
OFFICE OF GOVERNOR RONNIE MUSGROVE
INTEROFFICE MEMORANDUM

TO: GOVERNOR
FROM: RILEY
SUBJECT: 3/4/01
CC: BOYD
FILE

Provided below for your reference are the provisions of HB 1489 as passed the House and as contained in the Senate Transportation Committee strike all.

As Passed the House

- Provides for Chairman of the Transportation Commission to serve as Executive Director of the Department of Transportation (Section 1)
- Creates the Office of Value Engineering and the Office of Minority Contractor Assistance. Provides for the Chairman to appoint a professional engineer as Deputy Commissioner (Section 2)
- Provides for the Governor to appoint the five members of the Transportation Transition Board by January 1, 2003, with the advice and consent of the Senate. The Chairman is to be from the state-at-large and is to have ten years' management experience and an MBA. Provides for each of the four Associate Commissioners to represent one of the Congressional Districts as such districts exist in January 2003. The Commissioners are to serve staggered terms. The Transition Board is created effective July 1, 2003, and shall become the Transportation Commission on January 1, 2004. (Section 3)
- Provides for the Office of Value Engineering to review all plans and to audit the construction processes of the department (Section 4)
- Provides for the duties of the Office of Minority Contractor Assistance (Section 5)
- Provides that all contracts for construction contain provisions for liquidated damages for each day the contractor fails to complete the project on time and contain provisions for compensation as an incentive for early completion of contracts (Section 6)
- Requires certain planning activities for all projects, including a master budget for segments. Provides that no segments be less than ten miles long, unless authorized or

required by law. Requires certain information to be provided and reported by the department (Section 7)

- Provides that the Chief Engineer will serve at the will and pleasure of the Chairman of the Commission (Section 8)
- Provides that contracts be let in accordance to the level of service as defined by the Transportation Research Board. Provides that 1987 Four-Lane Phase 4 projects and Gaming Roads projects may be reprioritized. Amends conditions when the Commission may authorize a segment less than ten miles long. (Section 9)
- Provides that Gaming Roads may be reprioritized and must be at least ten miles in length unless the segment meets certain criteria. Provides that segments less than ten miles in length be entered on the Commission's minutes. Establishes reporting requirements for progress on Gaming Roads. (Section 10)
- Authorizes the repeal of the four-lane gas tax twenty-five years after the completion of the last segment of 1987 Four-Lane Phase 4 roads (Section 11)
- Eliminates the \$3,000,000 monthly gaming fees diversion for Gaming Roads upon certification of completion of Gaming Roads (Section 12)
- Provides that the salary of the Chairman of the Commission not exceed \$91,000 and the salary of Associate Commissioners not exceed \$42,000 (Section 13)
- Conforms relevant CODE sections to the provisions of the bill eliminating elected commissioners (Section 14-19, 21)
- Provides that the Chairman and two Associate Commissioners constitute a quorum (Section 20)
- Repeals the CODE section creating the Office of the Executive Director (Section 22)
- Requires conformance with the Voting Rights Act of 1965 (Section 23)
- Provides for provisions of bill to be effective July 1, 2001 (Section 24)

Senate Strike All

- Provides that all contracts for construction, reconstruction or rehabilitation contain provisions for liquidated damages for each day the contractor fails to complete the project on time and contain provisions for compensation as an incentive for early completion of contracts (Section 1)
- Requires the department to enact certain project planning activities, including: a cost estimate for each project, retention of initial estimate for comparison with final costs,

approval of any changes to the cost estimate to be reviewed and approved by district and central office personnel, identification of the cost of consultants/contractors, and an annual report to the Senate and House Transportation Committees (Section 2)

- Provides that 1987 Four-Lane Phase 4 projects and Gaming Roads projects may be reprioritized and that 1987 Four-Lane funds may be spent on any prioritized project, but that Gaming Roads funds may only be spent on Gaming Roads. Authorizes the Commission to approve a segment less than ten miles long if the segment specifically addresses a safety deficiency or economic development (Section 3)
- Requires the Department to submit a report to the Legislature by January 10 each year on the status of Gaming Roads and provides certain information which must be provided in this report (Section 4)
- Authorizes the repeal of the four-lane gas tax fifteen years after the completion of the last segment of 1987 Four-Lane Phase 4 roads (Section 5)