

SESSION OF 2010

**SUPPLEMENTAL NOTE ON
SUBSTITUTE FOR SENATE BILL NO. 513**

As Recommended by Senate Committee on
Federal and State Affairs

Brief*

Sub. for SB 513 would amend the Alternative Project Delivery Building Construction Procurement Act. The bill would amend existing law to include district hospitals in the alternative delivery building construction process.

Currently, board of county commissioners and unified school districts are involved in the alternative delivery building construction process. Alternative project delivery is currently defined as an integrated comprehensive building design and construction process, including all procedures, actions, contractual relations, obligations and agreements for the successful completion of the design and construction of buildings whereby a construction manager or general contractor is selected based on qualifications and best value approach.

The bill would make a technical change to replace the terms "general contractors or construction managers" with "firm" when a unified school district, district hospital or board of county commissioners solicit proposals for alternative delivery building construction process.

Under the bill, "firm" would be defined as any individual, partnership, joint adventure, corporation or other legal entity which is engaged in the business of providing construction management or general construction contracting services.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

The bill would require boards of county commissioners, district hospitals, and unified school districts to conduct interviews with each of the prequalified firms in executive sessions.

Background

Representatives for the Associated General Contractors of Kansas, Inc., and the Kansas Hospital Association testified as proponents to the bill. A representative for the Builders' Association submitted written testimony as a proponent. No opponents testified.

Substitute for SB 485, enacted in 2008, established the Alternative Project Delivery Building Construction Procurement Act for boards of county commissions and school districts. The bill allowed counties and school districts to use an alternative project delivery program, with both able to use a construction management at-risk process and counties were also permitted to use a building design-build procurement process for certain projects.

The Senate Committee on Federal and State Affairs combined the provisions in SB 513 into SB 514, clarified language dealing with executive sessions, and defined the term "firm" into a substitute bill

There was no fiscal note available for the substitute bill.