

## HOUSE BILL NO. HB0065

Design-build construction.

Sponsored by: Select Water Committee

A BILL

for

1 AN ACT relating to public property; providing that a  
2 design-builder may be selected based solely on a response  
3 to a request for qualification as specified; repealing a  
4 conflicting provision; and providing for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 16-6-701(a)(ix)(A), (C) and (D) is  
9 amended to read:

10

11 **16-6-701. Definitions.**

12

13 (a) As used in this act:

14

15 (ix) "Design-build" means a type of construction  
16 delivery method in which there is a single contract between

1 the public entity and a design-builder who furnishes  
2 architectural, engineering and other related design  
3 services as required for the public project, as well as  
4 labor, materials and other construction services necessary  
5 to construct the project. A design-builder may be selected  
6 by the public entity based on evaluation of responses to a  
7 request for qualifications, fixed scope request for  
8 proposal or fixed price request for proposal. The following  
9 shall apply:

10  
11 (A) A design-builder may be selected based  
12 solely on a response to a request for qualification ~~for~~  
13 ~~projects with an estimated construction cost of five~~  
14 ~~hundred thousand dollars (\$500,000.00) or less~~ provided  
15 there are not less than two (2) respondents;

16  
17 (C) Interested parties shall first respond  
18 to a request for qualification. ~~Based on responses to~~ If a  
19 design-builder is not selected based on the request for  
20 qualification, a minimum of two (2) and maximum of five (5)  
21 respondents may be selected to respond to a fixed scope  
22 request for proposal or a fixed price request for proposal;

23

(D) The respondent chosen by evaluation to provide the best overall value for the project shall be selected in response to a request for qualification, a fixed scope request for proposal or a fixed price request for proposal. The best overall value shall be determined based on criteria set forth by the public entity letting the project and may include, but is not limited to, qualifications, price, quality of materials and products, past experience and schedule;

10

11           **Section 2.**   W.S. 16-6-701(a) (ix) (B) is repealed.

12

13           **Section 3.** This act is effective July 1, 2018.

14

15 (END)