

CPARB DESIGN-BUILD STATUTE REVIEW COMMITTEE

SUMMARY OF RECOMMENDATIONS AND DRAFT BILL

October 1, 2018

Suggested Digest Summary: Proposed revisions to the statute were developed by the Capital Projects Advisory Review Board's (CPARB) Design-Build Statute Review Committee which includes public owners, design professionals and contractors. The revisions build on CPARB's Design-Build Best Practices Guidelines. Specific changes include the following: 1) Simplify the RFQ and RFP process to allow more flexibility for public owners and make it easier for design-builders to respond to public owners' solicitations. 2) Clarify the use of the progressive design-build delivery method, which reduces the cost and risk for design-builders to compete while allowing owners fuller participation in the design process. 3) Allow use of design-build on smaller dollar value projects which may increase opportunities for businesses to participate.

Detailed Summary of CPARB recommendations for Draft Legislation for the 2019 Legislative Session:

Design-Build

39.10.210 Clarify "price-related factor" and provide additional options for public owners.

39.10.250 Remove the limit of fifteen design-build projects between \$2M and \$10M that the PRC is allowed to approve for noncertified public bodies.

39.10.270 Remove the limit of five design-build projects between \$2M and \$10M that certified public bodies are allowed to do during their certification period.

39.10.300 Allow certified and noncertified public bodies to use design-build contracting procedures, including progressive design-build, on projects equal to or greater than \$2M (subject to requirements in RCW [39.10.250](#), [39.10.270](#), or [39.10.280](#).)

39.10.330 Simplify and clarify the selection process described in RFQ and RFP documents, and strengthen language around honoraria.

39.10.470 Clarify disclosure requirements for documents related to a design-build procurement.

42.56.270 Make exempt from disclosure any financial information submitted by proposers for alternative public works projects as required by RCW 39.10.200 through 39.10.905.