional services shall be procured utilizing a qualifications-based and direct negotiation selection process.	2/16/12: In HOUSE Committee on STATE GOVERNMENT: Subcommittee assignments: Jorgensen Chair, Hein, and Quirk.	Pending	
	IA	HSB 73	2/7/2012	State Government	The bill creates an alternative project delivery pilot program to be overseen by the department of administrative services. The bill provides that the object of the pilot project is to determine whether alternative project delivery can be an effective and efficient option for the state to use when renovating or constructing new facilities. The bill provides that the goal of the pilot project is to determine the level of effectiveness and efficiencies offered by alternative project delivery. The bill provides that starting on July 1, 2011, the department of administrative services will select five projects in each of the next two years to use alternative project delivery. The bill defines the scope of authorized uses for construction management at risk and design-build procurement	2/8/12: In HOUSE Committee on STATE GOVERNMENT: Subcommittee assignments: Vander Linden Chair, Kaufmann, Mascher.	Pending	
	IA	HB 1113	2/14/2012	State Government	The bill creates an alternative project delivery pilot program to be overseen by the department of administrative services. The bill provides that the object of the pilot project is to determine whether alternative project delivery can be an effective and efficient option for the state to use when renovating or constructing new facilities. The bill provides that the goal of the pilot project is to determine the level of effectiveness and efficiencies offered by alternative project delivery. The bill provides that starting on July 1, 2011, the department of administrative services will select five projects in each of the next two years to use alternative project delivery. The bill defines the scope of authorized uses for construction management at risk and design-build procurement	2/14/12: To SENATE Committee on STATE GOVERNMENT.	Pending	
	IA	SSB 3168	2/16/2012	State Government	Concerns public construction bidding; concerns exemptions from competitive bids and quotations, is amended to add design-build services to the list of services exempt from competitive bidding further amends the establish the method by which professional services exempt from competitive bidding under the be procured; provides that these professional services shall be procured utilizing a qualifications-based and direct negotiation selection process.	2/23/12: In SENATE. Becomes SENATE File 2264.	Pending	
	MO	SB 752	2/6/2012	Kehoe	Relates to a public-private partnership between the state highways and transportation commission and a private partner to reconstruct an interstate highway as a toll facility	3/7/12: Hearing conducted	Pending	
	MO	HB 1117	12/22/2011	Brown M	The Commissioner shall prepare and issue a report to the Governor, the Assembly and Public recommending the best government structure for a P3 high speed rail system for Missouri and in the Midwest	3/29/12: To HOUSE Committee on RULES.	Pending	
	MO	SB 698	1/24/2012	Richard	Amends that contracts awarded by the design-build method of project delivery if the political subdivision's procurement of design-build projects is otherwise authorized by statute shall not be deems a contraction contract.	2/2/12: To SENATE Committee on GENERAL LAWS.	Pending	
<b>Upper Midwest Region</b>								
	MN	HB 2378	2/20/2012	Vogel	Relates to transportation; contracts; authorizes completion of design-build projects approved under pilot program.	3/20/12: Indefinitely postponed. See SB 2131	Pending	
	MN	SB 2131	2/24/2012	Howe	Relates to transportation; contracts; authorizes completion of design-build projects approved under pilot program.	4/5/12: Passed HOUSE.	Passed HOSUE & SENATE	
	MN	HB 1863	1/13/2012	Gauthier	Grants the Duluth Transit Authority the option of using design-build to construct a transit center to accommodate intercity and intercity bus service and pedestrian connections to the Duluth Entertainment and Convention Center and Trails system.	1/24/12: To HOUSE Committee on TRANSPORTATION POLICY AND FINANCE.	Pending	
	MN	SB 1497	1/24/2012	Reinert	Grants the Duluth Transit Authority the option of using design-build to construct a transit center to accommodate intercity and intercity bus service and pedestrian connections to the Duluth Entertainment and Convention Center and Trails system.	1/24/12: To SENATE Committee on CAPITAL INVESTMENT.	Pending	

	MN	SB 1823	2/10/2012	Higgins	Appropriates a grant to the city of St. Paul to construct a regional ballpark with the option to use design-build or CM@Risk.	2/10/12: To SENATE Committee on CAPITAL INVESTMENT	Pending
	MN	HB 1060	3/14/2012	Beard	Relates to data practices; clarifies definition of "personnel data"; classifies data obtained for <b>design-build</b> transportation projects; classifies certain data related to adopt-a-highway program; classifies data related to mileage-based road users; modifies provisions related to traffic accident data.	3/14/11: TO HOUSE Committee on CIVIL LAW	Pending
	MN	HB 2810	3/12/2012	Lanning	Allows the MN Stadium Authority to use the design-build method of project delivery	3/12/12: To HOUSE Committee on COMMERCE AND REGULATORY REFORM.	Pending
	MN	HB 2205	2/13/2012	Howes	Appropriates a grant to the city of St. Paul to construct a regional ballpark with the option to use design-build or CM@Risk.	2/13/12: To HOUSE Committee on CAPITAL INVESTMENT.	Pending
	MN	SB 2391	3/9/2012	Rosen	Grants the Minnesota Stadium Authority design-build and P3 authority to construct a stadium and related stadium facilities	3/9/12: To SENATE Committee on LOCAL GOVERNMENTS AND ELECTIONS.	Pending
	MN	HB 2622	3/1/2012	Howes	Appropriates a grant to the city of St. Paul to construct a regional ballpark with the option to use design-build or CM@Risk.	3/22/12: Referred to HOUSE Committee on WAYS AND MEANS.	Pending
<b>Great Lakes</b>							
	IL	HB 4502	1/31/2012	Nekritz	Amends the Public-Private Partnerships for Transportation Act; defines design-build agreement and shortlist; provides that the net proceeds, if any, arising out of a transportation project or public-private agreement undertaken by the Department of Transportation under the Act shall be deposited into the Road Fund; removes language providing that the Toll Highway Authority shall not enter into a public-private agreement for the purpose of making roadway improvements.	3/9/12: Referred to HOUSE Committee on RULES.	Pending
	IL	HB 4509	1/31/2012	Rita	Outlines procedures for two-phase design/build selection procedures.	3/9/12: Referred to HOUSE Committee on RULES.	Pending
	IL	SB 3164	2/1/2012	Kotowski	Amends the Design-Build Procurement Act; makes a technical change in a Section concerning the short title.	2/1/12: To SENATE Committee on ASSIGNMENTS.	Pending
	IL	SB 3216	2/1/2012	Steans	Amends the Public-Private Partnerships for Transportation Act; defines design-build agreement and shortlist; provides that the net proceeds, if any, arising out of a transportation project or public-private agreement undertaken by the Department of Transportation under the Act shall be deposited into the Road Fund; removes language providing that the Toll Highway Authority shall not enter into a public-private agreement for the purpose of making roadway improvements.	3/29/12: To HOUSE Committee on RULES.	Passed SENATE
	IL	SB 3318	2/7/2012	Hutchinson	Amends the Public Private Agreements for the Illiana Expressway Act; removes language providing that a public private agreement includes a provision stating that, in the event the contractor finds it necessary, proper, or desirable to enter into subcontracts with one or more design build entities, then it must follow a selection process that is, to the greatest extent possible, identical to the selection process contained in the Design Build Procurement Act.	3/28/12: To HOUSE Committee on RULES.	Passed SENATE
	IL	SB 3371	2/7/2012	Sandoval	The Capital Development Board is authorized to use design-build for projects if use of the delivery method is in the interest of the state.	2/17/12: To SENATE Committee on PROCUREMENT.	Pending

	IN	HB 1016	1/4/2012	Rhoads	Relates to design-build projects; specifies that a fire protection district is a public agency that may use the design-build contracting method for carrying out public projects.	2/9/12: Order engrossed.	ENACTED
<b>South central</b>							
	MS	HB 1379	2/20/2012	Johnson R	Amends section 65-1-85, Mississippi code of 1972, to remove certain restrictions on design-build projects of the Mississippi Transportation Commission; and for related purposes.	3/15/12: To SENATE Committee on HIGHWAYS AND TRANSPORTATION. Additionally referred to SENATE Committee on ACCOUNTABILITY, EFFICIENCY, TRANSPARENCY.	Passed HOUSE
	MS	HB 1389	2/20/2012	Formby	Amends section 65-1-85, Mississippi code of 1972, to remove certain restrictions on design-build projects of the Mississippi Transportation Commission; and for related purposes.	3/6/12: Died in Committee	DIED
	MS	HB 212	2/10/2012	Scott O	All agencies and governing authorities are excepted from the bidding requirement when using the design-build method and dual-phase design-build method of contracting	3/6/12: Died in Committee	DIED
	MS	HB 222	2/10/2012	Scott O	Opportunities for Diversity in Contracting Program (ODC program) to be administered by the Mississippi Development Authority are excepted from the bidding requirement when using the design-build method and dual-phase design-build method of contracting	3/6/12: Died in Committee	DIED
	MS	HB 268	2/13/2012	Martinson	the University of Mississippi Medical Center are excepted from the bidding requirement when using the design-build method and dual-phase design-build method of contracting	3/6/12: Died in Committee	DIED
	MS	HB 332	2/13/2012	Gardner	All agencies and governing authorities are excepted from the bidding requirement when using the design-build method and dual-phase design-build method of contracting	3/6/12: Died in Committee	DIED
	MS	SB 2823	2/20/2012	Simmons W	Removes certain restrictions on design-build projects of the Mississippi Transportation Commission.	3/6/12: Died in Committee	DIED
	MS	HB 622	2/17/2012	Monsour	The board or State Port Authority, in its discretion, may use the <b>design-build</b> method of contracting for the renovation, repair and/or making of other improvements to not more than one (1) freezer and related equipment and/or facilities at the State Port at Gulfport, Mississippi. This subsection shall stand repealed from and after July 1, 2013	3/6/12: Died in Committee	DIED
	MS	HB 1091	2/20/2012	Smith J	Amends section 59-5-37, Mississippi code of 1972, to provide that the Mississippi state port authority at Gulfport shall be considered to be a governing authority under the state public purchasing laws; exempts the Mississippi state port authority at Gulfport from the jurisdictional authority of the department of finance and administration, the public procurement review board and the bureau of building, grounds and real property management. The board or State Port Authority, in its discretion, may use the <b>design-build</b> method of contracting for the renovation, repair and/or making of other improvements to not more than one (1) freezer and related equipment and/or facilities at the State Port at Gulfport, Mississippi. This subsection shall stand repealed from and after July 1, 2013	3/7/12: To SENATE Committee on PORTS AND MARNE RESOURCES	Passed HOUSE
	MS	HB 1541	3/12/2012	Eure	An act to authorize the governing authorities of the city of D'Iberville, MS to enter into a municipal lease purchase financing agreement with qualified entities for the purpose of establishing a public safety complex and recreation facilities. The governing authorities, are further authorized, in their discretion, to select a private-sector, design-build company to construct the public safety complex and one or all of the recreational facilities utilizing the sole-source method or procurement recognized for professional services.	3/12/12: To HOUSE Committee on LOCAL AND PRIVATE LEGISLATION.	Pending
	MS	SB 2044	1/12/2012	Fillingane J	Authorizes school districts to enter into capital leases of real or personal property for use as school buildings or school facilities; authorizes build-to-suit capital leases providing for the construction of new school facilities or the renovation of existing school facilities by a private developer with certain guaranties to the school district related to the facility that is the subject of the capital lease; provides certain requirements regarding such construction services.	3/6/12: Died in Committee	DIED

	MS	HB 1298	2/20/2012	Barker	Authorizes a local school board to enter into a capital lease or build-to-suit lease with a private developer for the purpose of acquiring or constructing school facilities; defines certain terms; limits the terms of such leases to 40 years; requires school boards to advertise its intent to enter into a capital lease or build-to-suit lease and to take certain actions before entering into such leases.	3/15/12: Died on calendar	DIED
<b>Ohio Valley</b>							
	KY	HB 266	1/17/2012	Rand and Adkins	the Transportation Cabinet is authorized to utilize design/build procurement methods for up to five demonstration road and bridge related projects in each fiscal year. The projects will be selected based on engineering factors that determine a design/build process will provide the best value for the Commonwealth. the Transportation Cabinet is authorized to utilize design/build procurement methods for the Louisville-Southern Indiana Ohio River Bridges Project.	3/20/12: To SENATE Committee on TRANSPORTATION.	Passed HOUSE
	OH	HB 487	3/16/2012	Amstutz	The Ohio Facilities Construction Commission shall adopt rules to prescribe the procedures and criteria for determining the best value selection of a construction manager at risk or design-build firm; forth standards to be followed by construction managers at risk and design-build firms when establishing prequalification criteria pursuant to section 153.502 of the Revised Code. Design-Builder shall not be required to award a subcontract to a low bidder.	3/20/12: To HOUSE Committee on FINANCE AND APPROPRIATIONS.	Pending
	WV	HB 4439	2/7/2012	Morgan	Permits a Class I city to use the <b>design-build</b> process.	2/7/12: To HOUSE Committee on POLITICAL SUBDIVISIONS.	Pending
	WV	SB 670	2/20/2012	Plymale	Allows consulting engineer preparing highway <b>design- build</b> pilot program development products participate in project construction.	2/20/12: To SENATE Committee on TRANSPORTATION AND INFRASTRUCTURE.	Pending
	WV	HB 4439	2/7/2012	Morgan	A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated Section 8-12-10a, relating to municipal authority; permitting a Class I city to use the <b>design-build</b> process.	2/7/12: To HOUSE Committee on POLITICAL SUBDIVISIONS	Pending
	WV	SCR 55	2/28/2012	Beach	Requests Joint Committee on Government and Finance study Public-Private Transportation Facilities Act modification.	3/7/12: To HOUSE Committee on RULES.	Passed SENATE
	WV	SB 670	2/20/2012	Plymale	Allows consulting engineer preparing highway design- build pilot program development products participate in project construction.	2/20/12: To SENATE Committee on TRANSPORTATION AND INFRASTRUCTURE.	Pending
	WV	SB 176	1/13/2012	Kessler	The West Virginia Economic Development Authority shall expend the bond proceeds from the revenue bond issues authorized and directed by this section for projects certified under the provision of this subsection: Provided, That the bond proceeds shall be expended in accordance with the requirements and provisions of article five-a, chapter twenty-one of this code and either article twenty-two or twenty-two-a, chapter five of this code, as the case may be: Provided, however, That if the bond proceeds are expended pursuant to article twenty-two-a, chapter five of this code and if the Design-Build Board created under said article determines that the execution of a design-build contract in connection with a project is appropriate pursuant to the criteria set forth in said article and that a competitive bidding process was used in selecting the design builder and awarding the contract, the determination shall be conclusive for all purposes and shall be considered to satisfy all the requirements of said article.	1/13/12: To SENATE Committee on EDUCATION.	Pending
<b>Florida</b>							
	FL	HB 825	11/30/2011	McBurney	Allows design-build contracts for a county, municipality, special district as defined in chapter 189, or other political subdivision of the state seeking to construct or improve a public building, structure, or other public construction works.	3/9/12: In HOUSE. Died in Committee	DIED

	FL	HB 897	12/5/2011	Moraitis	For construction-management or design-build contracts, if the public owner does not include in the bond amount the cost of design or other nonconstruction services, the bond may not be conditioned on performance of such services or payment to persons furnishing such services. Notwithstanding paragraph (a), such a bond may exclude persons furnishing such services from the classes of persons protected by the bond.	3/9/12: To enrollment	ENACTED
	FL	SB 1186	12/7/2011	Hays	Allows design-build contracts for a county, municipality, special district as defined in chapter 189, or other political subdivision of the state seeking to construct or improve a public building, structure, or other public construction works.	3/9/12: In SENATE. Died in committee	DIED
	FL	HB 7027	1/3/2012	Business & Consumer Affairs and Subcmte	Allows design-build contracts for a county, municipality, special district as defined in chapter 189, or other political subdivision of the state seeking to construct or improve a public building, structure, or other public construction works.	3/8/12: In HOUSE. Ordered engrosses, then enrolled	ENACTED
	FL	SB 1202	12/7/2011	Bogdanoff	Relates to construction liens and bonds; requires that the bond number be stated on the first page of a payment and performance bond relating to a public works construction project; extends the time period for a claimant to serve a notice to contractor or a notice of nonpayment or to file suit against the contractor or surety if the bond is not recorded or if the claimant was not notified of the existence of the bond in writing. For construction-management or design-build contracts, if the public owner does not include in the bond amount the cost of design or other nonconstruction services, the bond may not be conditioned on performance of such services or payment to persons furnishing such services.	3/9/12: In SENATE. Laid on table, refer to H897	Reassigned
	FL	SB 1416	1/10/2012	Bogdanoff	Allows design-build contracts for a county, municipality, special district as defined in chapter 189, or other political subdivision of the state seeking to construct or improve a public building, structure, or other public construction works.	3/8/12: In SENATE. Laid on table, refer to H7027	Reassigned
<b>Southeast</b>							
	GA	HB 817	1/26/2012	Nimmer	The DOT is now allowed to use design-build on 50% of the total amount of construction projects awarded in the previous fiscal year (previously 30%).	3/26/12: Eligible for GOVERNOR'S desk	Passed HOUSE & SENATE
	GA	SB 463	2/17/2012	Hill Ju	Relates to procedures for design-build contracts with the Department of Transportation, so as to remove the requirement that the department accept the lowest bid in proposals for design-build projects; provides for the percentage of design-build projects the department may award; removes certain limitations on the percentage of design-build contracts the department may award; removes certain reporting requirements of the department related to design-build proposal awards.	2/21/12: To SENATE Committee on TRANSPORTATION.	Pending
	GA	SB 445	2/15/120	Hamrick	A general contracting performing a design-build contract shall clearly indicate at the time of such offer that all design services shall be performed by a duly licensed and registered architect or engineer in compliance with all other provisions of this chapter.	2/28/12: In SENATE. Withdrawn from further consideration	Pending
	GA	HB 131	2/1/2011	Epps J	exempt design-build and public-private partnership projects from the requirements regarding the preparation of an erosion and sediment control plan	4/14/11: Referred to HOUSE Committee on TRANSPORTATION	Pending
<b>Mid-Atlantic</b>							
	MD	HB 890	2/9/2012	Prince George's County Delegation & Montgomery County Delegation	Expands the definition of "facilities construction contract" to include the construction of a pipeline in order to authorize the Washington Suburban Sanitary Commission to enter into a specified design/build contract for pipeline construction; repeals a prohibition on the Commission from entering into a design/build contract for a pipeline.	3/20/12: To SENATE Committee on EDUCATION, HEALTH AND ENVIRONMENTAL AFFAIRS	Passed HOUSE
	MD	HB 867	2/9/2012	Hubbard	Designates design-build as an alternative financing method for Public School Construction Funding and Children's Indoor Environmental Health	3/5/12: Withdrawn from further consideration	DIED
	MD	HB 1212	2/10/2012	Mizeur	Designates design-build as an alternative financing method for Building Better Schools Through Innovation Act	3/5/12: Withdrawn from further consideration	DIED

	MD	HB 1246	2/10/2012	Mitchell	Designates design-build as an alternative financing method for Baltimore City Public School Construction Authority	3/12/12: Withdrawn from further consideration	DIED
	VA	HB 29	12/19/2011	Putney	The Department of Corrections may authorize and initiate design-build contracts as deemed appropriate by the Director, Department of Corrections, in accordance with Sections 2.2-4301 and 2.2-4306, Code of Virginia. Also, Projects being developed and procured through adopted state, local or regional design-build provisions, other than those required by Section 33.1-12(2)(b), Code of Virginia, may be considered for funding from the Transportation Partnership Opportunity Fund. In addition, an application requesting funding from the fund shall be limited to requesting only one form of assistance and the limitations included in Section 33.1-221.1:8(E), Code of Virginia.	2/29/12: Failed to Pass SENATE	DIED
	VA	SB 29	12/19/2012	Colgan	The Department of Corrections may authorize and initiate design-build contracts as deemed appropriate by the Director, Department of Corrections	2/29/12: Failed to Pass SENATE	DIED
	VA	HB 30	12/19/2011	Putney	The Department of Corrections may authorize and initiate design-build contracts as deemed appropriate by the Director, Department of Corrections	2/29/12: Failed to Pass SENATE	DIED
	VA	SB 30	12/19/2012	Colgan	The Department of Corrections may authorize and initiate <b>design-build</b> contracts as deemed appropriate by the Director, Department of Corrections, in accordance with Section Section 2.2-4301 and 2.2-4306, Code of Virginia. Projects being developed and procured through adopted state, local or regional design-build provisions, other than those required by Section 33.1-12(2)(b), Code of Virginia, may be considered for funding from the Transportation Partnership Opportunity Fund. In addition, an application requesting funding from the fund shall be limited to requesting only one form of assistance and the limitations included in Section 33.1-221.1:8(E), Code of Virginia.	2/23/12: Failed to pass SENATE	DIED
	VA	SB 639	1/20/2012	Wagner	(b) The Commonwealth Transportation Board may award contracts for the construction of transportation projects on a design-build basis. These contracts may be awarded after a written determination is made by the Commissioner of Highways or the Director of the Department of Rail and Public Transportation, pursuant to objective criteria previously adopted by the Board regarding the use of design-build, that delivery of the projects must be expedited and that it is not in the public interest to comply with the design and construction contracting procedures normally followed. Such objective criteria will include requirements for prequalification of contractors and competitive bidding processes. These contracts shall be of such size and scope to encourage maximum competition and participation by agency prequalified and otherwise qualified contractors. Such determination shall be retained for public inspection in the official records of the Department of Transportation or the Department of Rail and Public Transportation, as the case may be, and shall include a description of the nature and scope of the project and the reasons for the Commissioner's or Director's determination that awarding a design-build contract will best serve the public interest. The provisions of this section shall supersede contrary provisions of subsection D of Section 2.2-4303 and Section 2.2-4306.	3/17/12:*****To GOVERNOR.	Passed HOUSE & SENATE
	VA	HB 1248	1/20/2012		(b) The Commonwealth Transportation Board may award contracts for the construction of transportation projects on a design-build basis. These contracts may be awarded after a written determination is made by the Commissioner of Highways or the Director of the Department of Rail and Public Transportation, pursuant to objective criteria previously adopted by the Board regarding the use of design-build, that delivery of the projects must be expedited and that it is not in the public interest to comply with the design and construction contracting procedures normally followed. Such objective criteria will include requirements for prequalification of contractors and competitive bidding processes. These contracts shall be of such size and scope to encourage maximum competition and participation by agency prequalified and otherwise qualified contractors. Such determination shall be retained for public inspection in the official records of the Department of Transportation or the Department of Rail and Public Transportation, as the case may be, and shall include a description of the nature and scope of the project and the reasons for the Commissioner's or Director's determination that awarding a design-build contract will best serve the public interest. The provisions of this section shall supersede contrary provisions of subsection D of Section 2.2-4303 and Section 2.2-4306.	3/17/12:*****To GOVERNOR.	Passed HOUSE & SENATE

	VA	HB 1295	1/25/2012	Byron	By the Commonwealth, its departments, agencies and institutions on a fixed price <b>design-build</b> basis or construction management basis under Section 2.2-4306. By any governing body of a locality with a population in excess of 100,000, provided that the locality has the personnel, procedures, and expertise to enter into a contract for construction on a fixed price or not-to-exceed price design-build or construction management basis and shall otherwise be in compliance with the provisions of this section, Section 2.2-4308, and other applicable law governing design-build or construction management contracts for public bodies other than the Commonwealth. The procedures of the local governing body shall be consistent with the two-step competitive negotiation process established in Section 2.2-4301	3/17/12: ***** To GOVERNOR.	Passed HOUSE & SENATE
	VA	HB 1193	1/18/2012	Villanueva	Construction may be procured only by competitive sealed bidding unless not practicable or not fiscally advantageous to the public.	2/27/12: In SENATE Committee: Passed by indefinitely.	Passed HOUSE
	VA	HB 1300	3/1/2012	Putney	The Department of Corrections may authorize and initiate <b>design-build</b> contracts as deemed appropriate by the Director, Department of Corrections, in accordance with Section Section 2.2-4301 and 2.2-4306, Code of Virginia. Projects being developed and procured through adopted state, local or regional design-build provisions, other than those required by Section 33.1-12(2)(b), Code of Virginia, may be considered for funding from the Transportation Partnership Opportunity Fund. In addition, an application requesting funding from the fund shall be limited to requesting only one form of assistance and the limitations included in Section 33.1-221.1:8(E), Code of Virginia.	3/27/12:*****To CONFERENCE Committee.	Passed HOUSE & SENATE
	VA	HB 1301	3/1/2012	Putney	The Department of Corrections may authorize and initiate <b>design-build</b> contracts as deemed appropriate by the Director, Department of Corrections, in accordance with Section Section 2.2-4301 and 2.2-4306, Code of Virginia. Projects being developed and procured through adopted state, local or regional design-build provisions, other than those required by Section 33.1-12(2)(b), Code of Virginia, may be considered for funding from the Transportation Partnership Opportunity Fund. In addition, an application requesting funding from the fund shall be limited to requesting only one form of assistance and the limitations included in Section 33.1-221.1:8(E), Code of Virginia.	3/27/12:*****To CONFERENCE Committee.	Passed HOUSE & SENATE
	VA	HB 582	1/11/2012	Watson	Construction may be procured only by competitive sealed bidding unless not practicable or not fiscally advantageous to the public.	2/17/12: Left in Committee	DIED
	VA	SB 260	1/11/2012	Ebbin	Construction may be procured only by competitive sealed bidding unless not practicable or not fiscally advantageous to the public.	1/11/12: To SENATE Committee on GENERAL LAWS and TECHNOLOGY.	Pending
	VA	HB 1144	1/16/2012	Watson	<b>An architect or professional engineer who is licensed pursuant to Chapter 4 (Section 54.1-400 et seq.) shall not be required to be licensed or certified to engage in, or offer to engage in, contracting work or operate as an owner-developer in the Commonwealth in accordance with this chapter when bidding upon or negotiating design-build contracts or performing services other than construction services under a design-build contract. However, the construction services offered or rendered in connection with such contracts shall only be rendered by a contractor licensed or certified in accordance with this chapter.</b>	3/1/12: *****To GOVERNOR	Enrolled
<b>Liberty</b>							
	DE	SB 20	2/28/2012	DeLuca	The Department of Transportation is hereby authorized to continue utilization of the design-build contract mechanism for a total of twelve transportation construction projects (nine of which have been authorized).	1/28/12: To SENATE Committee on BOND BILLS.	Pending
	DE	HB 260	1/26/2012	Giligan	<b>Design-Build</b> Contracts. The Department of Transportation is hereby authorized to continue utilization of the <b>design-build</b> contract mechanism for a total of twelve transportation construction projects (nine of which have been authorized).	1/26/12: To HOUSE Committee on CAPITAL INFRASTRUCTURE.	Pending

	NJ	AB 1561	1/10/2012	Wisniewski	Establishes design-build delivery system for NJ Turnpike Authority. Establishes a design-build technical review committee. Establishes a two-phase procedure for awarding design-build contracts. Design-build contract award goes to lowest bidder.	1/10/12: To ASSEMBLY Committee on TRANSPORTATION, PUBLIC WORKS AND INDEPENDENT AUTHORITIES.	Pending
	NJ	AB 1332	1/10/2012	Greenwald	"Design-Build Construction Services Procurement Act" establishes procedures for awarding of design-build contracts.	1/10/12: To ASSEMBLY Committee on HOUSING and LOCAL GOVERNMENT.	Pending
	NJ	AB 220	1/10/2012	DeAngelo	Provides explicit authorization for the Schools Development Authority to use the design/build/operate/maintain procurement model for school facilities projects.	1/10/12: To ASSEMBLY Committee on EDUCATION.	Pending
	NJ	SB 1211	1/23/2012	Sacco	Establishes design-build delivery system for New Jersey Turnpike Authority projects.	1/23/12: To SENATE Committee on TRANSPORTATION.	Pending
	NJ	SB 3092	9/26/2011	Norcross	Provides explicit authorization for the Schools Development Authority to use the design/build/operate/maintain procurement model for school facilities projects.	11/10/11: To SENATE Committee on EDUCATION.	Pending
	NJ	AB 1475	1/12/2010	Winsniewski	Permits NJTA to undertake design-build procurements.	12/5/11: Amended on ASSEMBLY Floor.	Pending
	NJ	AB 4316	11/21/2011	DeAngelo	Provides explicit authorization for the Schools Development Authority to use the design/build/operate/maintain procurement model for school facilities projects.	11/21/11: To ASSEMBLY Committee on EDUCATION.	Pending
	NJ	SB 1815	3/6/2012	Norcross	Establishes procedures for awarding design-build contracts	3/15/12: TO SENATE Committee on COMMUNITY AND URBAN AFFAIRS	Pending
	NJ	AB 2576	2/16/2012	Vaineri Huttle	This bill directs the New Jersey Sports and Exposition Authority to provide for the establishment and operation of a casino at the Meadowlands Complex which will commence operations not later than January 1, 2014. The authority will solicit bids and award a contract or contracts to <b>design, build</b> , operate and maintain a casino within the boundaries of the complex.	2/21/12: TO ASSEMBLY Committee on REGULATORY OVERSIGHT AND GAMING	Penidng
	NY	AB 4735	2/7/2011	Canestrari	Authorizes design-build for all state agencies.	9/16/11: Amend in ASSEMBLY Committee on HIGHER EDUCATION.	Pending
	NY	AB 5799	3/1/2011	Schimminger	Relates to tuition increases, leasing, contracting, and the overall daily operation at the State University of New York at Buffalo.	3/1/11: To ASSEMBLY Committee on HIGHER EDUCATION.	Pending
	NY	SB 3035	2/7/2011	LaValle	Authorizes the use of an alternative project delivery method, including design-build and construction management-at-risk as methods for the construction, reconstruction, alteration, repair or improvement of a state building.	9/19/11: Amended in Senate Committee on EDUCATION.	Pending

	NY	SB 3143	2/9/2011	Grisanti	Section 11. Section 373 of the education law is amended by added a new subdivision 20 to read as follows: [A> 20. TO DESIGN, CONSTRUCT, ACQUIRE, RECONSTRUCT, REHABILITATE AND IMPROVE ACADEMIC BUILDINGS, DORMITORIES AND OTHER FACILITIES FOR USE BY STUDENTS, FACULTY AND STAFF OF THE STATE UNIVERSITY OF NEW YORK AT BUFFALO USING ANY PROJECT DELIVERY METHOD, INCLUDING BUT NOT LIMITED TO, DESIGN/BID/BUILD, DESIGN/BUILD OR CONSTRUCTION MANAGER AT RISK, THAT WILL ASSIST THE FUND IN FULFILLING ITS PURPOSES UNDER SECTION THREE HUNDRED SEVENTY-TWO OF THIS ARTICLE. <A]	1/4/12: To SENATE Committee on HIGHER EDUCATION.	Pending
	NY	SB 1653	1/12/2011	Dilan	Related to alternative project delivery methodologies.	2/1/12: Amended in SENATE Committees on TRANSPORTATION	Pending
	PA	HB 3	2/14/2011	Geist	Authorizes design-build and P3 for transportation projects.	4/4/12: In HOUSE Committee on APPROPRIATIONS. Passed HOUSE. *****To SENATE.	PASSED HOUSE.
	PA	SB 344	2/1/2011	Rafferty	Authorizes design-build and P3 for transportation projects.	12/15/11: To HOUSE Committee on TRANSPORTATION.	PASSED SENATE.
<b>New England</b>							
	CT	SB 33	2/8/2012	Williams D	The Commissioner of Transportation may, as an alternative to using a design-bid-build contract pursuant to chapter 238 of the general statutes, designate specific projects to be completed using a (1) construction-manager-at-risk contract with a guaranteed maximum price, or (2) design-build contract.	3/29/12: Reissued by Legislative Commissioner's Office with File No. 157.	Pending
	CT	HB 5212	2/16/2012	Mushinsky	Expands the department of transportation's authority to use design-build contracts; speeds the completion of transportation projects, thus reducing costs.	3/21/12: Failed Joint Favorable deadline	Pending
	MA	SB 1940 - (Companion Bills: SB 1900, SB 1905)	6/9/2011	Senate Floor	Section 58. (g) This section shall not apply to the procurement of architectural, engineering and related professional services by agencies: (i) when an agency determines in writing that it is in the best interest of the agency to proceed with the immediate selection of a firm; (ii) in emergencies when immediate services are necessary to protect the public health and safety; or (iii) when these services are to be provided as part of a design-build project pursuant to sections 14 to 21, inclusive, of chapter 149A.	2/29/12: In HOUSE. CONFERENCE Committee members appointed	Passed HOUSE & SENATE