

**Assembly Bill No. 2607**

CHAPTER 340

An act to amend and repeal Sections 217, 217.2, 217.4, and 217.6 of, and to repeal Section 217.8 of, the Streets and Highways Code, relating to highways.

[Approved by Governor September 6, 2000. Filed with Secretary of State September 8, 2000.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2607, Knox. Highways: pilot project: contracts.

Existing law authorizes the Department of Transportation to conduct a pilot project to let design-sequencing contracts, as defined, for the design and construction of no more than 6 transportation projects, to be selected by the Director of Transportation.

This bill would increase the number of permissible transportation projects to 12.

Existing law provides that these provisions shall become inoperative on July 1, 2004, and as of January 1, 2005, are repealed.

This bill would delete the July 1, 2004, inoperative date of these provisions and would continue the January 1, 2005, repeal date.

*The people of the State of California do enact as follows:*

SECTION 1. Section 217 of the Streets and Highways Code is amended to read:

217. For purposes of this article, the following terms have the following meanings:

(a) "Design-sequencing" is a method of contracting that enables the sequencing of design activities to permit each construction phase to commence when design for that phase is complete, instead of requiring design for the entire project to be completed before commencing construction.

(b) A "design-sequencing contract" is a contract between the department and a contractor that requires the department to prepare a design and permits construction of a project to commence upon completion of design for a construction phase.

(c) "Design" is a plan completed to a level of 30 percent.

(d) This section shall remain in effect only until January 1, 2005, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2005, deletes or extends that date.

SEC. 2. Section 217.2 of the Streets and Highways Code is amended to read:



217.2. (a) Notwithstanding Chapter 1 (commencing with Section 10100) of Part 2 of Division 2 of the Public Contract Code, except Section 10128 of that code, and Chapter 10 (commencing with Section 4525) of Division 5 of Title 1 of the Government Code, the department may conduct a pilot program to let design-sequencing contracts for the design and construction of no more than 12 transportation projects, to be selected by the director. For the purpose of this article, these projects shall be deemed public works.

(b) In selecting projects for the pilot program authorized under subdivision (a), the director shall attempt to balance geographical areas among test projects as well as pursue diversity in the types of projects undertaken.

(c) To the extent available, the department shall seek to incorporate existing knowledge and experience on design-sequencing contracts in carrying out its responsibilities under subdivision (a).

(d) This section shall remain in effect only until January 1, 2005, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2005, deletes or extends that date.

SEC. 3. Section 217.4 of the Streets and Highways Code is amended to read:

217.4. (a) Not later than July 1 of each year for which the design-sequencing contracts are underway, the department shall prepare a status report on its contracting methods, procedures, costs, and delivery schedules. Upon completion of all design-sequencing contracts, notwithstanding Section 7550.5 of the Government Code, the department shall establish a peer review committee to prepare a report for submittal to the Legislature that describes and evaluates the outcome of the contracts provided for in this article, stating the positive and negative aspects of using design-sequencing as a contracting method.

(b) This section shall remain in effect only until January 1, 2005, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2005, deletes or extends that date.

SEC. 4. Section 217.6 of the Streets and Highways Code is amended to read:

217.6. Design-sequencing contracts shall be awarded in accordance with all of the following:

(a) The department shall advertise design-sequencing projects by special public notice to contractors.

(b) Contractors shall be required to provide prequalification information establishing appropriate licensure and successful past experience with the proposed work.

(c) This section shall remain in effect only until January 1, 2005, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2005, deletes or extends that date.



SEC. 5. Section 217.8 of the Streets and Highways Code is repealed.

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