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AN ACT
RELATING TO PROCUREMENT; AUTHORIZING THE USE OF DESIGN AND
BUILD PROJECT DELIVERY SYSTEMS FOR CERTAIN TRANSPORTATION
CONSTRUCTION PROJECTS FUNDED IN WHOLE OR IN PART BY THE
GRANTS PROGRAMS OF THE FEDERAL AMERICAN RECOVERY AND
REINVESTMENT ACT OF 2009; DECLARING AN EMERGENCY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. DESIGN AND BUILD PROCUREMENT FOR CERTAIN
TRANSPORTATION PROJECTS.--Notwithstanding any prohibition on
road and highway construction or reconstruction projects in
Section 13-1-119.1 NMSA 1978, the department of
transportation may use a design and build project delivery
system pursuant to Section 13-1-119.1 NMSA 1978 for projects
with a maximum allowable construction cost of more than fifty
million dollars (\$50,000,000) funded in whole or in part by
the grants programs of the federal American Recovery and
Reinvestment Act of 2009.

Section 2. EMERGENCY.--It is necessary for the public
peace, health and safety that this act take effect
immediately.