

HIGHWAY CONSTRUCTION CONTRACT AMENDMENTS

2011 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Curtis Oda

Senate Sponsor: J. Stuart Adams

LONG TITLE

General Description:

This bill modifies the Transportation Code by amending provisions relating to highway construction contracts on class B or C roads.

Highlighted Provisions:

This bill:

- requires the department to allow a local highway authority to be an additional contracting party for a federal-aid highway construction contract on a class B or C road along with the department in certain circumstances.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

72-6-108.5, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **72-6-108.5** is enacted to read:

72-6-108.5. Class B and C roads -- Federal-aid highway construction contract.

(1) Subject to the requirements of 23 C.F.R. 1.3 and if requested by a local highway authority that is the sponsor of the federal-aid highway construction project, the department shall allow a local highway authority to be an additional contracting party for a federal-aid

30 highway construction contract on a class B or C road along with the department.

31 (2) If a local highway authority makes a request to be an additional contracting party
32 under Subsection (1), the department may include the local highway authority as an additional
33 bondholder or obligee on the performance bond.

34 (3) Notwithstanding the provisions of this section, the department shall have the final
35 authority to make decisions relating to a federal-aid highway construction contract on a class B
36 or C road.