
ASSEMBLY BILL NO. 418—ASSEMBLYMAN PERKINS

MARCH 17, 2003

Referred to Committee on Ways and Means

SUMMARY—Privatizes construction management duties of State Public Works Board. (BDR 28-1189)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to the State Public Works Board: requiring the State Public Works Board to contract with a private business for the management of certain construction and major repairs of projects of the Board; and providing other matters properly relating thereto.

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

- 1 **Section 1.** NRS 341.145 is hereby amended to read as follows:
2 341.145 The Board:
3 1. Has final authority to approve the architecture of all
4 buildings, plans, designs, types of construction, major repairs and
5 designs of landscaping.
6 2. Shall determine whether any rebates are available from a
7 public utility for installing devices in any state building which are
8 designed to decrease the use of energy in the building. If such a
9 rebate is available, the Board shall apply for the rebate.
10 3. Shall solicit bids for and let all contracts for new
11 construction or major repairs.
12 4. May negotiate with the lowest responsible and responsive
13 bidder on any contract to obtain a revised bid if:
14 (a) The bid is less than the appropriation made by the
15 Legislature for that building project; and



1 (b) The bid does not exceed the relevant budget item for that
2 building project as established by the Board by more than 10
3 percent.

4 5. May reject any or all bids.

5 6. After the contract is let, shall *solicit bids for a contract for a*
6 *person or business to* supervise and inspect *the* construction and
7 major repairs. *The Board shall award and execute the contract as*
8 *soon as practicable after the contract for the construction or major*
9 *repair is let.* The cost of *the contract for* supervision and inspection
10 must be financed from the capital construction program approved by
11 the Legislature.

12 7. Shall obtain approval from the Interim Finance Committee
13 when the Legislature is not in regular or special session, or from the
14 Legislature by concurrent resolution when the Legislature is in
15 regular or special session, for any change in the scope of the design
16 or construction of a project as that project was authorized by the
17 Legislature. The Board shall adopt by regulation criteria for
18 determining whether a change in the scope of the design or
19 construction of a project requires such approval.

20 8. May authorize change orders, before or during construction:

21 (a) In any amount, where the change represents a reduction in
22 the awarded contract price.

23 (b) Not to exceed in the aggregate 10 percent of the total
24 awarded contract price, where the change represents an increase in
25 that price.

26 9. Shall specify in any contract with a design professional the
27 period within which the design professional must prepare and
28 submit to the Board a change order that has been authorized by the
29 design professional. As used in this subsection, "design
30 professional" means a person with a professional license or
31 certificate issued pursuant to chapter 623, 623A or 625 of NRS.

32 10. Has final authority to accept each building as completed or
33 to require necessary alterations to conform to the contract, and to
34 file the notice of completion.

35 **Sec. 2.** This act becomes effective on July 1, 2004, and expires
36 by limitation on July 1, 2005.

