
SENATE BILL 5742

State of Washington

57th Legislature

2001 Regular Session

By Senators Haugen, Horn, Winsley, Oke and McDonald; by request of The Blue Ribbon Commission on Transportation

Read first time 02/01/2001. Referred to Committee on Transportation.

1 AN ACT Relating to design-build procedures for public works;
2 amending RCW 47.20.750, 47.20.755, and 47.20.765; repealing RCW
3 47.20.775; repealing 1998 c 195 s 7 (uncodified); and declaring an
4 emergency.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 **Sec. 1.** RCW 47.20.750 and 1998 c 195 s 1 are each amended to read
7 as follows:

8 The legislature finds and declares that a contracting procedure
9 that facilitates construction of transportation facilities in a more
10 timely manner may occasionally be needed to ensure that construction
11 can proceed simultaneously with the design of the facility. The
12 legislature further finds that the design-build process and other
13 alternative project delivery concepts achieve the goals of time savings
14 and avoidance of costly change orders.

15 **Sec. 2.** RCW 47.20.755 and 1998 c 195 s 2 are each amended to read
16 as follows:

17 The department of transportation shall develop(~~(, by January 1,~~
18 ~~1999,)) a process for awarding competitively bid highway construction~~

1 contracts for projects over ten million dollars that may be constructed
2 using a design-build procedure. As used in this section, "design-build
3 procedure" means a method of contracting under which the department of
4 transportation contracts with another party for such party to both
5 design and build the structures, facilities, and other items specified
6 in the contract.

7 The process developed by the department (~~shall~~) must, at a
8 minimum, include the scope of services required under the design-build
9 procedure, contractor prequalification requirements, criteria for
10 evaluating technical information and project costs, contractor
11 selection criteria, and an issue resolution procedure. If a request
12 for proposal will be used, the requirements of RCW 39.10.050 (4), (5),
13 and (6) apply.

14 **Sec. 3.** RCW 47.20.765 and 1998 c 195 s 4 are each amended to read
15 as follows:

16 The department of transportation, the department of licensing, and
17 the Washington state patrol may use the design-build procedure for
18 public works projects over ten million dollars where:

19 (1) The construction activities are highly specialized and a
20 design-build approach, as defined in RCW 47.20.755, is critical in
21 developing the construction methodology; or

22 (2) The projects selected provide opportunity for greater
23 innovation and efficiencies between the designer and the builder; or

24 (3) Significant savings in project delivery time would be realized.

25 NEW SECTION. **Sec. 4.** The following acts or parts of acts are each
26 repealed:

27 (1) RCW 47.20.775 (Design-build--Demonstration projects) and 1998
28 c 195 s 6; and

29 (2) 1998 c 195 s 7 (uncodified).

30 NEW SECTION. **Sec. 5.** This act is necessary for the immediate
31 preservation of the public peace, health, or safety, or support of the
32 state government and its existing public institutions, and takes effect
33 immediately.

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