

WEST VIRGINIA CODE: §5-22A-6

§5-22A-6. Design-build rules.

The Department of Administration shall propose rules for legislative approval pursuant to article three, chapter twenty-nine-a of this code and consistent with this article for the award of design-build contracts, which provide, at a minimum:

- (1) The procedures to select or designate a performance criteria developer and prepare performance criteria;
- (2) The application process for approval of a design-build project;
- (3) The procedures for selecting the most qualified design-builders prior to the release of the invitation for proposals;
- (4) The procedures for the preparation and contents of invitations for proposals;
- (5) The procedures for preparing and submitting proposals;
- (6) The procedures for evaluating proposals;
- (7) The procedures for negotiations between the agency and those submitting proposals prior to the acceptance of a proposal, if any such negotiations are contemplated;
- (8) The procedures for awarding and executing design-build contracts;
- (9) The procedures for awarding design-build contracts in the event of public emergencies as defined in the applicable statutes; and
- (10) The procedures for acting on formal protests relating to the solicitation or award of design-build contracts.