

House Bill 202 (AS PASSED HOUSE AND SENATE)

By: Representatives Epps of the 144<sup>th</sup>, Roberts of the 155<sup>th</sup>, and Shaw of the 176<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Title 32 of the Official Code of Georgia Annotated, relating to highways, bridges,  
2 and ferries, so as to provide for requirements for performing value engineering studies; to  
3 provide for criteria for the allocation of federal and state funds by the Department of  
4 Transportation; to provide for related matters; to repeal conflicting laws; and for other  
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Title 32 of the Official Code of Georgia Annotated, relating to highways, bridges, and ferries,  
9 is amended by revising subsection (d) of Code Section 32-2-41.2, relating to the development  
10 of benchmarks, reports, and value engineering studies by the Department of Transportation,  
11 to read as follows:

12 "(d) Value engineering studies shall be performed on all projects whose costs exceed \$10  
13 \$50 million, except for any project procured in accordance with Code Sections 32-2-79,  
14 32-2-80, and 32-2-81, and the director shall submit an annual report to the Governor, the  
15 Lieutenant Governor, the Speaker of the House of Representatives, and the chairpersons  
16 of the House and Senate Transportation Committees detailing the amount saved due to the  
17 value engineering studies. This report shall also be published on the website of the  
18 department."

19 **SECTION 2.**

20 Said title is further amended by revising paragraph (1) of subsection (a) of Code Section  
21 32-5-30, relating to the allocation of state and federal funds, budgeting periods, and reduction  
22 of funds, to read as follows:

23 "(a)(1) The total of expenditures from the State Public Transportation Fund under  
24 paragraphs (4), (5), and (6) of Code Section 32-5-21 plus expenditures of federal funds  
25 appropriated to the department, ~~not including any federal funds specifically designated~~

26 for projects that have been earmarked by a member of Congress in excess of appropriated  
27 funds, shall be budgeted by the department over two successive budgeting periods every  
28 decade. However, such budgeting shall not include:

29 (A) Any federal funds specifically designated for projects that have been earmarked  
30 by a member of Congress in excess of appropriated funds;

31 (B) Any funds for a project undertaken for purposes of providing for the planning,  
32 surveying, constructing, paving, and improving of The Dwight D. Eisenhower System  
33 of Interstate and Defense Highways within the state; or

34 (C) Any funds for a project undertaken for purposes of providing for the planning,  
35 surveying, constructing, paving, and improving of any part of the state designated  
36 freight corridor, when such designation is made by the director of planning with  
37 approval from a majority of the board."

38 **SECTION 3.**

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