

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 58th Legislature (2021)

4 HOUSE BILL 2402

 By: Russ and **Wallace**

5
6
7 AS INTRODUCED

8 An Act relating to public buildings and public works;
9 defining term; authorizing design-build for public
10 water supply and wastewater treatment; requiring
11 certain permit process; authorizing pilot programs;
12 providing for codification; providing an effective
13 date; and declaring an emergency.

14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 220.1 of Title 61, unless there
17 is created a duplication in numbering, reads as follows:

18 A. For purposes of this section "design-build" means a project
19 delivery method in which one entity works under a single contract
20 with the project owner to provide design and construction services.

21 B. A conservancy district formed pursuant to Section 541 of
22 Title 82 of the Oklahoma Statutes, a municipality, a county, a
23 public trust, and any other political subdivision in this state that
24 operates a public water supply system or wastewater treatment or
 collection system is authorized to utilize design-build as a project

1 delivery method for public water supply and wastewater treatment
2 facilities and wastewater collection systems.

3 C. No later than November 1, 2022, the Oklahoma Department of
4 Environmental Quality shall incorporate into its administrative
5 rules a flexible permitting process to allow the utilization by the
6 entities identified in subsection B of this section of the design-
7 build project delivery method for public water supply and wastewater
8 treatment facilities and wastewater collection systems.

9 D. In the interim between the effective date of this act and
10 promulgation of rules, the Department may authorize no more than
11 five pilot projects in which the entities identified in subsection B
12 of this section may utilize the design-build project delivery method
13 for public water supply and wastewater treatment facilities and
14 wastewater collection systems, and the Department may use the
15 results to promulgate rules.

16 SECTION 2. This act shall become effective July 1, 2021.

17 SECTION 3. It being immediately necessary for the preservation
18 of the public peace, health or safety, an emergency is hereby
19 declared to exist, by reason whereof this act shall take effect and
20 be in full force from and after its passage and approval.

21

22 COMMITTEE REPORT BY: COMMITTEE ON ENERGY AND NATURAL RESOURCES,
23 dated 02/10/2021 - DO PASS, As Coauthored.

24