



816844

CHAMBER ACTION

Senate

House

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Floor: WD/2R
5/1/2008 2:10 PM



1 Senator Baker moved the following **amendment:**

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3 **Senate Amendment (with title amendment)**

4 Delete line(s) 1674-1691

5 and insert:

6 (7) If the department determines that it is in the best
7 interest of the public, the department may pay a stipend to
8 unsuccessful firms who have submitted responsive proposals for
9 construction or maintenance contracts. The decision and amount of
10 a stipend will be based upon department analysis of the estimated
11 proposal development costs and the anticipated degree of
12 competition during the procurement process. Stipends shall be
13 used to encourage competition and compensate unsuccessful firms
14 for a portion of their proposal development costs. The department
15 shall retain the right to use ideas from unsuccessful firms that
16 accept a stipend.



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17 ~~(8)(7)~~(a) If the head of the department determines that it
18 is in the best interests of the public, the department may
19 combine the design and construction phases of a building, a major
20 bridge, a limited access facility, or a rail corridor project
21 into a single contract. Such contract is referred to as a design-
22 build contract. The department shall advertise for bid a minimum
23 of 25 percent of the construction contracts which add capacity in
24 the 5-year adopted work program as design-build contracts.

25 Design-build contracts may be advertised and awarded
26 notwithstanding the requirements of paragraph (3) (c). However,
27 construction activities may not begin on any portion of such
28 projects for which the department has not yet obtained title to
29 the necessary rights-of-way and easements for the construction of
30 that portion of the project has vested in the state or a local
31 governmental entity and all railroad crossing and utility
32 agreements have been executed. Title to rights-of-way shall be
33 deemed to have vested in the state when the title has been
34 dedicated to the public or acquired by prescription.

35 (b) The department shall adopt by rule procedures for
36 administering design-build contracts. Such procedures shall
37 include, but not be limited to:

- 38 1. Prequalification requirements.
- 39 2. Public announcement procedures.
- 40 3. Scope of service requirements.
- 41 4. Letters of interest requirements.
- 42 5. Short-listing criteria and procedures.
- 43 6. Bid proposal requirements.
- 44 7. Technical review committee.
- 45 8. Selection and award processes.
- 46 9. Stipend requirements.

Bill No. CS for CS for CS for SB 1978



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===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete lines 142 - 143

and insert:

s. 337.11, F.S.; providing for the department to pay a
portion of certain proposal development costs; requiring
the department to advertise certain contracts as design-
build contracts; amending s. 337.18, F.S.;