

## **Department of Planning and Budget 2024 Session Fiscal Impact Statement**

**1. Bill Number:** HB1108-H1

**House of Origin**     Introduced     Substitute     Engrossed  
**Second House**     In Committee     Substitute     Enrolled

**2. Patron:** Carr

**3. Committee:** Appropriations

**4. Title:** Virginia Public Procurement Act; construction management and design-build contracting.

**5. Summary:** States that design-bid-build, defined in the bill, utilizing competitive sealed bidding is the preferred method of procurement for construction services in the Commonwealth and limits the use of construction management or design-build contracts by state public bodies and covered institutions for complex projects. The bill requires state public bodies, covered institutions, and local public bodies to provide documentation of the processes used for the final selection of a contract to all the unsuccessful applicants upon request. The bill adds certain requirements for covered institutions, including posting all documents exchanged between the Department of General Services and the covered institution on the central electronic procurement website eVA and requires approval by the covered institution's board of visitors or governing board if the covered institution chooses to proceed with construction management or design-build against the recommendation of the Department. The bill requires a local public body to adopt a resolution or motion to use construction management or design-build prior to issuing a Request for Qualifications and to publish notice of such resolution or motion on its website or eVA. Finally, the bill provides that the Department shall report annually, for any construction management or design-build project, on the qualifications that made such project complex.

**6. Budget Amendment Necessary:** No

**7. Fiscal Impact Estimates:** None

**8. Fiscal Implications:** No state fiscal impact expected.

**9. Specific Agency or Political Subdivisions Affected:** The bill impacts the Department of General Services, state public bodies, covered institutions, and local public bodies.

**10. Technical Amendment Necessary:** No

**11. Other Comments:** None