

HOUSE BILL NO. 1048

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE KIDD.

2244H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 71, RSMo, by adding thereto one new section relating to design-build contracts.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 71, RSMo, is amended by adding thereto one new section, to be known as section 71.305, to read as follows:

71.305. 1. As used in this section, "design-build contract" means any contract that furnishes architecture or engineering services and construction services either directly or through subcontracts.

2. Any city may enter into a design-build contract for engineering, design, and construction of a wastewater or water treatment project.

3. In disbursing community development block grants under 42 U.S.C. Sections 5301 to 5321, the department of economic development shall not reject wastewater or water treatment projects solely for utilizing design-build contracts.

4. The department of natural resources shall not preclude design-build contracts from consideration of funding provided by the water and wastewater loan fund established in section 644.122.

5. Any design that is part of a design-build contract shall be approved by an independent third-party professional engineer before a city may enter into the design-build contract. The independent third-party professional engineer shall provide proof of an errors and omissions policy of insurance. The independent third-party professional engineer may be an employee of any city, any county, or any state.

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.