ENROLLED 2002 Legislature

CS for SB 24-B

12An act relating to construction of transportation facilities; amending s. 337.107, F.S.; allowing the Department of577899101011121314151516171718191010101111121314141515161718191910101111121314141515161717181919101011111213141415151617181919101111121314151516171718191910101011121314141515161718<								
3transportation facilities; amending s. 337.107,4F.S.; allowing the Department of5Transportation, until July 1, 2003, to include6right-of-way services as part of design-build7contracts; amending s. 337.11, F.S.;8broadening, until July 1, 2003, the list of9transportation projects that may be awarded as10design-build contracts; specifying that11construction of any portion of a project under12a design-build contract may not begin until13title to the necessary rights-of-way and14easements for that portion has vested in the15state or a local governmental entity and all16railroad crossing and utility agreements have17been executed; providing an effective date.1819Be It Enacted by the Legislature of the State of Florida:2021Section 1. Section 337.107, Florida Statutes, is22337.10723.7.10724.7.10525.7.5526.727.107.428.8292920.721.722.723.7.10723.7.10724.725.726.727.828.729.729.729.729.720.720.721.822.723.7.10723.7.10724.725.725.725.7 </td <td>1</td> <td></td>	1							
 F.S.; allowing the Department of Transportation, until July 1, 2003, to include right-of-way services as part of design-build contracts; amending s. 337.11, F.S.; broadening, until July 1, 2003, the list of transportation projects that may be awarded as design-build contracts; specifying that construction of any portion of a project under a design-build contract may not begin until title to the necessary rights-of-way and easements for that portion has vested in the state or a local governmental entity and all railroad crossing and utility agreements have been executed; providing an effective date. Be It Enacted by the Legislature of the State of Florida: asented to read: 337.107 Contracts for right-of-way servicesThe department may enter into contracts pursuant to s. 287.055 for right-of-way services as part of design-build contracts awarded pursuant to s. 337.11. Right-of-way services include negotiation and acquisition services, appraisal services, demolition and removal of improvements, and asbestos-abatement 	2	An act relating to construction of						
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Section 2. Paragraph (a) of subsection (7) of section 1 2 337.11, Florida Statutes, is amended to read: 3 337.11 Contracting authority of department; bids; 4 emergency repairs, supplemental agreements, and change orders; 5 combined design and construction contracts; progress payments; 6 records; requirements of vehicle registration .--7 (7)(a) If the head of the department determines that 8 it is in the best interests of the public, the department may 9 combine the right-of-way services and design and construction 10 phases of any a building, a major bridge, or a rail corridor project into a single contract, except for a resurfacing or 11 minor bridge project the right-of-way services and design and 12 construction phases of which may be combined under s. 337.025. 13 14 Such contract is referred to as a design-build contract. Design-build contracts may be advertised and awarded 15 notwithstanding the requirements of paragraph (3)(c). However, 16 17 construction activities may not begin on any portion of such projects for which the department has not yet obtained title 18 19 until title to the necessary rights-of-way and easements for 20 the construction of that portion of the project has vested in 21 the state or a local governmental entity and all railroad crossing and utility agreements have been executed. Title to 22 23 rights-of-way shall be deemed to have vested in the state when the title has been dedicated to the public or acquired by 24 25 prescription. 26 Section 3. Effective July 1, 2003, section 337.107, 27 Florida Statutes, as amended by this act, is amended to read: 337.107 Contracts for right-of-way services.--The 28 29 department may enter into contracts pursuant to s. 287.055 for right-of-way services on transportation corridors and 30 31 transportation facilities, or the department may include 2

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right-of-way services as part of design-build contracts 1 awarded pursuant to s. 337.11. Right-of-way services include 2 negotiation and acquisition services, appraisal services, 3 4 demolition and removal of improvements, and asbestos-abatement 5 services. 6 Section 4. Effective July 1, 2003, paragraph (a) of 7 subsection (7) of section 337.11, Florida Statutes, as amended by this act, is amended to read: 8 9 337.11 Contracting authority of department; bids; emergency repairs, supplemental agreements, and change orders; 10 combined design and construction contracts; progress payments; 11 12 records; requirements of vehicle registration .--(7)(a) If the head of the department determines that 13 14 it is in the best interests of the public, the department may combine the right-of-way services and design and construction 15 phases of a building, a major bridge, or a rail corridor any 16 17 project into a single contract, except for a resurfacing or 18 minor bridge project the right-of-way services and design and 19 construction phases of which may be combined under s. 337.025. Such contract is referred to as a design-build contract. 20 Design-build contracts may be advertised and awarded 21 22 notwithstanding the requirements of paragraph (3)(c). However, 23 construction activities may not begin on any portion of such projects for which the department has not yet obtained title 24 25 until title to the necessary rights-of-way and easements for 26 the construction of that portion of the project has vested in 27 the state or a local governmental entity and all railroad crossing and utility agreements have been executed. Title to 28 29 rights-of-way shall be deemed to have vested in the state when the title has been dedicated to the public or acquired by 30 prescription. 31

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