## SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Appel to Reengrossed House Bill No. 559 by Representative Brossett

## 1 AMENDMENT NO. 1

- 2 On page 1, line 2, after "R.S. 38:2225.2.1(A)(3)" insert "(D)(4)(b) and (c), (5), and (F),"
- 3 AMENDMENT NO. 2
- 4 On page 1, line 3, after "(6)," insert "and (G),"
- 5 AMENDMENT NO. 3
- 6 On page 1, line 7, after "R.S. 38:2225.2.1(A)(3)" insert "(D)(4)(b) and (c), (5), and (F)"

7 <u>AMENDMENT NO. 4</u>

- 8 On page 1, line 8, after "(6)," insert ", and (G)"
- 9 AMENDMENT NO. 5

10 On page 2, between lines 8 and 9, insert the following:

11 "\* \* \*

D. The procedures promulgated by the division of administration, office of facility planning and control, provided for in Subsection C of this Section shall include, at a minimum, the following provisions: \* \* \* \*

16 (4)(a) \* \* \*

(b) The primary design-build evaluation committee shall consist of a minimum of
 three members , one designated by the head of the public entity and two designated by the
 <u>commissioner of administration</u> according to the rules established pursuant to this
 Subsection.

(c) The primary evaluation committee shall evaluate the qualifications of responding design-builders on the basis of the criteria set forth in this Subsection and the rules established pursuant to this Subsection and shall select a short list of not fewer than thee of the highest rated entities, however, if fewer than three responses are received, the head of the public entity may approve proceeding with the design-build process. the project shall proceed in accordance with R.S. 38:2212.1.

27 (5)(a) The specific requirements of the technical proposal shall be identified by the 28 public entity to the design-builders making the short list by means of a "Scope of Services 29 Package." Generally, the technical proposal shall include discussions of design strategy and 30 preliminary design concepts, space standards, space planning, fundamental requirements, 31 quality standards, capacities, other design related issues, materials, the schedule for commencement and completion of all phases of work, and a lump sum cost for all services 32 33 in fulfillment of the requirements and within the constraints of the "Scope of Services 34 Package."

(b) For more complex projects and projects with scopes which permit flexibility and
 innovation in the design approach, the public entity may compensate unsuccessful and
 responsive short-listed entities for the expense of preparing the technical proposal. The

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determination of whether or not compensation will be paid for the technical proposal and the
 amount shall be predetermined by the public entity and shall be included in the scope of

amount shall be predetermined by the public entity and shall be included in the scope of
 services package. The public entity may use concepts submitted by any paid short-listed

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4 design-builder in the construction of the project.

5 \* \*

## F. <u>The successful design-builder contractor shall provide bonds and insurance</u> in accordance with R.S. 38:2219. Further, the successful design-builder contractor shall provide professional liability insurance with limits at a minimum equal to those established by the Division of Administration, but in no case less than 10% of the contract sum. Such insurance shall include coverage for completed projects and shall remain in force for a minimum of five (5) years after the project is accepted.

12 (G.) The provisions of this Section shall supersede any conflicting provisions of any 13 other law, including but not limited to the requirements of Chapter 10 of this Title. The 14 provisions of this Section shall supersede any conflicting provisions of any other law, 15 including but not limited to the requirements of Chapter 10 of this Title."