

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
AZ	HB 2304	Campbell (R)	1/11/2018	Extends the sunset date on horizontal construction using design-build, CMAR or job-order contracting from 2020 to 2025.	Passed	4/10/2018 Signed by Governor	Western Pacific	Transportation
AZ	HB 2622	Rivero (R)	2/5/2018	Creates the International Transportation and Trade Corridor Authority and authorizes them to use design-build.	Pending	3/20/2018 Held in Senate Committee on Transportation and Technology	Western Pacific	Transportation
AZ	SB 1403	Borrelli (R)	1/25/2018	Adjusts the procedure for payment of contractors for performance on design-build contracting. Reduced the percentage of money the owner must retain on monthly progress payments from 10% to 5%. Allows an owner to decline to certify and approve an estimate for specific reasons. Adds terms and definitions to the process for payment of contractors and the determination of completion.	Pending	2/14/2018 Held in Senate Committee on Government	Western Pacific	Transportation
CA	AB 96	Ting (D)	1/10/2017	California State Budget Bill	See AB 97	5/31/2017 Author's amendments adopted; re-referred to Committee on Budget	Western Pacific	General
CA	AB 97	Ting (D)	1/10/2017	California's Budget bill. Maintains several provisions for design-build project funding.	Passed	6/27/2017 Signed by Governor	Western Pacific	General

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CA	AB 111	Assembly Budget Committee	1/10/2017	Authorizes the Military Department to use design-build procurement process until January 1, 2025 for specified public works projects by awarding the contract using either the low bid or best value procurement methodology	Passed	6/27/2017 Signed by Governor	Western Pacific	General
CA	AB 115	Ting (D)	1/10/2017	Expands the list of eligible projects for cities and counties and for transit districts that may be delivered using design-build, to include up to 6 projects to be selected by the department for construction or rehabilitation of local streets and roads, including, but not limited to, bridge replacement and railroad grade separations. The bill would require 3 projects to be reserved for and selected by the Riverside County Transportation Commission (RCTC), with the first priority for the projects listed in a specific budget item of the Budget Act of 2016. Authorizes the implementation of the 91 Toll Connector to Interstate 15 North project through any delivery method authorized in law, including, but not limited to, the design-build method or CM/GC method.	Passed	6/27/2017 Signed by Governor	Western Pacific	Local; Transportation
CA	AB 851	Caballero (D)	2/16/2017	Authorizes design-build for the Santa Clara Valley Water District. Extends CMAR authorization for counties to 2023.	Passed	10/15/2017 Signed by Governor	Western Pacific	Water/Wastewater

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CA	AB 994	Muratsuchi (D)	2/16/2017	Authorizes until January 1, 2023, the Beach Cities Health District to use the design-build process for the construction of facilities or other buildings in that district	Passed	9/27/2017 Signed by Governor	Western Pacific	General
CA	AB 1454	Bloom (D)	2/17/2017	Eliminates the sunset date on the Department of Transportation's authority to enter into comprehensive development lease agreements with public and private entities.	Failed	2/1/2018 Died pursuant to Art. IV Sec. 10(c)	Western Pacific	P3; Transportation
CA	AB 1523	Obernolte (R)	2/17/2017	Expands the design-build procurement authorization to apply to entities responsible for the construction of transportation projects. Includes, for cities and counties, local streets and roads among those projects eligible for the design-build procurement process. Includes, for entities responsible for the construction of transportation projects, the construction of local street and road projects among those projects eligible for the design-build procurement process.	Passed	7/31/2017 Signed by Governor	Western Pacific	Transportation; Local
CA	AB 1806	Ting (D)	1/10/2018	2018 Budget Bill. Appropriates \$211.16 billion for design-build projects.	Pending	1/29/2018 Referred to Assembly Committee on Budget	Western Pacific	General

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CA	AB 1866	Fong (R)	1/12/2018	Authorizes CalTrans and regional transportation agencies to enter into comprehensive development lease agreements (P3s) until January 1, 2030. The bill would include the Santa Clara Valley Transportation Authority within the definition of regional transportation agency.	Pending	1/29/2018 Referred to Assembly Committee on Transportation	Western Pacific	Transportation; P3
CA	AB 2019	Aguiar-Curry (D)	2/5/2018	Requires housing projects delivered by health districts via design-build to be built with 20% of the units for affordable housing.	Pending	5/2/2018 Missed Hearing in Assembly Committee on Appropriations	Western Pacific	General; Local
CA	AB 2654	Quirk-Silva (D)	2/15/2018	Authorizes the County of Orange and the Orange County Flood Control District, indefinitely and without exclusion, to use design-build for public works infrastructure projects in excess of \$1,000,000.	Pending	5/3/2018 Read Second Time on Assembly Floor	Western Pacific	Local
CA	SB 72	Mitchell (D)	1/10/2017	California Budget bill. Same as AB 96 with language added for the a Sacramento project, "Consolidated Headquarters Complex--Design-Build 146,549,000"	See AB 97	5/26/2017 Authors amendments adopted; re-referred to Senate Committee on Budget and Fiscal Review	Western Pacific	General

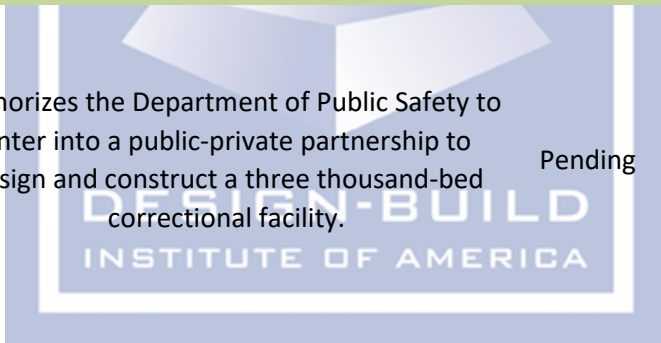
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CA	SB 95	Senate Budget and Fiscal Review Committee	1/11/2017	Authorizes the Military Department to use design-build procurement process until January 1, 2025 for specified public works projects by awarding the contract using either the low bid or best value procurement methodology.	See AB 111	6/19/2017 Rereferred to Assembly Committee on Budget	Western Pacific	General
CA	SB 99	Senate Budget and Fiscal Review Committee	1/11/2017	Expands the list of eligible projects for cities and counties and for transit districts that may be delivered using design-build, to include up to 6 projects to be selected by the department for construction or rehabilitation of local streets and roads, including, but not limited to, bridge replacement and railroad grade separations. The bill would require 3 projects to be reserved for and selected by the Riverside County Transportation Commission (RCTC), with the first priority for the projects listed in a specific budget item of the Budget Act of 2016. Authorizes the implementation of the 91 Toll Connector to Interstate 15 North project through any delivery method authorized in law, including, but not limited to, the design-build method or CM/GC method.	See AB 115	6/19/2017 Assembly Rule 97 waived; rereferred to Assembly Committee on Budget	Western Pacific	Local; Transportation
CA	SB 373	Canella (R)	2/14/2017	Authorizes the Stanislaus Regional Water Authority to use the design-build procurement process for its Regional Surface Water Supply Project.	Passed	9/30/2017 Signed by Governor	Western Pacific	Water/Wastewater

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
CA	SB 422	Wilk (R)	2/15/2017	Extends P3 authority for the DOT indefinitely and includes within a related definition of regional transportation agency the Santa Clara Valley Transportation Authority, thereby authorizing the authority to enter into public-private partnerships under provisions allowing comprehensive development lease agreements with public and private entities for projects that may charge users tolls and user fees.	Failed	2/1/2018 Returned to Secretary of State	Western Pacific	P3; Transportation
CA	SB 496	de Leon (D)	2/16/2017	Prohibits the cost to defend charged to the design professional from exceeding their proportionate percentage of fault. Requires the design professional to meet and confer with other parties regarding unpaid costs, in the event that one or more defendants is unable to pay its share of defense costs due to bankruptcy or dissolution of the business.	Passed	4/28/2017 Signed by Governor	Western Pacific	General
CA	SB 634	Wilk (R)	2/17/2017	Authorizes a pilot program for the Santa Clarita Valley Water Authority to award contracts for recycled water program capital facilities construction projects over \$500,000 using design-build or CMAR if, on or before September 30, 2018, the agency has entered into a community workforce agreement with the Los Angeles/Orange Counties Building and Construction Trades Council.	Passed	10/15/2017 Signed by Governor	Western Pacific	Water/Wastewater

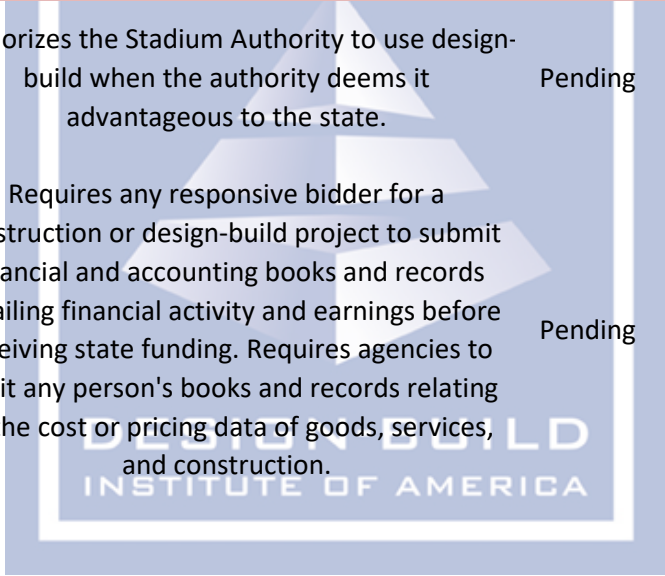
State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
CA	SB 768	Allen (D)	2/17/2017	Extends the authorization of the Department of Transportation and regional transportation agencies to enter into comprehensive development lease agreements with public and private entities, or consortia of those entities, for certain transportation projects that may charge certain users of those projects tolls and user fees.	Failed	2/1/2018 Returned to Secretary of State	Western Pacific	Transportation; P3
CA	SB 793	Hill (D)	2/17/2017	Authorizes the following entities to use design-build: the Peninsula Health Care District, and the Midpeninsula Regional Open Space District and the Santa Clara Valley Open-Space Authority. Exempts the Midpeninsula Regional Open Space District and the the Santa Clara Valley Open-Space Authority from the \$1 million project threshold requirement for local governments.	Passed	10/9/2017 Signed by Governor	Western Pacific	General
CA	SB 825	Beall (D)	1/3/2018	Specifies that the Department of Corrections and Rehabilitation may award construction contracts via design-build if on or before September 30, 2019, the department has entered into a community workforce agreement with the State Building and Construction Trades Council of California that applies to all construction contracts over five hundred thousand dollars.	Pending	4/23/2018 In Senate Committee on Appropriations: moved to suspense file	Western Pacific	General

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CA	SB 839	Mitchell (D)	1/10/2017	2018 Budget Bill. Appropriates \$211.16 billion for design-build projects.	Pending	1/10/2017 Introduced; referred to Senate Committee on Budget and Fiscal Review	Western Pacific	General
CO	SB 1	Baumgardner (R)	1/10/2018	Authorizes the Department of Transportation (DOT) to issue transportation revenue anticipation notes (TRANS) in a maximum principal amount of \$1.7 billion. Encourages the DOT to strongly consider the extent to which the use of design-build process is likely to reduce competition in bidding for the contract and increase the total costs to the state of designing and building the project. Specifically instructs DOT to consider how design-build excludes contractors that lack the capability or size to do both the design and construction work for projects.	Pending	5/3/2018 Amended; passed House Committee on Transportation	Rocky Mountain	Transportation
FL	HB 2271	Jones (D)	1/9/2018	Appropriates \$1 million from the State Transportation Trust Fund to the Department of Transportation for the Public-Private Partnership Development along State Road 7.	See HB 5001	1/9/2018 Referred to House Committee on Appropriations; Transportation & Tourism Appropriations Subcommittee	Florida	P3; Transportation

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FL	HB 4023	Burgess (R)	1/9/2018	Appropriates \$25 million from the State Transportation Trust Fund to the Department of Transportation to fund the I-75 and Overpass Road Interchange Design-Build project.	See HB 5001	1/9/2018 Referred to House Committee on Appropriations; Transportation & Tourism Appropriations Subcommittee	Florida	Transportation
FL	HB 5001	House Appropriations Committee	2/1/2018	Appropriates \$15 million from the State Transportation Trust Fund to the Department of Transportation to fund the I-75 and Overpass Road Interchange Design-Build project.	Passed	3/16/2018 Line Item Vetoed by Governor	Florida	Transportation
GA	HR 284	LaRiccia (R)	2/15/2017	Directs the House to conduct a study on the impact of design-bid-build and construction management delivery methods.	Passed	03/30/2017 In HOUSE. Read third time. Passed HOUSE.	Southeast	General
HI	HB 462	Takayama (D)	3/9/2017	Authorizes the Department of Public Safety to enter into a public-private partnership to design and construct a three thousand-bed correctional facility.	Pending	3/9/2018 Passed House; referred to Senate Committee on Public Safety, Intergovernmental and Military Affairs	Western Pacific	General; P3

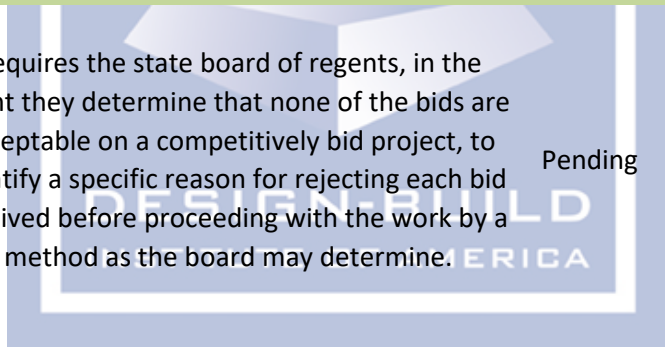


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HI	HB 627	Yamane (D)	1/20/2017	Authorizes the Department of Business, Economic Development, and Tourism to establish and fill one permanent state Public-Private Partnership Coordinator Position; requires the Coordinator to manage all public-private partnerships entered into the State and manage all contracts, proposals, and negotiations associated with the State's public-private partnerships; exempts public-private partnerships entered into by the Public Housing Authority.	Failed	7/11/2017 Vetoed by Governor	Western Pacific	P3
HI	HB 1128	Souki (D)	1/23/2017	Authorizes the Stadium Authority to use design-build when the authority deems it advantageous to the state.	Pending	11/30/2017 Carried over to 2018 Regular Session	Western Pacific	General
HI	HB 1387	LoPresti (D)	1/25/2017	Requires any responsive bidder for a construction or design-build project to submit financial and accounting books and records detailing financial activity and earnings before receiving state funding. Requires agencies to audit any person's books and records relating to the cost or pricing data of goods, services, and construction.	Pending	3/9/2017 Failed first crossover deadline	Western Pacific	General



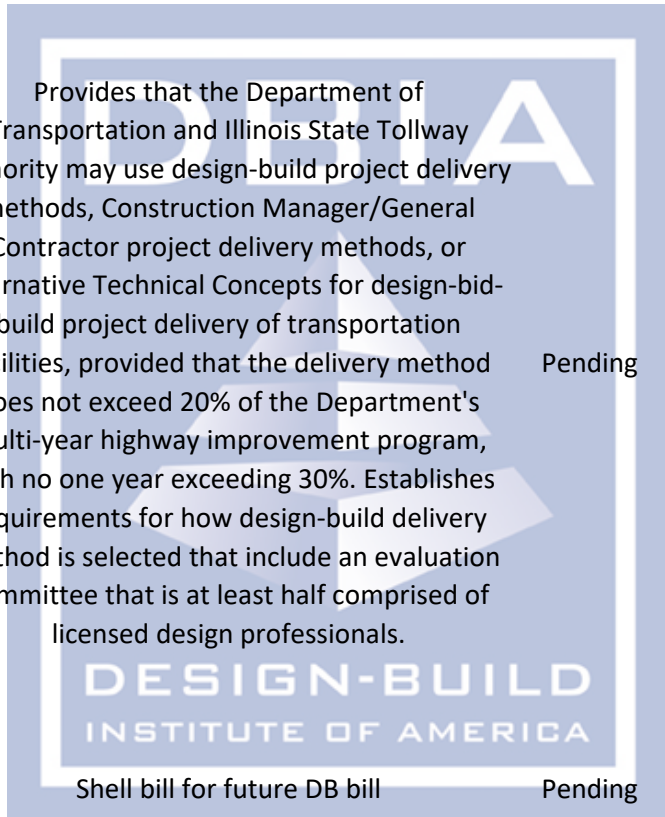
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HI	HB 2581	Nakamura (D)	1/24/2018	Creates the Office of Public-Private Partnership to coordinate collaboration among state and county agencies to analyze the value of potential public-private partnerships and to provide assistance and advise on best practices in delivering P3 projects. Authorizes the use of DBFOM and DBOM for the delivery of infrastructure facilities. Defines "infrastructure facilities" to include water, road/highway, rail, aviation and building projects.	Pending	3/20/2018 In Committee: measure deferred	Western Pacific	P3
HI	SB 994	Kouchi (D)	1/23/2017	Authorizes the State Stadium Authority to arrange or contract for a design-build integrated approach to project delivery when the authority deems it most advantageous to the State.	Pending	11/30/2017 Carried over to 2018 Regular Session	Western Pacific	General
HI	SB 1306	Dela Cruz (D)	1/25/2017	Establishes an office of public-private partnership within the Department of Business, Economic Development, and Tourism; requires that the office create a strategic plan; creates collaboration amongst state agencies to identify and implement public-private projects; and oversees and implements the public-private projects.	Pending	4/13/2017 Failed first crossover deadline	Western Pacific	P3
HI	SB 2705	Wakai (D)	1/19/2018	Establishes an office of public-private partnership within the Department of Business, Economic Development, and Tourism to oversee infrastructure project P3s.	Pending	4/26/2018 In Conference Committee; will reconvene	Western Pacific	P3

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HI	SCR 85	Dela Cruz (D)	3/8/2018	Urges the University of Hawaii system's vice president of budget and finance to develop a plan to redevelop the lower campus of the University of Hawaii at manoa through a public private partnership.	Pending	4/10/2018 Referred to House Committee on Higher Education	Western Pacific	P3
HI	SR 53	Dela Cruz (D)	3/8/2018	Urges the University of Hawaii system's vice president of budget and finance to develop a plan to redevelop the lower campus of the University of Hawaii at manoa through a public private partnership.	Passed	4/12/2018 Passed Senate	Western Pacific	P3
IA	HF 197	Pettengil (R)	2/1/2017	Requires the Board of Regents to further advertise projects, and make a specific determination for why they reject all bids on design-bid-build projects before it can be let out for design-build.	Failed	3/1/2017 Passed House Committee on State Government Subcommittee	Mid America	General
IA	HF 2301	House Local Government Committee	2/9/2018	Requires the state board of regents, in the event they determine that none of the bids are acceptable on a competitively bid project, to identify a specific reason for rejecting each bid received before proceeding with the work by a method as the board may determine.	Pending	3/15/2018 Referred to House Committee on Local Government	Mid America	General



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IA	HSB 513	House Local Government Committee	1/10/2018	Increases the requirements for the State Board of Regents (BOR) in advertising bids for projects greater than \$100,000. Requires the BOR to identify a specific reason for rejecting all bills received before using a different method other than low-bid design-bid-build. Traditionally, the BOR has used their ability to reject all bids and choose their own method as a means of using design-build.	Pending	2/9/2018 Becomes House File 2301	Mid America	General
IA	HSB 616	House State Government Committee	2/1/2018	Authorizes governmental entities to use design-build and CMAR. Specifies that design-build proposals may be solicited by either a three-phase, best value process or a two-phase qualifications based selection. Defines governmental entity as the state, political subdivisions of the state, public school corporations, and all officers, boards, or commissions empowered by law to enter into contracts for the construction of public improvements, excluding the state department of transportation. Adds a special exemption authorizing the state board of regents to be included under this authorization.	Pending	2/1/2018 Introduced; referred to House Committee on State Government.	Mid America	General

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IL	HB 2753	Evans M (D)	2/8/2017	Exempts DOT and State Toll Highway Authority design-build and P3 contracts from the penalty associated with spending state money on a public works project without having first obtained title to the land.	Pending	03/31/2017 Rereferred to HOUSE Committee on RULES.	Great Lakes	Transportation; P3
IL	HB 2755	Evans M (D)	2/8/2017	Provides that the Department of Transportation and Illinois State Tollway Authority may use design-build project delivery methods, Construction Manager/General Contractor project delivery methods, or Alternative Technical Concepts for design-bid-build project delivery of transportation facilities, provided that the delivery method does not exceed 20% of the Department's multi-year highway improvement program, with no one year exceeding 30%. Establishes requirements for how design-build delivery method is selected that include an evaluation committee that is at least half comprised of licensed design professionals.	Pending	4/28/2017 Referred to House Committee on Rules	Great Lakes	Transportation
IL	HB 2982	Arroyo (D)	2/9/2017	Shell bill for future DB bill	Pending	3/31/2017 Referred to Committee on Rules	Great Lakes	General
IL	HB 2996	Zalewski (D)	2/9/2017	Excludes Illinois from the rules of the procurement code.	Pending	3/31/2017 Referred to Committee on Rules	Great Lakes	General



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IL	HB 3266	Nekritz (D)	2/9/2017	Creates the Illinois High Speed Rail Authority with the authority to enter into Public-Private Partnerships.	Pending	3/31/2017 Referred to Committee on Rules	Great Lakes	Transportation
IL	HB 3289	Hoffman (D)	2/9/2017	Authorizes design-build for all state agencies, localities and institutions of higher education. Defines "design-builder" as an entity that desires to provide or contracts with an agency to provide design-build construction services. Qualified design-builders must have employees certified in Design-Build by the Design-Build Institute of America or any other national design-build accreditation program.	Pending	3/31/2017 Referred to Committee on Rules	Great Lakes	General
IL	HB 3855	Currie (D)	2/10/2017	Rescinds the language allowing the Public Building Commission and Chicago Park District to include any additional relevant criteria in Phase I that it deems necessary for a proper qualification review.	Passed	6/23/2017 Signed by Governor	Great Lakes	General



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IL	HB 5006	Spain (R)	2/14/2018	Authorizes design-build and construction management at risk for the Department of Transportation and State Toll Highway Authority. Specifies that these alternative methods may only be used by the DOT if the cost of the project does not exceed 20% of the Department's multi-year highway improvement program for any 5-year period with no one year period exceeding 30%. Specifies that these alternative methods may only be used by the Toll Highway Authority if the project does not exceed 20% of the Authority's annual improvement program	Pending	4/13/2018 Referred to Rules Committee Pursuant to Rule 19(a)	Great Lakes	Transportation
IL	HB 5014	Currie (D)	2/14/2018	Repeals the June 1, 2018 sunset date on Public Building Commissions' authority to use design-build.	Pending	4/27/2018 Referred to Rules Committee Pursuant to Rule 19(a)	Great Lakes	Local
IL	HB 5058	Evans M (D)	2/14/2018	Exempts public works projects let by the Department of Transportation or the Illinois State Toll Highway Authority constructed under a design-build contract from certain penalties related to commencing work on a project prior to obtaining the necessary lands by title, purchase, donation, condemnation or otherwise.	Pending	4/13/2018 Referred to Rules Committee Pursuant to Rule 19(a)	Great Lakes	Local

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IL	HB 5059	Evans M (D)	2/14/2018	<p>Authorizes design-build and construction management at risk for the Department of Transportation and State Toll Highway Authority. Specifies that these alternative methods may only be used by the DOT if the cost of the project does not exceed 20% of the Department's multi-year highway improvement program for any 5-year period with no one year period exceeding 30%. Specifies that these alternative methods may only be used by the Toll Highway Authority if the project does not exceed 20% of the Authority's annual improvement program.</p>	Pending	4/13/2018 Referred to Rules Committee Pursuant to Rule 19(a)	Great Lakes	Transportation
IL	HB 5468	McDermed (R)	2/16/2018	<p>Provides that the Department of Transportation and Illinois State Tollway Authority may use design-build project delivery methods, Construction Manager/General Contractor project delivery methods, or Alternative Technical Concepts for design-bid-build project delivery of transportation facilities, provided that the delivery method does not exceed 20% of the Department's multi-year highway improvement program, with no one year exceeding 30%. Establishes requirements for how design-build delivery method is selected that include an evaluation committee that is at least half comprised of licensed design professionals.</p>	Pending	4/13/2018 Referred to Rules Committee Pursuant to Rule 19(a)	Great Lakes	Transportation

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IL	HB 5593	Jones (D)	2/16/2018	Directs school districts to make a written determination as to whether it is in the best interests of the school district to enter into a design-build contract for each public project they undertake. Establishes criteria for soliciting and evaluating proposals.	Pending	4/27/2018 Referred to Rules Committee Pursuant to Rule 19(a)	Great Lakes	Local
IL	SB 6	Steans (D)	1/11/2017	Appropriated \$18 million for public-private partnerships to the Department of Transportation.	Passed	7/6/2017 Veto Overridden; enacted	Great Lakes	P3; Transportation
IL	SB 523	Cullerton (D)	1/24/2017	This is a shell bill for future design-build legislation. In its current form, this bill does not do anything, but, as is common practice in Illinois, this legislation was introduced to be amended into a substantive bill later in the session. Since it amends the Design-Build Procurement Act, we will be watching it this session.	Pending	8/4/2017 Re-referred to Assignments Committee	Great Lakes	General
IL	SB 1320	Sandoval (D)	2/9/2017	Provides that the Department of Transportation may use design-build project delivery methods, CM/GC project delivery methods, or Alternative Technical Concepts for design-bid-build project delivery of transportation facilities, provided that the delivery method does not exceed a specified amount.	Pending	5/31/2017 Referred to House Rules	Great Lakes	Transportation
IL	SB 1375	McConnaughay (R)	2/9/2017	Exempts design-build projects from the penalty incurred for proceeding with work on the project prior to purchasing the right of way or title to the property.	Pending	4/7/2017 Re-referred to Assignments Committee	Great Lakes	Transportation

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IL	SB 1401	McGuire (D)	2/9/2017	Authorizes institutions of higher education to enter into CM@R and design-build agreements.	Pending	8/4/2017 Re-referred to Assignments Committee	Great Lakes	General
IL	SB 2215	Brady (R)	6/15/2017	Appropriates \$18 million from the Road Fund to the Department of Transportation for any costs associated with the procurement of public private partnership agreements.	Pending	6/15/2017 Referred to Senate Committee on Assignments	Great Lakes	General
IL	SB 3002	Sandoval (D)	2/15/2018	Provides that the Department of Transportation and Illinois State Tollway Authority may use design-build project delivery methods, Construction Manager/General Contractor project delivery methods, or Alternative Technical Concepts for design-bid-build project delivery of transportation facilities, provided that the delivery method does not exceed 20% of the Department's multi-year highway improvement program, with no one year exceeding 30%. Establishes requirements for how design-build delivery method is selected that include an evaluation committee that is at least half comprised of licensed design professionals.	Pending	5/3/2018 3rd reading deadline established as May 11, 2018	Great Lakes	Transportation
IL	SB 3128	McGuire (D)	2/15/2018	Extends the Capital Development Board's design-build authority from July, 1, 2019 to July 1, 2021.	Pending	4/27/2018 Committee Amendment filed; referred to Rules Committee	Great Lakes	General

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IL	SB 3561	Munoz (D)	2/16/2018	Extends the sunset date on Public Building Commissions' design-build authority to June 1, 2023	Pending	4/26/2018 Referred to House Committee on Cities and Villages	Great Lakes	Local
IL	SJR 62	Sandoval (D)	4/13/2018	Authorizes the creation of a Task Force on Long-Term, Sustainable Infrastructure Funding to study, analyze and present its recommendations for the most viable and efficient infrastructure funding plan to be utilized by the State of Illinois. Directs the Task Force to assess new methods of delivery including and up to Design-Build-Finance-Operate-Maintain.	Pending	5/3/2018 Amendment No. 2 filed; referred to Senate Committee on Rules		
IN	HB 1015	Torr (R)	1/3/2018	Provides that the law concerning indemnity agreements in construction or design contracts applies to certain design-build contracts. Specifies that a provision in a professional services contract that requires indemnification and defense of a promisee for certain liability is void.	Failed	3/7/2018 House refused to concur in Senate amendments; referred to Conference Committee	Great Lakes	General
IN	HB 1271	Miller (R)	1/12/2018	Requires design criteria packages for public design-build projects to allow for bidding in open competition for acquisition of acceptable piping materials for use in the public project.	Failed	1/16/2018 Referred to House Committee on Government and Regulatory Reform	Great Lakes	General

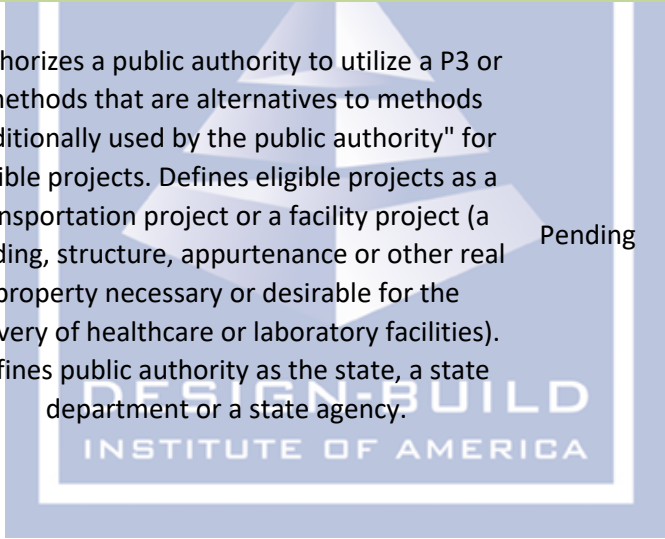
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KY	HB 91	Donohue (D)	1/2/2018	Requires all iron, steel, or manufactured goods used or supplied as a primary component in the performance of a contract and any subcontract to be manufactured in Kentucky. Applies to capital construction projects delivered design-build.	Pending	1/4/2018 Referred to House Committee on State Government	Ohio Valley	General
KY	HB 385	Upchurch (R)	2/15/2018	Authorizes the state Transportation Cabinet to use design-build for five major road and bridge projects each year, the cumulative cost of which should not exceed \$300 million per year and ten demonstration road and bridge projects each year, the cumulative cost of which should not exceed \$75 million.	Passed	4/2/2018 Signed by Governor	Ohio Valley	Transportation
KY	SB 203	Wise (R)	2/26/2018	Suspends the requirement for General Assembly approval for public-private partnership projects contracted for projects publicized prior to July 1, 2020. Allows discussion of the project after public notice has been given of the proposal and removes requirement for approval of the Government Contract Review Committee.	Passed	4/2/2018 Signed by Governor	Ohio Valley	P3
LA	HB 116	Zeringue (R)	3/12/2018	Authorizes and directs the Coastal Protection and Restoration Authority to promulgate, through the Administrative Procedure Act, rules, regulations, or guidelines for the implementation of their contracting authority which includes design-build.	Pending	5/2/2018 Passed Senate Committee on Natural Resources; reported from Legislative Bureau without amendments	Southwest	Local

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LA	HB 748	Emerson (R)	3/28/2018	Includes within the definition of "certification" a voluntary program for which a private organization grants nontransferable recognition to an individual who meets qualifications established by the private organization, but such individual is not lawfully required to perform a lawful occupation for compensation. Specifies that individuals possessing a "certification" from a voluntary program shall not utilize the term "certified" as a title.	Pending	4/11/2018 Referred to Senate Committee on Commerce, Consumer Protection and International Affairs	Southwest	General
MA	HB 2746	Naughton (D)	3/8/2017	Authorizes the Department of Transportation to enter into public-private partnerships for transportation projects.	Pending	4/11/2018 Passed Joint Committee on Transportation	New England	P3; Transportation
MA	HB 3741	Sarah Peake (D)	6/8/2017	Authorizes the department of environmental protection to issue project approval certificates for design-build contracts procured by the town of Orleans for the sewer works system. Specifies that design-build services included in such contracts shall be eligible for assistance under the Massachusetts Water Pollution Abatement Trust and any future revolving loan fund programs established by the commonwealth or the department of environmental protection.	Pending	6/29/2017 Passed Committee on Municipalities and Regional Government; referred to House Committee on Ways and Means	New England	Water/Wastewater

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
MA	HB 4318	Office of the Governor	3/19/2018	Authorizes municipalities individually or jointly to solicit proposals to enter into a public-private partnership for an eligible project. Defines eligible project as a, "building or facility, including associated collection and distribution infrastructure, used for public water supply or treatment, storm water treatment and disposal, waste water treatment and disposal, or flood control."	Pending	4/30/2018 Passed Joint Committee on Environment, Natural Resources and Agriculture	New England	P3
MD	HB 195	Prince Georges County Delegation	1/18/2018	Establishes the Prince George's County Public School Facility Construction Innovation Incentive Program to encourage the Prince George's County public school system to pursue innovative public school facility construction projects.	Failed	1/30/2018 Hearing Scheduled for 2/15/2018	Mid Atlantic	P3
MD	HB 1556	Valentino-Smith (D)	2/9/2018	Prohibits certain reporting agencies from issuing a public notice of solicitation for a public-private partnership unless the reporting agency provided notice and an opportunity to submit written comments to affected counties and municipalities. Prohibits the board of public works from approving a public-private partnership proposed by a reporting agency if the project involves foreign investment.	Failed	3/16/2018 Failed to pass House Committee on Environment and Transportation	Mid Atlantic	P3
MD	HB 1783	Jones (D)	3/1/2018	Adds design-construct-operate-maintain-finance arrangements to the list of authorized alternative financing methods for county boards.	Passed	4/5/2018 Enacted	Mid Atlantic	P3

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
MD	SB 473	Rosapepe (D)	1/26/2018	Establishes the Prince George's County Public School Facility Construction Innovation Incentive Program to encourage the Prince George's County public school system to pursue innovative public school facility construction projects.	Failed	1/26/2018 Introduced; referred to Senate Committee on Budget and Taxation	Mid Atlantic	P3
MD	SB 1236	Senate Budget and Taxation Committee	3/5/2018	Requires a draft environmental impact statement that complies with NEPA to be filed with various agencies at least 45 days before requesting that the Board of Public Works designate such project a public-private partnership.	Failed	3/5/2018 Introduced; referred to Senate Committee on Rules	Mid Atlantic	P3
MI	HB 4323	Cox (R)	3/7/2017	Creates a public-private partnership investment fund which shall provide for investments that include, but are not limited to, all of the following:a) Capital asset improvements including buildings, land, or structures; b) Energy resource exploration, extraction, generation, and sales; c) Financial and investment incentive opportunities; d) Infrastructure construction, maintenance, and operation; or e) Public-private sector joint ventures that provide economic benefit to an area or to the state.	Passed	7/14/2017 Line Item Vetoed by Governor	Great Lakes	P3

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
MI	HB 4368	Cox (R)	3/7/2017	Creates a public-private partnership investment fund which shall provide for investments that include, but are not limited to, all of the following:a) Capital asset improvements including buildings, land, or structures; b) Energy resource exploration, extraction, generation, and sales; c) Financial and investment incentive opportunities; d) Infrastructure construction, maintenance, and operation; or e) Public-private sector joint ventures that provide economic benefit to an area or to the state.	See HB 4323	3/16/2017 Referred to House Appropriations Committee	Great Lakes	P3
MI	SB 97	Kowall M (R)	2/2/2017	Authorizes a public authority to utilize a P3 or "methods that are alternatives to methods traditionally used by the public authority" for eligible projects. Defines eligible projects as a transportation project or a facility project (a building, structure, appurtenance or other real property necessary or desirable for the delivery of healthcare or laboratory facilities). Defines public authority as the state, a state department or a state agency.	Pending	11/28/2017 Amended; passed House Committee on Transportation and Infrastructure	Great Lakes	General; P3; Transportation



State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
MI	SB 218	Hildenbrand (R)	3/7/2017	Creates the public-private partnership investment fund within the Department of Technology, Management and Budget. Specifies that the fund may contribute to projects related to, among others, capital asset improvements including buildings, land, or structures; infrastructure construction, maintenance, and operation; or public-private sector joint ventures that provide economic benefit to an area or to the state.	See HB 4323	3/7/2017 Introduced; referred to Senate Committee on Appropriations	Great Lakes	General; P3; Transportation
MI	SB 373	Jones Ri (R)	5/10/2017	Authorizes school districts to utilize design-build provided that the design-builder employs an architect or engineer who is licensed in the state. Specifies that selection of the design-build team must be either a single-phase QBS or two-phase QBS/best value selection.	Pending	5/10/2017 Referred to Senate Committee on Michigan Competitiveness	Great Lakes	General; Local
MN	HB 633	Johnson (DFL)	1/30/2017	Increases state spending on design-build Trunk Highway projects. Specifies that funding includes projects involving Federal Aid Highways.	See HB 837	1/30/2017 Referred to House Committee on Transportation Finance	Upper Midwest	Transportation
MN	HB 837	Torkelson (R)	2/6/2017	Increases state funding for trunk highway projects that can be done via design-build. Expands the applicability of this funding to include federal aid highways.	Passed	04/03/2017 Signed by GOVERNOR.	Upper Midwest	Transportation

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
MN	HB 861	Torkelson (R)	2/6/2017	Appropriates funding to the Department of Transportation for design-build projects on trunk highways. Amends the statute on design-build bridges for nonmotorized vehicles to specify that the commissioner must allow for the acceptance of performance-specification bids, made by the lowest responsible bidder for constructing on design-build bridges for bikeways.	Failed	5/15/2017 Vetoed by Governor	Upper Midwest	Transportation
MN	HB 894	Hornstein (DFL)	2/9/2017	Authorizes funding for trunk highway projects including design-build projects.	See HB 837	2/9/2017 Referred to House Committee on Transportation Finance	Upper Midwest	Transportation
MN	HB 1408	Bernardy (DFL)	2/20/2017	Specifies that the use of the design-build method of state transportation project delivery is subject to state law concerning municipal or county consent to highways in municipalities or counties.	Failed	2/20/2017 Referred to House Committee on Transportation and Regional Governance Policy	Upper Midwest	Transportation



State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
MN	HB 2048	Nash (R)	3/2/2018	Alters MnDOT's best value selection criteria to include set percentage consideration of cost and price (amount currently undetermined), risk mitigation plans, value added, cost savings, construction means and methods, technical qualifications, management personnel, staffing capabilities, subcontracting plans, quality control, safety programs, financial capability, past performance, delays on prior projects, quality of prior projects and other criteria the commissioner determines by rule.	Pending	3/2/2017 Introduced; referred to House Committee on Government Operations and Elections Policy	Upper Midwest	Transportation
MN	HB 2316	Johnson (DFL)	3/9/2017	Specifies that the design-build appropriation includes federal highway aid.	Pending-Carryover	3/9/2017 Introduced; referred to House Committee on Transportation Finance	Upper Midwest	Transportation
MN	HB 3138	Dean (R)	2/26/2018	Appropriates \$48 million for State Road Construction which includes design-build	Pending	5/2/2018 Referred to Senate Committee on Finance	Upper Midwest	Transportation
MN	HB 3219	Howe (R)	3/1/2018	Authorizes \$100 million in spending for bridge replacement and rehabilitation which includes design-build contracts.	Pending	3/14/2018 Referred to House Committee on Capital Investment	Upper Midwest	Transportation

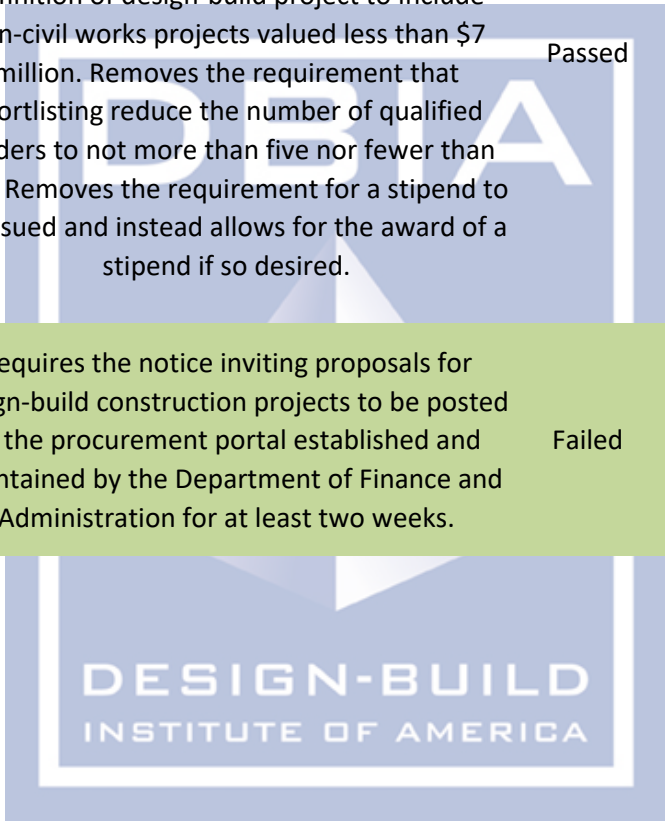
State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
MN	HB 3698	Smith (R)	3/12/2018	Authorizes governmental entities to enter into comprehensive agreements (P3) with private entities to deliver an infrastructure project, including but not limited to public transportation infrastructure, roads, highways, bridges, waste water transportation and waste water treatment facilities, water treatment and water transportation facilities, rail facilities, soil and water conservation facilities, land and ecology conservation facilities, education facilities, governmental facilities, public works, oil and gas pipeline, medical facilities, port facilities, cultural facilities, technology infrastructure and facilities, public housing, or other public infrastructure. Defines governmental entity as any board, commission, department, or other agency of the state.	Pending	3/12/2018 Referred to House Committee on Civil Law and Data Practices Policy	Upper Midwest	P3
MN	HB 3716	Moran (DFL)	3/12/2018	Appropriates \$58 million for the city of St. Paul to replace the existing RiverCentre parking ramp with a new public parking facility within the RiverCentre complex. Provides for the use of design-build to deliver the project.	Pending	3/12/2018 Introduced; referred to House Committee on Job Growth and Energy Affordability Policy and Finance	Upper Midwest	Local

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
MN	HB 4160	Torkelson (R)	3/22/2018	Appropriates \$47 million for highway construction projects including design-build contracts.	Pending	4/23/2018 Referred to House Committee on Ways and Means	Upper Midwest	Transportation
MN	SB 2	Newman (R)	1/5/2017	Trunk Highway Bonding Bill. Specific appropriation amounts are unspecified at this time.	See HB 837	01/05/2017 - Introduced; referred to SENATE Committee on TRANSPORTATION FINANCE and POLICY.	Upper Midwest	Transportation
MN	SB 656	Frentz (DFL)	2/3/2017	Increases funding for reconstruction and improvement of trunk highways and expands the application of these funds to cover federal aid highways. Design-build may be used for these contracts.	Pending-Carryover	2/6/2017 Referred to Senate Committee on Transportation Finance and Policy	Upper Midwest	Transportation
MN	SB 884	Dibble (DFL)	2/10/2017	Authorizes funding for trunk highway projects, including design-build projects.	Pending-Carryover	2/13/2017 Referred to Senate Committee on Rules and Administration	Upper Midwest	Transportation
MN	SB 1146	Kent (DFL)	2/20/2017	Specifies that the use of the design-build method of state transportation project delivery is subject to state law concerning municipal or county consent to highways in municipalities or counties.	Pending-Carryover	2/20/2017 Referred to Senate Committee on Transportation and Finance Policy	Upper Midwest	Transportation

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
MN	SB 1521	Senjem (R)	2/27/2017	Appropriates an unspecified amount of money for actual construction, reconstruction, and improvement of local bridges, including design-build contracts and consultant usage.	Pending-Carryover	2/27/2017 Introduced; referred to Senate Committee on Transportation Finance and Policy	Upper Midwest	Transportation
MN	SB 3187	Jasinski	3/9/2018	Appropriates \$100 million into the state transportation fund to the commissioner of transportation to match federal money and to replace or rehabilitate local deficient bridges which includes design-build expenditures.	Pending	3/12/2018 Referred to Senate Committee on Transportation Finance and Policy	Upper Midwest	Transportation
MN	SB 3225	Pappas (DFL)	3/9/2018	Appropriates \$58 million for the city of St. Paul to replace the existing RiverCentre parking ramp with a new public parking facility. Requires the project to be delivered through design-build or CMAR.	Pending	3/12/2018 Referred to Senate Committee on Capital Investment	Upper Midwest	Local
MN	SB 3297	Wiger (DFL)	3/13/2018	Authorizes the city of St. Paul or the St. Paul Board of Water Commissioners to solicit and award a design-build or construction manager at risk contract for the "McCarron's Treatment Process Improvements" project on the basis of a best value selection process.	Pending	3/27/2018 Passed Committee on Local Government	Upper Midwest	Water/Wastewater

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
MN	SB 3602	Koran (R)	3/19/2018	Establishes parameters for governmental entities to deliver public-private partnerships. Defines "project" as "a proposed or executed public-private partnership for an infrastructure project, including but not limited to public transportation infrastructure, roads, highways, bridges, waste water transportation and waste water treatment facilities, water treatment and water transportation facilities, rail facilities, soil and water conservation facilities, land and ecology conservation facilities, education facilities, governmental facilities, public works, oil and gas pipeline, medical facilities, port facilities, cultural facilities, technology infrastructure and facilities, public housing, or other public infrastructure."	Pending	3/19/2018 Referred to Senate Committee on State Government Finance and Policy and Elections	Upper Midwest	P3
MN	HB 3 a	Torkelson (R)	5/23/2017	Contains \$640 million of funding for the DOT for transportation projects including design-build projects. Funds state road construction for 2020 and 2021 at \$864.2 million and \$849.2 million respectively. Makes a technical change to the statute authorizing design-build for the construction of bike-ways.	Passed	5/30/2017 Signed by Governor	Upper Midwest	Transportation

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
MO	HB 2730	Andrews (R)	3/1/2018	Removes the requirement for political subdivisions to hire a design criteria consultant and instead allows for such services to be contracted for if it is desired. Amends the definition of design-build project to include non-civil works projects valued less than \$7 million. Removes the requirement that shortlisting reduce the number of qualified bidders to not more than five nor fewer than two. Removes the requirement for a stipend to be issued and instead allows for the award of a stipend if so desired.	Passed	3/1/2018 Introduced	Mid America	General
MS	HB 159	Turner (R)	1/2/2018	Requires the notice inviting proposals for design-build construction projects to be posted to the procurement portal established and maintained by the Department of Finance and Administration for at least two weeks.	Failed	1/30/2018 Died in Committee	South Cental	General

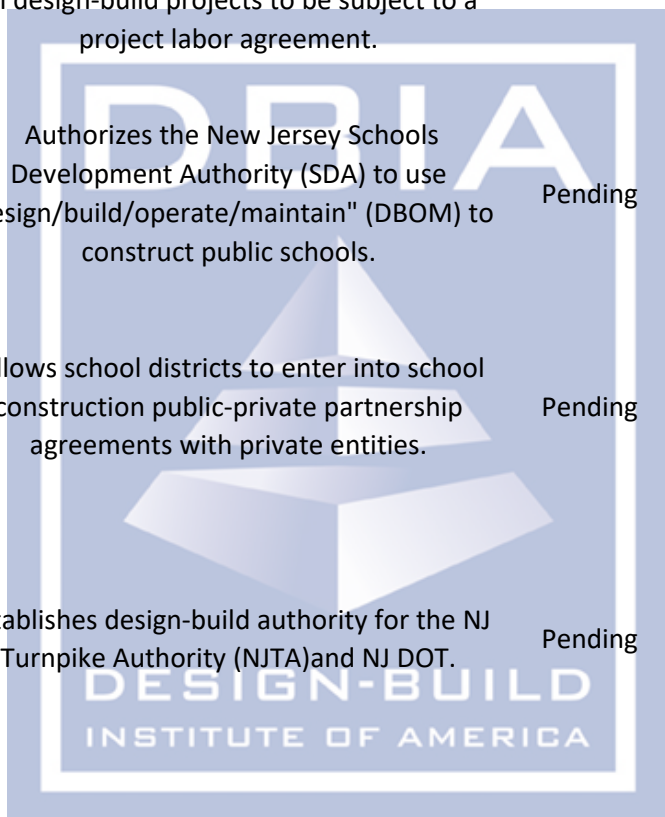


State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
MS	HB 558	Weathersby (R)	1/8/2018	Authorizes state agencies to select the lowest and best prequalified bidder for high complexity construction projects subject to a determination by the Department of Finance and Administration that the prequalification method for a particular project has satisfied the public need better than the traditional design-bid-build method. Limits prequalification criteria to include only the bidder's knowledge and experience in the construction and/or renovation of high complexity buildings or facilities.	Failed	1/30/2018 Died in Committee	South Central	General
				Defines 'high complexity construction project' as "medical, clinical, research, laboratory, archival, data center and similar projects at which the criticality of installed systems or components necessitate the use of highly skilled and experienced contractors."				
MS	HB 794	Weathersby (R)	1/11/2018	Authorizes all state agencies, state institutions of higher learning, education building corporations or any combination of these entities to enter into Public-Private Partnerships for qualifying projects. Authorizes these entities to use any project delivery method to develop a qualifying project, including design-build.	Failed	2/27/2018 Died in Committee	South Central	P3

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
MS	HB 1109	Weathersby (R)	1/16/2018	Authorizes the Department of Finance and Administration to enter into a P3 agreement on behalf of the Department of Public safety for the redevelopment of the State Department of Public Safety highway patrol headquarters facility in Jackson and Hinds County. Also authorizes a P3 for the redevelopment and construction of a highway patrol headquarters facility in Rankin County.	Failed	2/27/2018 Died in Committee	South Central	P3
MS	SB 2322	Horhn (D)	1/12/2018	Authorizes the Department of Finance and Administration to procure all the necessary construction contracts resulting from the use of construction manager at risk project delivery authorized under Section 31-7-13.2.	Pending	1/30/2018 Died in Committee	South Central	General
NC	SB 257	Brown (R)	3/15/2017	Directs the Department of Transportation to adopt procedures in all stages of the construction process to streamline project delivery, including consolidating environmental review processes, expediting multiagency reviews, accelerating right-of-way acquisitions, and pursuing design build and other processes to collapse project stages.	Passed	6/28/2017 Governor's veto overridden by House	Southeast	Transportation

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
NE	LB 775	Stinner (NP)	1/3/2018	Authorizes the Game and Parks Commission to use design-build and construction manager-general contractor (CMGC) methods of project delivery. Specifies that design-builder must be selected on a best-value basis. Specifies that the alternative methods of contracting shall be available to the commission for use on any project regardless of the funding source.	Passed	3/21/2018 Signed by Governor	Mid America	General
NH	HB 2018	McConkey (R)	1/9/2018	Adopts the 10-year transportation improvement plan for 2019-2028. Designates \$100,000 of turnpike funds for the use of the public-private partnership infrastructure oversight commission.	Pending	5/3/2018 Amended on Senate Floor	New England	P3; Transportation
NJ	AB 1150	Wimberly (D)	1/9/2018	Eliminates requirement that public-private partnership agreements for construction of certain higher education facilities be submitted to EDA for review and approval by certain dates.	Pending	1/9/2018 Referred to Assembly Committee on Higher Education	Liberty Northeast	P3
NJ	AB 1299	Greenwald (D)	1/9/2018	Permits public-private partnership agreements for certain building and highway infrastructure projects.	Pending	1/9/2018 Referred to Assembly Committee on State and Local Government	Liberty Northeast	P3; Transportation
NJ	AB 1653	Marin (D)	1/9/2018	Authorizes water supply public-private partnerships.	Pending	1/9/2018 Introduced; referred to Assembly Committee on Telecommunications and Utilities	Liberty Northeast	P3; Local

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
NJ	AB 3377	Greenwald (D)	2/12/2018	Authorizes contracting units to use design-build if the unit can demonstrate why design-build meets their needs better than the traditional design-bid-build approach. Requires all design-build projects to be subject to a project labor agreement.	Pending	2/12/2018 Introduced; referred to Assembly Committee on Housing and Community Development	Liberty Northeast	General
NJ	AB 3446	DeAngelo (D)	3/5/2018	Authorizes the New Jersey Schools Development Authority (SDA) to use "design/build/operate/maintain" (DBOM) to construct public schools.	Pending	3/5/2018 Referred to Assembly Committee on Education	Liberty Northeast	P3
NJ	AB 3507	Lampitt (D)	3/5/2018	Allows school districts to enter into school construction public-private partnership agreements with private entities.	Pending	3/5/2018 Introduced; referred to Assembly Committee on Education	Liberty Northeast	P3
NJ	SB 584	Sacco (D)	1/9/2018	Establishes design-build authority for the NJ Turnpike Authority (NJTA) and NJ DOT.	Pending	1/9/2018 Introduced; referred to Senate Committee on Transportation	Liberty Northeast	Transportation
NJ	SB 689	Ruiz (D)	1/9/2018	Allows a public school district to enter into a contract with a private entity, under a public-private partnership (P3) agreement.	Pending	1/9/2018 Introduced; referred to Senate Committee on Education	Liberty Northeast	P3



State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
NJ	SB 865	Sweeney (D)	1/9/2018	Authorizes local government units, school districts, and State government entities to enter into public-private partnership agreements with private entities. Permits the New Jersey Institute of Technology to enter into P3 agreements.	Pending	4/5/2018 Passed Senate Committee on Budget and Appropriation	Liberty Northeast	P3
NJ	SB 1051	Cryan (D)	1/22/2018	Eliminates requirement that public-private partnership agreements for construction of certain higher education facilities be submitted to EDA for review and approval by certain dates.	Pending	1/22/2018 Introduced; referred to Senate Committee on Higher Education	Liberty Northeast	P3; Buildings
NJ	SB 1178	Gordon (D)	1/25/2018	Authorizes contracting units to enter into design-build contracts for any public project upon demonstrating why the design-build approach meets their needs better than the traditional design-bid-build method. Sets procedures for the award and selection process.	Pending	1/25/2018 Introduced; referred to Senate Committee on Community and Urban Affairs	Liberty Northeast	General
NJ	SB 2069	Bucco (R)	3/5/2018	Authorizes State colleges and universities to contract for the construction of buildings using the design-build or construction manager at-risk method.	Pending	3/5/2018 Introduced; referred to Senate Committee on Higher Education	Liberty Northeast	General

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
NY	AB 706	Rodriguez (D)	1/9/2017	Authorizes design-build for a number of state agencies including: the New York state thruway authority, the department of transportation, the office of parks, recreation and historic preservation, the department of environmental conservation and the New York state bridge authority. Sets the minimum cost of design-build projects undertaken by these entities at \$1.2 million. Requires these entities to award contracts on the basis of best-value, or through a cost-plus not to exceed guaranteed maximum price contract, or a lump sum contract.	Pending	01/09/2017 - Introduced; referred to ASSEMBLY Committee on WAYS AND MEANS.	Liberty Northeast	General; Transportation
NY	AB 3005	Office of the Governor	1/23/2017	Authorizes the dormitory authority of the state of New York to utilize design-build and construction manager at risk for the New York state consolidated laboratory project.	See AB 3009	4/5/2017 Substituted by SB 2005 C	Liberty Northeast	General; Transportation; Water/Wastewater
NY	AB 3008	Office of the Governor	1/23/2017	Authorizes design-build for all state agencies and local governments, excluding New York City. Removes the sunset date from this authorization.	See AB 3009	04/05/2017 Substituted by S2008C	Liberty Northeast	General; Transportation; Water/Wastewater
NY	AB 3009	Office of the Governor	1/23/2017	Reauthorizes design-build for all previously authorized state agencies. Specifies that projects done by the department of transportation, the office of parks, recreation and historic preservation, and the department of environmental conservation must be valued over \$10 million. Also authorizes design-build for eight specified projects valued greater than \$5 million.	Passed	4/10/2017 Signed by Governor	Liberty Northeast	Transportation; General

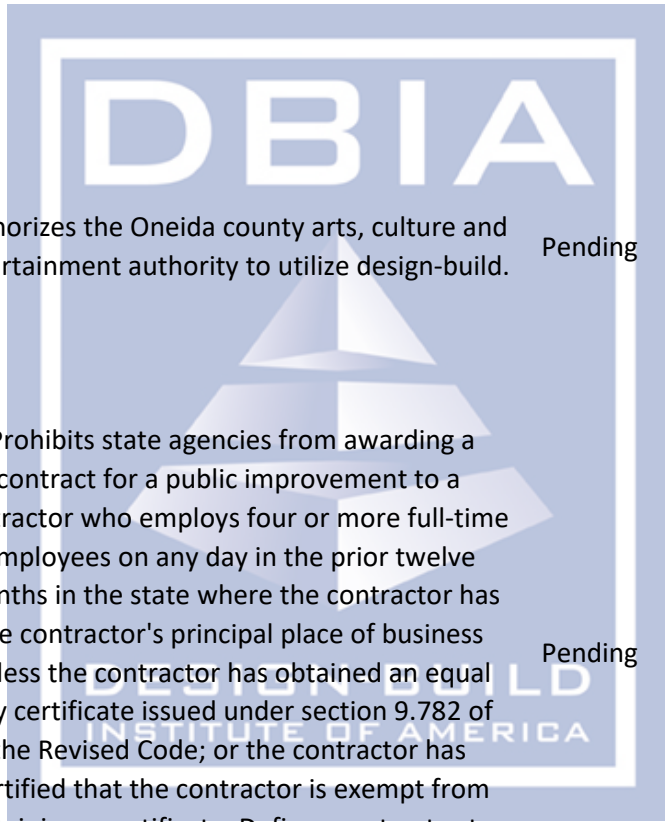
State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
NY	AB 5008	Englebright (D)	2/6/2017	Authorizes design-build for the state University at Stony Brook.	Pending	2/6/2017 Referred to Assembly Committee on Higher Education	Liberty Northeast	General
NY	AB 6667	Benedetto (D)	3/15/2017	Authorizes, for certain public works undertaken pursuant to project labor agreements, use of the alternative delivery method known as design-build contracts undertaken by the New York city department of design and construction, the New York city department of environmental protection, the New York city department of parks and recreation, the New York city department of transportation, the New York city health and hospitals corporation, the New York city housing authority and the New York city school construction authority.	Pending	3/15/2017 Introduced; referred to Assembly Committee on Cities	Liberty Northeast	General; Transportation
NY	AB 8134	Benedetto (D)	5/31/2017	Authorizes in the city of New York, for certain public works undertaken pursuant to project labor agreements, use of the alternative delivery method known as design-build contracts	Pending	1/3/2018 Recalled from Senate; returned to Assembly	Liberty Northeast	General; Transportation
NY	AB 8239	Benedetto (D)	6/2/2017	Authorizes design -build to be used for any contract for a public work undertaken pursuant to a project labor agreement in accordance with section 222 of the labor law. Defines public work as the Brooklyn Queens Expressway project and Rodman's Neck Firearms and Training Facility.	Pending	6/19/2017 Amended in Assembly Committee on Cities	Liberty Northeast	General; Transportaton

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
NY	AB 9508	Office of the Governor	1/18/2018	Authorizes the New York City Department of Design and Construction, New York City Department of Environmental Protection, New York City Department of Transportation, and New York City Health and Hospitals Corporation to use design-build for specified public works projects greater than \$10 million.	Pending	3/13/2018 Amended; referred to Assembly Committee on Ways and Means	Liberty Northeast	General
NY	AB 10053	Heastie (D)	3/9/2018	Authorizes the New York City Housing Authority (NYHCA) to use design-build for projects exceeding \$1.2 million. Directs authority to select design-builders through a two step best value selection and requires a project labor agreement to be issued before design-build can be used.	Pending	3/12/2018 Referred to Senate Committee on Housing, Construction and Community Development	Liberty Northeast	Local
NY	SB 2005	Office of the Governor	1/23/2017	Emergency budget bill. Does not include design-build authority. Provides necessary funding for the state through May.	See AB 3009	4/20/2017 Signed by Governor	Liberty Northeast	General
NY	SB 2008	Office of the Governor	1/23/2017	Emergency budget bill. Does not include design-build authority. Provides necessary funding for the state through May.	See AB 3009	4/20/2017 Signed by Governor	Liberty Northeast	General; Transportation; Water/Wastewater
NY	SB 2009	Office of the Governor	1/23/2017	The amended New York Budget Bill. Reauthorizes design-build for all previously authorized state agencies. Specifies that design-build may not be used on any project valued less than \$5 million. Also authorizes design-build for eight specified projects.	See AB 3009	4/9/2017 Substituted by AB 3009	Liberty Northeast	Transportation; General

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
NY	SB 4192	Dilan (D)	2/6/2017	Authorizes two step alternative contracting methods for the Department of General Services, Department of Transportation, dormitory authority, the New York state thruway authority, the New York city school construction authority, and the metropolitan commuter transportation authority. Defines alternative contracting method as any construction project delivery methodology whereby the procurement for the construction services is other than the traditional design-bid-build process.	Pending	2/6/2017 Referred to Senate Committee on Transportation	Liberty Northeast	Transportation
NY	SB 5548	Golden (R)	4/10/2017	Authorizes the NYC Department of Design and Construction and Department of Transportation to use design-build for two projects exceeding a total cost of \$10 million. Requires a two step method for any entity selected by the authorized entity to enter into a design-build contract for such project.	Pending	6/16/2017 Amended in Senate Committee on Transportation	Liberty Northeast	Transportation
NY	SB 6275	Kaminsky (D)	5/11/2017	Requires an authorized state entity to consider the past record of compliance with environmental goals when shortlisting bidders on a design-build project.	Pending	5/11/2017 Referred to Senate Committee on Environmental Conservation	Liberty Northeast	General

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
NY	SB 6427	Lanza (R)	5/11/2017	Authorizes in the city of New York, for certain public works undertaken pursuant to project labor agreements, use of the alternative delivery method known as design-build contracts	Pending	5/18/2017 Introduced; referred to Senate Committee on Cities	Liberty Northeast	Transportation; Local
NY	SB 7508	Office of the Governor	1/18/2018	Authorizes design-build for public works delivered by the New York City Department of Design and Construction and the New York City Department of Transportation. Defines public work as "the Brooklyn-Queens Expressway, Atlantic Avenue to Sands Street."	See SB 7509	3/30/2018 Substituted by AB 950C	Liberty Northeast	General
NY	SB 7509	Office of the Governor	1/18/2018	Authorizes the use of design-build for the Brooklyn-Queens Expressway Rehabilitation; Rikers Island Jail Replacement; and New York City Housing Authority Projects.	Passed	4/12/2018 Signed by Governor	Liberty Northeast	Transportation
NY	SB 7698	Golden (R)	2/9/2018	Authorizes design-build for the NYC Dept. of Design and Construction and NYC Dept. of Transportation for projects exceeding \$10 million. Requires a two step method for any entity selected by the authorized entity to enter into a design-build contract for such projects.	Pending	2/9/2018 Introduced; referred to Senate Committee on Transportation	Liberty Northeast	General; Transportation
NY	SB 7867	Golden (R)	3/5/2018	Authorizes design-build for the NYC Dept. of Design and Construction and NYC Dept. of Transportation for the Brooklyn-Queens Expressway (Atlantic Avenue to Sands Street) project.	Pending	3/5/2018 Referred to Senate Committee on Cities	Liberty Northeast	General

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
NY	SB 7963	Bailey (D)	3/13/2018	Authorizes design-build for the New York City Housing Authority (NYHCA) for projects exceeding \$1.2 million.	Pending	3/13/2018 Introduced; referred to Committee on Housing, Construction and Community Development	Liberty Northeast	Local
NY	SB 8306	Griffo (R)	4/30/2018	Authorizes the Oneida county arts, culture and entertainment authority to utilize design-build.	Pending	4/30/2018 Introduced; referred to Senate Committee on Corporations, Authorities and Commissions	Liberty Northeast	Local
OH	HB 180	Clyde (D)	4/10/2017	Prohibits state agencies from awarding a contract for a public improvement to a contractor who employs four or more full-time employees on any day in the prior twelve months in the state where the contractor has the contractor's principal place of business unless the contractor has obtained an equal pay certificate issued under section 9.782 of the Revised Code; or the contractor has certified that the contractor is exempt from obtaining a certificate. Defines contractor to include design-build firms.	Pending	5/1/2017 Referred to House Committee on Government Accountability and Oversight	Ohio Valley	General



State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
OH	HB 256	Butler (R)	6/6/2017	Creates the Major Air Hub Council; requires the Council to construct two commercial service airports, one in Fayette County and one in Portage County. Creates the Southern Ohio Airport Authority and the Northern Ohio Airport Authority to operate the airports. Authorizes these authorities to use design-build and CMAR for the delivery of facilities and exempts design-build and CMAR from lowest responsible bidder requirements imposed on other contracts.	Pending	6/20/2017 Referred to House Committee on Transportation and Public Safety	Ohio Valley	Transportation
OK	HB 1534	Montgomery (R)	2/6/2017	Authorizes responsible governmental entities to take any action and execute any Public-Private Partnership contract, authorized under this act, for the provision of a public service in order to more efficiently and effectively provide public services, including by generating additional resources in support of those public services and related projects. Defines responsible governmental entity as a local government responsible for the provision of public services. Creates a local partnership committee that must assess proposed projects and consider whether alternative methods of delivery including design-build would meet the public need.	Passed	5/25/2017 Signed by Governor	Southwest	P3

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
OK	HB 2387	Osborn (R)	4/20/2017	Directs the Office of Juvenile Affairs (OJA) to plan, develop, redevelop and occupy campus modifications. As a part of this directive, they ask the OJA to study the value of issuing public bonds or enter into a public private partnership to finance the redevelopment.	Passed	5/25/2017 Signed by Governor	Southwest	P3
OK	HB 2939	Mulready (R)	2/5/2018	Removes the requirement for state projects to demonstrate a need for specialized or complex construction methods due to the unique nature of the project in order for design-build to be utilized as the delivery method.	Pending	3/1/2018 Amended; passed House Committee on Government Modernization	Southwest	General
OK	SB 430	Leewright (R)	2/6/2017	Creates the Partnership Committee charged with the mission of reviewing public-private partnership proposals as well as serving as the review body for bids and selection of bidders. Directs the Partnership Committee to conduct a public-sector comparator study for each P3 which includes consideration of delivering the project via design-build, design-build-finance or design-build-finance-operate-maintain.	Passed	5/12/2017 Signed by Governor	Southwest	P3
PA	HB 1529	Everett (R)	6/12/2017	Repeals the Separations Act of 1913 which requires multiple prime construction for all public building projects.	Pending	6/12/2017 Referred to House Committee on Labor and Industry	Liberty Northeast	General; General Contracting

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
PA	HB 1891	Evankovich (R)	10/25/2017	Authorizes Public-Private Partnerships for schools, water infrastructure, government agency buildings, public safety improvements, utility infrastructure, communications infrastructure or a facility owned by a governmental entity.	Pending	10/25/2017 Introduced; referred to House Committee on State Government	Liberty Northeast	General; P3; Water/Wastewater
PA	SB 744	Folmer (R)	7/7/2017	Repeals the Separations Act of 1913 which requires multiple prime construction for all public building projects.	Pending	7/7/2017 Referred to Senate Committee on Labor and Industry	Liberty Northeast	General; General Contracting
PA	SB 1005	Eichelberger (R)	12/28/2017	Enables authorities created under the Economic Development Financing Law that are charged with building or altering a public purpose facility for Counties of Second Class A (from 500,000 to 799,999; includes Bucks, Delaware and Montgomery County) to use an alternative contracting procedure. Provides an exemption for these authorities from the Separations Act.	Pending	3/21/2018 Referred to Senate Committee on Appropriations	Liberty Northeast	Local
RI	HB 6146	Edwards (D)	4/26/2017	Requires the use of qualifications-based selection for the selection of program and/or construction managers by municipalities.	Passed	7/18/2017 Signed by Governor	New England	Local

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
RI	HB 6197	Edwards (D)	5/5/2017	Requires the state to procure professional architectural, engineering, and consultants services through a Qualifications Based Selection (QBS) process as required by the federal government for federally funded projects under the Brooks Act.	Failed	6/28/2017 Senate Committee on Labor recommends measure to be held for further study.	New England	General
RI	SB 814	Lombardi (D)	4/25/2017	Requires the use of qualifications-based selection for the selection of program and/or construction managers by municipalities.	Passed	9/27/2017 Signed by Governor	New England	Local
TN	HB 1763	Marsh (R)	1/23/2018	PREVIOUSLY: Establishes the selection procedure for design-build contracts let by a municipal corporation, county, state agency, development district, utility district, human resource agency, or other political subdivision. Allows factors such as qualifications, experience, cost, staff availability, minority participation, and technical approach, as deemed appropriate by the governmental entity to be considered.	See SB 2501	4/9/2018 Substituted on House Floor by SB 2501	South Central	General
TN	SB 2501	Ketron (R)	2/1/2018	PREVIOUSLY: Authorizes any municipal corporation, county, state agency, development district, utility district, human resource agency, or other political subdivision to use design-build for projects greater than \$1 million through a specified request for proposals process. Authorizes RFP process to consider qualifications, experience, cost, staff availability, minority participation, and technical approach.	Amended out of Scope	4/24/2018 Enacted	South Central	General

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
UT	SB 133	Mayne (D)	1/31/2018	Removes the \$250,000 threshold requirement for design-build projects for local entities which is defined as any county, city, town, metro township, local district, or special service district.	Passed	3/15/2018 Signed by Governor	Rocky Mountain	Local
UT	SB 136	Harper (R)	2/1/2018	Adjusts the definition of public transit districts authorized to use design-build. Authorizes large public transit districts to use design-build. Defines large public transit district as a public transit district that provides public transit to an area that includes: a) more than 65% of the population of the state based on the most recent official census estimate of the United States Census Bureau; and b) two or more counties.	Passed	3/22/2018 Signed by Governor	Rocky Mountain	Transportation
UT	SB 139	Harper (R)	2/1/2018	Provides a method and process for a person to submit to a procurement unit an unsolicited proposal for a public-private partnership for infrastructure projects, and health data analysis projects.	Passed	3/20/2018 Signed by Governor	Rocky Mountain	Transportation
VA	HB 97	Bell (D)	1/10/2018	Increases the maximum permissible sum of all phases of contracts for professional services that may be procured without requiring competitive negotiation from \$60,000 to \$100,000.	Passed	3/23/2018 Signed by Governor	Mid Atlantic	General

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
VA	HB 134	Bell (D)	1/10/2018	Exempts design-build projects (pursuant to Section 33.2-269) and Public-Private-Partnerships (pursuant to Section 33.2-1800 et seq.) from the value engineering requirement for DOT. Specifies that for design-build and P3 projects, a written summary of the cost savings that have been incorporated into the design shall be provided to the Department prior to moving forward to the construction phase of the project.	Passed	3/23/2018 Signed by Governor	Mid Atlantic	Transportation
VA	HB 257	Hope (D)	1/10/2018	Amends the definition of "responsible bidder" to specify that capability must be demonstrated by previous experience.	Failed	2/13/2018 Left in House Committee on General Laws	Mid Atlantic	General
VA	HB 473	Reid (D)	1/10/2018	Authorizes any public body to consider best value concepts during the procurement of goods, services, or construction. Specifies that the public body must include in every Invitation to Bid or Request for Proposal a notice that the procurement decision shall be made on the basis of best value, a section identifying and describing the criteria that will be considered, the methodology and rating system, and the relative importance or weight assigned to the criteria.	Failed	2/13/2018 Left in House Committee on General Laws	Mid Atlantic	General

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
VA	HB 774	Landes (R)	1/10/2018	Limits the use of design-build and Construction Management at Risk (CMAR) for state agencies, local governments and state institutions of higher education to projects that exceed \$40 million. Provides that design-build and CMAR may be used for projects under \$40 million when the Department of General Services reviews the project and recommends one of the delivery methods to be appropriate for the specific project.	Failed	2/13/2018 Left in House Committee on General Laws	Mid Atlantic	General; Local
VA	HB 1271	Sickles (D)	1/10/2018	Limits the use of design-build and Construction Management at Risk (CMAR) for state agencies, local governments and state institutions of higher education to projects that exceed \$40 million. Provides that design-build and CMAR may be used for projects under \$40 million when the Department of General Services reviews the project and recommends one of the delivery methods to be appropriate for the specific project.	Failed	2/13/2018 Left in House Committee on General Laws	Mid Atlantic	General; Local



State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
VA	SB 117	Favola (D)	1/10/2018	Exempts design-build projects (pursuant to Section 33.2-269) and Public-Private-Partnerships (pursuant to Section 33.2-1800 et seq.) from the value engineering requirement for DOT. Specifies that for design-build and P3 projects, a written summary of the cost savings that have been incorporated into the design shall be provided to the Department prior to moving forward to the construction phase of the project.	See SB 125	1/24/2018 Replaced by SB 125	Mid Atlantic	Transportation; P3
VA	SB 125	Black (R)	1/10/2018	Exempts design-build projects (pursuant to Section 33.2-269) and Public-Private-Partnerships (pursuant to Section 33.2-1800 et seq.) from the value engineering requirement for DOT. Specifies that for design-build and P3 projects, a written summary of the cost savings that have been incorporated into the design shall be provided to the Department prior to moving forward to the construction phase of the project.	Passed	3/9/2018 Signed by Governor	Mid Atlantic	Transportation



State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
VA	SB 317	Ruff (R)	1/10/2018	Limits the use of design-build and Construction Management at Risk (CMAR) for state agencies, local governments and state institutions of higher education to projects that exceed \$40 million. Provides that design-build and CMAR may be used for projects under \$40 million when the Department of General Services reviews the project and recommends one of the delivery methods to be appropriate for the specific project.	Failed	2/5/2018 Left in House Committee on General Laws	Mid Atlantic	General; Local
VA	HB 5001 a	Jones (R)	3/21/2018	Requires specified institutions of higher education to develop and report on their procedure for selecting design-build as a delivery method for review by the Department of General Services. Criteria for determining the method must at a minimum, consider cost, schedule, complexity, and building use.	Pending	4/17/2018 Passed House; referred to Senate	Mid Atlantic	General
VA	HB 5003 a	Jones (R)	3/21/2018	Specifies that the Department of Corrections may authorize and initiate design-build contracts as deemed appropriate. Requires specified institutions of higher education to develop and report on their procedure for selecting design-build as a delivery method for review by the Department of General Services. Criteria for determining the method must at a minimum, consider cost, schedule, complexity, and building use.	Pending	4/17/2018 Passed House; referred to Senate	Mid Atlantic	General

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
VT	HB 917	House Transportation Committee	3/2/2018	Establishes a pilot program for the Agency of Transportation to receive solicited and unsolicited Public-Private Partnerships if specified conditions are met. Requires legislative approval for any P3 project where the project has not been approved in the most recently adopted Transportation Program and the total estimated State funding over the lifetime of the project exceeds \$2 million.	Pending	5/3/2018 Referred to Senate Committee on Appropriations	New England	P3
WA	HB 1075	Tharinger (D)	4/10/2017	Funds four university and state projects that are allowed to be delivered using design-build	Failed	1/24/2018 Indefinitely postponed in House Committee on Rules	Northwest	General
WA	HB 1146	Clibborn (D)	1/12/2017	Appropriations bill containing funding for the I-405/Kirkland Vicinity Stage 2 - Widening design-build project and design-build training for WSDOT.	Failed	1/8/2018 Reintroduced; retained in House Committee on Transportation	Northwest	General
WA	HB 2052	Buys (R)	2/9/2017	Allows an exception for agencies authorized to use design-build who may miss the deadline to reapply for authority on a case-by case basis.	Passed	5/5/2017 Signed by Governor	Northwest	General

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
WA	HB 2095	Wylie (D)	2/13/2017	Encourages the Governor to make every effort to enter into a memorandum of understanding with the governor of Oregon regarding the construction of a new Interstate 5 bridge spanning the Columbia river that utilizes design-build or an equivalent or better innovation delivery method.	See SB 5806	1/8/2018 Reintroduced; referred to House Committee on Transportation	Northwest	Transportation
WA	HB 2395	Tharinger (D)	1/8/2018	Capital Funding Bill. Appropriates \$54.5 million for UW Bothell design-build project. Appropriates \$27.7 million for the Spokane: Main Building South Wing Renovation design-build project.	See SB 6090	2/26/2018 Referred to House Committee on Rules	Northwest	General
WA	HB 2469	Clibborn (D)	1/10/2018	Transportation Funding Bill. Specifies that at least \$100 million of the proceeds collected from the sale of bonds in the "connecting Washington account" must be spent on design-build projects. Increases several appropriations for specific transportation projects.	Failed	2/23/2018 Referred to House Committee on Rules	Northwest	Transportation
WA	HB 2726	Buys (R)	1/15/2018	Authorizes and public body to enter into a Public-Private Partnership for a public-private facility. Defines public body as any general or special purpose government in the state of Washington, including but not limited to state agencies, institutions of higher education, counties, cities, towns, ports, school districts, and special purpose districts.	Failed	1/23/2018 Public hearing scheduled in House Committee on Capital Budget	Northwest	P3

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
WA	SB 5095	King (R)	1/12/2017	Appropriations bill containing funding for the I-405/Kirkland Vicinity Stage 2 - Widening design-build project and design-build training for WSDOT.	Failed	1/8/2018 Reintroduced and retained in Senate Committee on Transportation	Northwest	Transportation
WA	SB 5330	Zeiger (R)	1/20/2017	Exempts the Department of Transportation from the public agency project threshold requirement of \$10 million. Specifies that the review process, criteria, and approvals for public-private partnership projects involving toll-related facilities remain unchanged, but that the review and approval process for non-toll projects be modified so that the criteria and review process can be more closely tailored to the specific type of proposed non-toll project or program. This is done through the requirement that advisory committee's be appointed for all non-toll projects under the act.	Failed	1/8/2018 Reintroduced and retained in Senate Committee on Transportation	Northwest	P3; Transportation
WA	SB 5806	Cleveland (D)	2/13/2017	Encourages the Governor to make every effort to enter into a memorandum of understanding with the governor of Oregon regarding the construction of a new Interstate 5 bridge spanning the Columbia river that utilizes design-build or an equivalent or better innovation delivery method.	Passed	5/11/2017 Signed by Governor	Northwest	Transportation

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
WA	SB 6090	Frocket (D)	1/19/2018	Capital Funding Bill. Appropriates \$54.5 million for UW Bothell design-build project. Appropriates \$27.7 million for the Spokane: Main Building South Wing Renovation design-build project.	Passed	1/19/2018 Line Item Vetoed by Governor; Enacted	Northwest	General
WA	SB 6095	Frocket (D)	1/19/2018	Capital Funding Bill. Appropriates \$54.5 million for UW Bothell design-build project. Appropriates \$27.7 million for the Spokane: Main Building South Wing Renovation design-build project.	Passed	3/27/2018 Line Item Vetoed by Governor; enacted	Northwest	General
WA	SB 6106	Hobbs (D)	1/8/2018	Transportation Funding Bill. Increases several appropriations for specific transportation projects.	Passed	3/8/2018 Conference Report adopted by Senate	Northwest	Transportation
WA	SB 6546	Hasegawa (D)	1/24/2018	Reduces the limitations placed on public bodies in procuring for design-build contracts. Removes the 15-project limitation on the project review committee in approving design-build projects. Removes the five-project, \$2-\$10 million limitation on public bodies certified to use design-build. Decreases the price threshold from \$10 million to \$2 million for public works projects done through design build.	Failed	1/24/2018 Introduced; referred to Senate Committee on State Government, Tribal Relations and Elections	Northwest	General

State	Bill	Sponsor	Introduced	Summary	Status	Last Action	Region	Sector
WI	AB 456	Sanfelippo (R)	7/26/2017	Authorizes design-build and CMAR for the Wisconsin Department of Transportation. Requires design-build to be used on not 5 percent of construction costs of improvement projects by June 30, 2019, 10 percent of construction costs of improvement projects by June 30, 2021, and 20 percent of construction costs of improvement projects by June 30, 2023.	Failed	3/28/2018 Failed to Pass	Great Lakes	Transportation
WI	AB 1b	Assembly Organization Committee	8/1/2017	Authorizes limited use of the design build construction process for electronics and information technology manufacturing zones.	Passed	9/18/2017 Signed by Governor	Great Lakes	Water/Wastewater; Local
WI	SB 1b	Senate Organization Committee	8/10/2017	Authorizes a city or village in which an electronics and information technology manufacturing zone is located to contract for the acquisition of water and sewer systems, and wastewater treatment facilities, using the design-build system.	See AB 1b	9/18/2017 Failed to pass	Great Lakes	Water/Wastewater; Local
WV	SB 283	Carmichael (R)	1/15/2018	Alters the Department of Administration's best value selection procedure to expand the items evaluated in the solicitation. Requires the department to consider, the degree to which a proposal exceeds other proposals in technical merit, and the utility of any novel or unrequested items in the proposal.	Passed	3/27/2018 Signed by Governor	Ohio Valley	General