

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011**

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SENATE BILL 947*

Short Title: Lower Cape Fear Design-Build. (Local)

Sponsors: Senator Rabon (Primary Sponsor).

Referred to: State and Local Government.

May 31, 2012

A BILL TO BE ENTITLED

1 AN ACT TO PERMIT THE LOWER CAPE FEAR WATER AND SEWER AUTHORITY TO
2 UTILIZE THE DESIGN-BUILD METHOD OF CONSTRUCTION OF WATER
3 PROJECTS.
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5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Notwithstanding G.S. 143-128, 143-129, 143-131, 143-132,
7 143-64.31, and 143-64.32, the Lower Cape Fear Water and Sewer Authority may use the
8 design-build method of construction for the construction of water projects by the Authority
9 within its service area. The Authority shall seek to prequalify and solicit at least three
10 design-build teams to bid on the project and shall receive at least three sealed proposals from
11 those teams for each project. The proposals shall not require the design-build team to submit
12 project design solutions. If three proposals are not received and the project has been publicly
13 advertised for a minimum of 30 days, the Authority may proceed with the proposals received.
14 The Authority shall interview at least two of the design-build teams that submit proposals. The
15 Authority shall award the contract to the best qualified team, taking into consideration in its
16 selection the time of completion of any project, compliance with the provisions of
17 G.S. 143-128.2, and the cost of the project.

18 **SECTION 2.** Notwithstanding Article 8 of Chapter 143 of the General Statutes, the
19 Lower Cape Fear Water and Sewer Authority may contract for the construction of water
20 projects by the Authority within its service area. The Authority shall award the contract to the
21 best qualified contractor, taking into consideration in its selection the time of completion of the
22 project and the cost of the project.

23 **SECTION 3.** This act is effective when it becomes law and expires December 31,
24 2015.

