

117TH CONGRESS
2D SESSION

H. R. 7119

To amend the Water Infrastructure Finance and Innovation Act of 2014 to authorize the selection of eligible projects to be carried out using collaborative project delivery methods, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 17, 2022

Ms. DAVIDS of Kansas (for herself and Ms. MACE) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Water Infrastructure Finance and Innovation Act of 2014 to authorize the selection of eligible projects to be carried out using collaborative project delivery methods, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Water Design-Build
5 Improvement Act of 2022”.

1 **SEC. 2. COLLABORATIVE PROJECT DELIVERY METHODS.**

2 Section 5028 of the Water Infrastructure Finance
3 and Innovation Act of 2014 (33 U.S.C. 3907) is amend-
4 ed—

5 (1) by redesignating subsection (c) as sub-
6 section (d); and

7 (2) by inserting after subsection (b) the fol-
8 lowing:

9 “(c) COLLABORATIVE PROJECT DELIVERY METH-
10 ODS.—

11 “(1) AUTHORIZATION.—The Secretary or the
12 Administrator, as applicable, may select, in accord-
13 ance with this section, a project to be carried out
14 using a collaborative project delivery method (con-
15 sistent with any applicable State or local law), in-
16 cluding a construction management at-risk method
17 and a design-build method.

18 “(2) DEFINITIONS.—In this subsection:

19 “(A) COLLABORATIVE PROJECT DELIVERY
20 METHOD.—The term ‘collaborative project de-
21 livery method’ means a method for carrying out
22 a capital project that involves close collabora-
23 tion among the eligible entity, the owner of the
24 project (if different from the eligible entity), the
25 designer of the project, and the contractor for

1 the project, from design through completion of
2 construction.

3 “(B) CONSTRUCTION MANAGEMENT AT-
4 RISK METHOD.—The term ‘construction man-
5 agement at-risk method’ means a collaborative
6 project delivery method in which an engineering
7 firm and a construction management at-risk
8 firm are retained under 2 separate contracts for
9 design and construction, respectively.

10 “(C) DESIGN-BUILD METHOD.—The term
11 ‘design-build method’ means a collaborative
12 project delivery method under which a single
13 lead contract is entered into with a design-
14 builder for design and construction.”.

15 **SEC. 3. STUDY ON THE USE OF COLLABORATIVE PROJECT**
16 **DELIVERY METHODS.**

17 Not later than 180 days after the date of enactment
18 of this Act, the Administrator of the Environmental Pro-
19 tection Agency, in coordination with the Regional Admin-
20 istrators, and the Secretary of the Army, acting through
21 the Chief of Engineers, shall carry out, and make public
22 the results of, a study that—

23 (1) evaluates the use of collaborative project de-
24 livery methods in projects carried out using assist-
25 ance received under the Water Infrastructure Fi-

1 nance and Innovation Act of 2014 (33 U.S.C. 3901
2 et seq.);

3 (2) determines barriers to increased use of col-
4 laborative project delivery methods in such projects;

5 (3) assesses the potential benefits of using col-
6 laborative project delivery methods in such projects;

7 and

8 (4) identifies areas of need to educate agency
9 staff in collaborative project delivery method imple-
10 mentation and best practices.

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