

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

January 23, 2018

Date

Committee on Transportation.

After consideration on the merits, the Committee recommends the following:

SB18-001 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill, page 11, line 22, after "LEAST" insert "ONE PROJECT  
2 BEING LOCATED IN EACH OF THE FIVE TRANSPORTATION REGIONS OF THE  
3 STATE DESIGNATED BY THE DEPARTMENT AND AT LEAST".

4 Page 11, line 27, strike "AFFAIRS." and substitute "AFFAIRS; EXCEPT THAT  
5 SUCH SALES AND USE TAX NET REVENUE MAY ALSO BE EXPENDED FOR  
6 MAINTENANCE OF THE STATE HIGHWAY SYSTEM."

7 Page 12, after line 5 insert:

8 "SECTION 7. In Colorado Revised Statutes, 43-1-1401, **amend**  
9 (2) as follows:

10 **43-1-1401. Legislative declaration.** (2) The general assembly  
11 intends that this part 14 authorize the department of transportation to  
12 enter INTO design-build contracts and to use an adjusted score  
13 design-build selection and procurement process for particular  
14 transportation projects regardless of the minimum or maximum cost of  
15 such projects, based on the individual needs and merits of such projects,  
16 and subject to approval by the transportation commission. The general  
17 assembly also intends that the department's use of an adjusted score  
18 design-build contract process ~~shall~~ DOES not prohibit use of the low bid  
19 process currently used by the department pursuant to part 1 of article 92  
20 of title 24 and part 14 of article 30 of title 24. ~~C.R.S.~~ THE GENERAL  
21 ASSEMBLY FURTHER INTENDS THAT WHEN DETERMINING WHETHER TO USE  
22 THE LOW BID PROCESS OR THE DESIGN-BUILD PROCESS TO CONTRACT FOR

1 A PROJECT THE DEPARTMENT STRONGLY CONSIDER THE EXTENT TO WHICH  
2 USE OF THE DESIGN-BUILD PROCESS IS LIKELY, BY EXCLUDING  
3 CONTRACTORS THAT LACK THE CAPABILITY OR SIZE TO DO BOTH THE  
4 DESIGN AND CONSTRUCTION WORK FOR THE PROJECT, TO REDUCE  
5 COMPETITION IN BIDDING FOR THE CONTRACT, INCREASE THE TOTAL COSTS  
6 TO THE STATE OF DESIGNING AND BUILDING THE PROJECT, OR BOTH."

7 Renumber succeeding sections accordingly.

8 Page 14, line 22, strike "MAY" and substitute "SHALL".

9 Page 14, line 25, after "DOLLARS." insert "THE EXECUTIVE DIRECTOR  
10 SHALL ISSUE AT LEAST ONE-THIRD OF THE MAXIMUM AMOUNT OF NOTES  
11 TO BE ISSUED NO LATER THAN JUNE 30, 2019, TWO-THIRDS OF THE  
12 MAXIMUM AMOUNT OF NOTES TO BE ISSUED NO LATER THAN JUNE 30,  
13 2020, AND ALL REMAINING NOTES TO BE ISSUED BY JUNE 30, 2021."

14 Page 15, strike lines 11 and 12 and substitute:

15 "(III) THE SECRETARY OF STATE SHALL SUBMIT TO THE  
16 REGISTERED ELECTORS OF THE".

17 Page 17, line 18, strike "section 8" and substitute "section 9".

18 Page 17, line 21, strike "10 and sections 1, 2, 5, 6, 8, and 11" and  
19 substitute "11, and sections 1, 2, 5, 6, 7, 9, and 12".

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