

Assembly Bill No. 228—Assemblymen Hickey, Hansen; Goedhart, Goicoechea, Grady, Hambrick, Hardy, Kirner, McArthur, Segerblom, Sherwood, Smith and Stewart

CHAPTER.....

AN ACT relating to public works; directing the Commission to Study Governmental Purchasing to conduct a study of the feasibility of standard form contracts for public works at the state and local levels; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, a public body is required to include certain provisions in a contract for a public work. (NRS 338.150, 338.153, 338.155) This bill directs the Commission to Study Governmental Purchasing to conduct a study of the feasibility of the use of a standard form construction contract for each contract for a state or local public work.

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. (Deleted by amendment.)

Sec. 2. 1. The Commission to Study Governmental Purchasing created pursuant to NRS 332.215 shall conduct a study concerning the feasibility of using standard form construction contracts for public works by state and local governments.

2. The study must include, without limitation:

(a) A review of:

(1) The laws of this State governing public works; and

(2) The use of standardized contracts in other states and localities;

(b) Construction contract clauses recommended for inclusion; and

(c) Any other matters which the Commission deems relevant to the consideration of the issues.

3. In conducting the study, the Commission shall consider the recommendations and testimony from experts in construction and public works contracts, including, without limitation:

(a) National associations primarily representing the interests of public owners or private contractors;

(b) Representatives of management and labor organizations;

(c) The State Public Works Board; and

(d) Local government public works officials.



4. On or before January 15, 2013, the Commission shall submit a report of the results of the study and any recommendations for legislation to the Director of the Legislative Counsel Bureau for transmittal to the 77th Session of the Nevada Legislature.

Sec. 2.5. The provisions of NRS 354.599 do not apply to any additional expenses of a local government that are related to the provisions of this act.

Sec. 3. This act becomes effective on July 1, 2011.

