

Senate Bill 305

By: Senators Mullis of the 53rd, Pearson of the 51st, Stoner of the 6th, Douglas of the 17th,
Staton of the 18th and others

AS PASSED

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 32-2-41 of the Official Code of Georgia Annotated, relating to the
2 powers of the commissioner of transportation, so as to establish an Intermodal Division in
3 the department; to amend Code Section 32-2-81 of the Official Code of Georgia Annotated,
4 relating to use of the design-build method of implementation of transportation projects, so
5 as to increase to 30 percent of the previous year's awarded amount the total that may be
6 contracted for using the design-build method; to provide for a reversion to 15 percent as of
7 July 1, 2014; to provide for related matters; to provide for an effective date; to repeal
8 conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 style="text-align:center">**SECTION 1.**

11 Code Section 32-2-41 of the Official Code of Georgia Annotated, relating to the powers of
12 the commissioner of transportation, is amended by revising paragraph (5) of subsection (b)
13 as follows:

14 "(5) There shall be an Engineering Division of the department to be supervised by the
15 chief engineer, a Finance Division of the department to be supervised by the treasurer,
16 an Administration Division of the department to be supervised by the deputy
17 commissioner, an Intermodal Division to be supervised by an appointee serving at the
18 pleasure of the commissioner, and a Local Grants Division to be supervised by an
19 appointee serving at the pleasure of the commissioner. The duties, responsibilities, and
20 personnel of each such division shall be as established by the commissioner."

21 style="text-align:center">**SECTION 1.**

22 Code Section 32-2-81 of the Official Code of Georgia Annotated, relating to use of the
23 design-build method of implementation of transportation projects, is amended by revising
24 subsection (f) as follows:

25 "(f) In contracting for design-build projects, the department shall be limited to contracting
26 for no more than ~~15~~ 30 percent of the total amount of construction projects awarded in the
27 previous fiscal year. After July 1, 2014, in contracting for design-build projects, the
28 department shall be limited to contracting for no more than 15 percent of the total amount
29 of construction projects awarded in the previous fiscal year."

30 **SECTION 2.**

31 This Act shall become effective on July 1, 2010.

32 **SECTION 3.**

33 All laws and parts of laws in conflict with this Act are repealed.