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March 31, 2021

ENGROSSED 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.

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

1 collection system is authorized to utilize design-build as a project
2 delivery method for public water supply and wastewater treatment
3 facilities and wastewater collection systems.

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

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

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

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

22 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT
23 March 31, 2021 - DO PASS
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