

By: Canales

H.B. No. 2830

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to certain requirements for and limitations on  
3 design-build contracts for highway projects of the Texas Department  
4 of Transportation.

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

6 SECTION 1. Section 223.242(d-1), Transportation Code, is  
7 amended to read as follows:

8 (d-1) The department may not enter into more than six  
9 [~~three~~] contracts under this section in each state fiscal biennium  
10 [~~year~~].

11 SECTION 2. Section 223.246(a), Transportation Code, is  
12 amended to read as follows:

13 (a) The department shall issue a request for proposals to  
14 proposers short-listed under Section 223.245. A request for  
15 proposals must include:

- 16 (1) information on the overall project goals;
- 17 (2) publicly available cost estimates for the  
18 design-build portion of the project;
- 19 (3) materials specifications;
- 20 (4) special material requirements;
- 21 (5) a [~~schematic~~] design approximately 30 percent  
22 complete;
- 23 (6) known utilities, provided that the department is  
24 not required to undertake an effort to locate utilities;

1           (7) quality assurance and quality control  
2 requirements;

3           (8) the location of relevant structures;

4           (9) notice of any rules or goals adopted by the  
5 department relating to awarding contracts to disadvantaged  
6 business enterprises or small business enterprises;

7           (10) available geotechnical or other information  
8 related to the project;

9           (11) the status of any environmental review of the  
10 project;

11           (12) detailed instructions for preparing the  
12 technical proposal required under Subsection (d), including a  
13 description of the form and level of completeness of drawings  
14 expected;

15           (13) the relative weighting of the technical and cost  
16 proposals required under Subsection (d) and the formula by which  
17 the proposals will be evaluated and ranked; and

18           (14) the criteria to be used in evaluating the  
19 technical proposals, and the relative weighting of those criteria.

20       SECTION 3. Section [223.246\(a\)](#), Transportation Code, as  
21 amended by this Act, applies only to a highway project for which a  
22 request for qualifications is issued on or after the effective date  
23 of this Act. A highway project for which a request for  
24 qualifications is issued before the effective date of this Act is  
25 governed by the law in effect on the date the request for  
26 qualifications was issued, and that law is continued in effect for  
27 that purpose.

1 SECTION 4. This Act takes effect September 1, 2019.