2021 Regular Session

HOUSE BILL NO. 606

BY REPRESENTATIVE BRASS

1 AN ACT 2 To amend and reenact R.S. 48:250.2(A) and (B) and 250.3(C) through (E)(1)(a), relative to 3 the Department of Transportation and Development design-build contracts; to 4 provide for a pool of pre-qualified design-builders; to remove the requirement for 5 legislative approval for the department to use the design-build method; to expand the 6 qualification specific to the type of work experience of design component members; 7 to provide for an effective date; and to provide for related matters. 8 Be it enacted by the Legislature of Louisiana: 9 Section 1. R.S. 48:250.2(A) and (B) and 250.3(C) through (E)(1)(a) are hereby 10 amended and reenacted to read as follows: 11 §250.2. Design-build contracts; administration 12 A. Notwithstanding any law to the contrary or the requirements of this Part, 13 if the secretary determines it is in the best interest of the taxpayers, the Department 14 of Transportation and Development, with approval of the House and Senate 15 transportation, highways, and public works committees, may formulate, develop, and 16 implement a program to combine the design and construction phases of a 17 transportation facility or facilities, including but not limited to highways, 18 interchanges, bridges, ferries on the Mississippi River, or tunnels into a single 19 contract. 20 B. This program shall allow use of the design-build method to construct the 21 new Mississippi River Bridge at St. Francisville, (connection to U.S. Hwy. 61), including approach structures and connecting roadways, which project is included 22 23 in the Transportation Infrastructure Model for Economic Development program.

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The secretary may also select additional projects or combine a program of projects to utilize the design-build method. The Department of Transportation and Development shall submit any project selected for the design-build method to the House and Senate transportation, highways, and public works committees for approval.

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§250.3. Design-build contracts; qualifications of design-build entities; public announcement procedures; letters of interest; selection of short list; bid proposals by competitors; qualifications evaluation committee; proposal review committee; selection and process of award

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C. A notice of intent to request letters of interest for a design-build project, or for a pool of pre-qualified design-builders that shall remain pre-qualified for up to two years, shall be distributed by the department through advertisement on the Department of Transportation and Development's Internet webpage. All notices of intent shall be advertised a minimum of ten days prior to the deadline for receipt of responses and shall contain a description of the project or type of work, and sufficient information for a design-builder to determine its interest and to enable it to submit a letter of interest. The department may readvertise the notice of intent using additional media or publications in an attempt to solicit additional responses if the number of responses received by the department is inadequate.

D. The department shall provide a "Request for Qualifications"(RFQ) to design-builders who submit a letter of interest. The department shall identify all required information in the request for qualifications and in the standard response forms provided by the department. The response to the request for qualifications shall include statements of qualification by credentials and experience of design component members for the areas of expertise specific to the project or type of work and statements of qualification by experience and resources of the construction team component. The completed response form and any other required information shall be transmitted to the department by the responding design-builder by the deadline

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to submit such forms and information as provided in the request for qualifications. Any response failing to meet all of the requirements contained in the request for qualifications shall not be considered by the department. False or misrepresented information furnished in response to a request for qualifications shall be grounds for rejection by the department.

- E.(1) The chief engineer, with concurrence of the secretary, shall establish a design-build qualifications evaluation committee for evaluation of the responses to the request for qualifications received by the department. The following general criteria used by the qualifications evaluation committee in evaluating responses to the request for qualifications for design-build services shall apply to both the design and construction components of any responding entity:
- (a) Experience of both the design and construction entity components and of key personnel as related to the project or <u>type of work</u> under consideration.

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Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

S	SPEAKER OF THE HOUSE OF REPRESENTATIVES
Ī	PRESIDENT OF THE SENATE
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(GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____