SUMMARY—Revises provisions relating to public works. (BDR 28-133)

FISCAL NOTE: Effect on Local Government: No.

Effect on the State: May have Fiscal Impact.

Effect on the State Highway Fund: No.

AN ACT relating to public works; revising the procedures the State Public Works Board of the State Public Works Division of the Department of Administration is required to adopt for the awarding of certain construction contracts; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the State Public Works Board of the State Public Works Division of the Department of Administration to adopt regulations establishing procedures for the awarding of a contract for services which assist the Division in the design and construction of a project of capital improvement based on a final cost of the project which the contractor guarantees will not be exceeded. (NRS 341.161) **Section 1** of this bill requires the Board to adopt regulations establishing such procedures to authorize the awarding of a contract based on a provable cost of a portion of the project.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 341.161 is hereby amended to read as follows:

341.161 1. The Administrator may let to a contractor licensed under chapter 624 of NRS a contract for services which assist the Division in the design and construction of a project of capital improvement.

2. The Board shall adopt regulations establishing procedures for:

(a) The determination of the qualifications of contractors to bid for contracts for services described in subsection 1.

(b) The bidding and awarding of such contracts, subject to the provisions of subsection 3.

(c) The awarding of construction contracts based on a final cost of the project ***, or a provable cost of a portion of the project,*** which the contractor guarantees will not be exceeded.

(d) The scheduling and controlling of projects.

3. Bids on contracts for services which assist the Division in the design and construction of a project of capital improvement must state separately the contractor's cost for:

(a) Assisting the Division in the design and construction of the project.

(b) Obtaining all bids for subcontracts.

(c) Administering the construction contract.

4. A person who furnishes services under a contract awarded pursuant to subsection 1 is a contractor subject to all provisions pertaining to a contractor in this title.

Sec. 2. 1. This section becomes effective upon passage and approval.

2. Section 1 of this act becomes effective:

(a) Upon passage and approval for the purpose of adopting any regulations and performing any other preparatory administrative tasks that are necessary to carry out the provisions of this act; and

(b) On January 1, 2028, for all other purposes.