

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

February 12, 2019

Committee on Transportation & Energy.

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

SB19-076 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 3, strike lines 10 through 27.

2 Page 4, strike lines 1 through 15 and substitute:

3 "(d) The efficiency and accountability committee of the
4 department of transportation is charged with helping the transportation
5 commission and the department execute their duties efficiently by
6 periodically recommending means by which the commission and the
7 department may execute their duties more efficiently.

8 (e) It is necessary and appropriate to require the efficiency and
9 accountability committee to study the manner in which the department of
10 transportation procures construction management and construction
11 engineering services from consulting engineers, determine whether
12 improvements can be made to better align consulting engineer incentives
13 with the interests of the department and general contractors in
14 successfully completing department projects as quickly and efficiently as
15 possible, and recommend appropriate process improvements, including
16 potential statutory changes, to the commission and the executive director
17 of the department and to require the department to report on the
18 recommendations made to its legislative oversight committees.

19 **SECTION 2.** In Colorado Revised Statutes, 43-1-106, **add**
20 (17)(b.5) as follows:

21 **43-1-106. Transportation commission - powers and duties -**
22 **repeal.** (17) (b.5) (I) THE EFFICIENCY AND ACCOUNTABILITY COMMITTEE
23 SHALL STUDY AND REPORT TO THE EXECUTIVE DIRECTOR AND THE

1 COMMISSION ITS FINDINGS AND ANY RECOMMENDATIONS REGARDING THE
2 FOLLOWING ISSUES RELATING TO CONSULTING ENGINEER CONTRACTS:
3 (A) IMPLEMENTATION OF FIXED BID PROCUREMENT IN LIEU OF BIDS
4 BASED ON HOURLY CHARGES;
5 (B) THE QUALITY ASSURANCE PROCESS; AND
6 (C) INCENTIVES FOR CLOSING OUT THE CONTRACTS.
7 (II) THE DEPARTMENT SHALL ANNUALLY REPORT TO THE JOINT
8 COMMITTEES OF REFERENCE OF THE HOUSE OF REPRESENTATIVES AND THE
9 SENATE TO WHICH THE DEPARTMENT OF TRANSPORTATION IS ASSIGNED
10 PURSUANT TO SECTION 2-7-203 (1) AS PART OF THE HEARING REQUIRED BY
11 SECTION 2-7-203 (2)(a) REGARDING THE FINDINGS AND ANY
12 RECOMMENDATIONS REPORTED AS REQUIRED BY SUBSECTION (17)(b.5)(I)
13 OF THIS SECTION AND THE POSITION OF THE DEPARTMENT WITH RESPECT
14 TO THE FINDINGS AND ANY RECOMMENDATIONS."

15 Renumber succeeding section accordingly.

** ** ** ** **