

1-1 By: Canales (Senate Sponsor - Hancock) H.B. No. 2830  
 1-2 (In the Senate - Received from the House April 26, 2019;  
 1-3 April 29, 2019, read first time and referred to Committee on  
 1-4 Transportation; May 13, 2019, reported favorably by the following  
 1-5 vote: Yeas 7, Nays 0; May 13, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14			X	
1-15			X	
1-16	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to certain requirements for and limitations on  
 1-20 design-build contracts for highway projects of the Texas Department  
 1-21 of Transportation.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 223.242(d-1), Transportation Code, is  
 1-24 amended to read as follows:

1-25 (d-1) The department may not enter into more than six  
 1-26 [~~three~~] contracts under this section in each state fiscal biennium  
 1-27 [~~year~~].

1-28 SECTION 2. Section 223.246(a), Transportation Code, is  
 1-29 amended to read as follows:

1-30 (a) The department shall issue a request for proposals to  
 1-31 proposers short-listed under Section 223.245. A request for  
 1-32 proposals must include:

- 1-33 (1) information on the overall project goals;
- 1-34 (2) publicly available cost estimates for the  
 1-35 design-build portion of the project;
- 1-36 (3) materials specifications;
- 1-37 (4) special material requirements;
- 1-38 (5) a [~~schematic~~] design approximately 30 percent  
 1-39 complete;
- 1-40 (6) known utilities, provided that the department is  
 1-41 not required to undertake an effort to locate utilities;
- 1-42 (7) quality assurance and quality control  
 1-43 requirements;
- 1-44 (8) the location of relevant structures;
- 1-45 (9) notice of any rules or goals adopted by the  
 1-46 department relating to awarding contracts to disadvantaged  
 1-47 business enterprises or small business enterprises;
- 1-48 (10) available geotechnical or other information  
 1-49 related to the project;
- 1-50 (11) the status of any environmental review of the  
 1-51 project;
- 1-52 (12) detailed instructions for preparing the  
 1-53 technical proposal required under Subsection (d), including a  
 1-54 description of the form and level of completeness of drawings  
 1-55 expected;
- 1-56 (13) the relative weighting of the technical and cost  
 1-57 proposals required under Subsection (d) and the formula by which  
 1-58 the proposals will be evaluated and ranked; and
- 1-59 (14) the criteria to be used in evaluating the  
 1-60 technical proposals, and the relative weighting of those criteria.

1-61 SECTION 3. Section 223.246(a), Transportation Code, as

2-1 amended by this Act, applies only to a highway project for which a  
2-2 request for qualifications is issued on or after the effective date  
2-3 of this Act. A highway project for which a request for  
2-4 qualifications is issued before the effective date of this Act is  
2-5 governed by the law in effect on the date the request for  
2-6 qualifications was issued, and that law is continued in effect for  
2-7 that purpose.

2-8 SECTION 4. This Act takes effect September 1, 2019.

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