

# An Act

ENROLLED HOUSE  
BILL NO. 2402

By: Russ, Wallace and Moore of  
the House

and

Jech of the Senate

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

SUBJECT: Public buildings and public works

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

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

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

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

C. No later than November 1, 2022, the Department of Environmental Quality shall incorporate into its administrative rules a flexible permitting process to allow the utilization by the entities identified in subsection B of this section of the design-

build project delivery method for public water supply and wastewater treatment facilities and wastewater collection systems.

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

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

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

Passed the House of Representatives the 3rd day of March, 2021.

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

Passed the Senate the 14th day of April, 2021.

\_\_\_\_\_  
Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_