

FIRST REGULAR SESSION

# HOUSE BILL NO. 288

## 91ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE CAMPBELL.

Read 1<sup>st</sup> time January 8, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

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### AN ACT

To amend chapter 327, RSMo, relating to architects and engineers by adding thereto one new section relating to the same subject.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 327, RSMo, is amended by adding thereto one new section, to be known as section 327.465, to read as follows:

**327.465. 1. As used in this section, the following terms shall mean:**

(1) "Design-build", a project for which the design and construction services are furnished under one contract;

(2) "Design-build contract", a contract between the owner, owner's agent, tenant or other party and a design-build contractor to furnish the architecture, engineering and related design services, and the labor, materials and other construction services required for a specific public or private construction project;

(3) "Design-build contractor", any individual, partnership, joint venture, corporation or other legal entity that furnishes architecture or engineering services and construction services either directly or through subcontracts.

2. Any design-build contractor that enters into a design-build contract for public construction shall be exempt from the requirement that such person or entity hold a certificate of registration or such corporation hold a certificate of authority if the architectural, engineering or land surveying services to be performed under the contract are performed by:

(1) Persons who hold a certificate of registration for the appropriate profession and who are not employees of the design-build contractor; or

(2) Corporations that hold current certificates of authority from the board for the

19 **appropriate profession.**

20 **3. Any design-build contractor who performs the design work directly, or who**  
21 **practices architecture, professional engineering or professional land surveying through the**  
22 **contractor's employees, or who contracts to do so, shall hold a current certificate of**  
23 **registration or certificate of authority from the board for the professional so practiced.**

24 **4. Nothing in this chapter shall prohibit the enforcement of a design-build contract**  
25 **by an unregistered or unauthorized design-build contractor who only furnishes, but does**  
26 **not directly or through its employees perform the architectural, engineering or surveying**  
27 **required by the contract and who does not hold itself out as able to perform such services.**