

Chapter 434

(House Bill 734)

AN ACT concerning

Washington County – Advisory School Design Review Committee

FOR the purpose of codifying certain provisions relating to the Washington County Advisory School Design Review Committee; requiring the Washington County Board of Education to provide a schedule of project milestones to the Committee at the beginning of a certain schematic design stage; altering the timing of certain of the Committee's duties; authorizing the Committee to submit comments to the Washington County Board of Education; requiring the Washington County Board of Education to accept, reject, or modify the Committee's comments during a regularly scheduled public meeting; repealing a certain definition; defining certain terms; repealing a certain termination provision relating to the Committee; and generally relating to the Washington County Advisory School Design Review Committee.

BY adding to

The Public Local Laws of Washington County
Section 2-701(i)
Article 22 – Public Local Laws of Maryland
(2007 Edition and January 2009 Supplement, as amended)

BY repealing

Chapter 598 of the Acts of the General Assembly of 2005
Section 3

BY repealing and reenacting, with amendments,

Chapter 598 of the Acts of the General Assembly of 2005
Section 6

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 22 – Washington County

2-701.

(I) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(II) **“BIDDING DOCUMENT STAGE” MEANS THE PERIOD OF TIME FOLLOWING THE COMPLETION OF DESIGN WHERE ALL DOCUMENTS ARE COMPILED AND MADE SUITABLE FOR ADVERTISEMENT AND COMPETITIVE BIDDING.**

(III) **“COMMITTEE” MEANS THE ADVISORY SCHOOL DESIGN REVIEW COMMITTEE ESTABLISHED BY THE COUNTY COMMISSIONERS.**

(IV) 1. **“SCHEMATIC DESIGN” MEANS INITIAL DESIGN CONCEPTS.**

2. **“SCHEMATIC DESIGN” INCLUDES A BASIC FLOOR PLAN, EXTERIOR BUILDING ELEVATIONS, AND BUILDING CROSS SECTIONS.**

(V) **“SCHEMATIC DESIGN STAGE” MEANS THE PERIOD OF TIME WHEN THE SCHEMATIC DESIGN FOR THE PROJECT IS DEVELOPED.**

(2) **THE COUNTY COMMISSIONERS SHALL ESTABLISH AN ADVISORY SCHOOL DESIGN REVIEW COMMITTEE.**

(3) **THE WASHINGTON COUNTY BOARD OF EDUCATION SHALL PROVIDE A SCHEDULE OF PROJECT MILESTONES TO THE COMMITTEE AT THE BEGINNING OF THE SCHEMATIC DESIGN STAGE.**

(4) **THE COMMITTEE SHALL:**

(I) **REVIEW ALL CONSTRUCTION PLANS FOR SCHOOL CAPITAL IMPROVEMENT PROJECTS THAT EXCEED \$2,000,000; AND**

(II) **ENSURE THAT THE CONSTRUCTION AND OPERATIONAL AND MAINTENANCE EFFICIENCIES FOR EACH CAPITAL IMPROVEMENT PROJECT PROVIDE AN EFFECTIVE EDUCATIONAL ENVIRONMENT IN A COST-EFFICIENT MANNER.**

(5) **THE COMMITTEE SHALL BEGIN ITS DUTIES SPECIFIED IN PARAGRAPH (4) OF THIS SUBSECTION AT THE SCHEMATIC DESIGN STAGE FOR EACH CAPITAL IMPROVEMENT PROJECT AND CONCLUDE ITS REVIEW AT THE BIDDING DOCUMENT STAGE OF EACH CAPITAL IMPROVEMENT PROJECT.**

(6) (I) **THE COMMITTEE MAY SUBMIT COMMENTS TO THE WASHINGTON COUNTY BOARD OF EDUCATION AFTER REVIEW OF EACH STAGE OF THE PROJECT DESIGN.**

(II) THE WASHINGTON COUNTY BOARD OF EDUCATION SHALL ACCEPT, REJECT, OR MODIFY THE COMMITTEE'S COMMENTS DURING A REGULARLY SCHEDULED PUBLIC MEETING.

(7) AT THE CONCLUSION OF THE COMMITTEE'S REVIEW OF A PROJECT, THE COMMITTEE SHALL PREPARE A REPORT SUMMARIZING ITS FINDINGS AND MAKING RECOMMENDATIONS REGARDING THE CAPITAL IMPROVEMENT PROJECT TO THE COUNTY COMMISSIONERS AND THE WASHINGTON COUNTY BOARD OF EDUCATION.

(8) BEFORE ADVERTISEMENT FOR COMPETITIVE BIDS, THE COUNTY COMMISSIONERS AND THE WASHINGTON COUNTY BOARD OF EDUCATION JOINTLY SHALL REVIEW THE RECOMMENDATIONS OF THE COMMITTEE.

(9) THE COUNTY COMMISSIONERS SHALL HAVE THE RESPONSIBILITY OF DETERMINING WHETHER A CAPITAL IMPROVEMENT PROJECT MAY PROCEED TO THE BIDDING DOCUMENT STAGE.

(10) THE COUNTY COMMISSIONERS ARE NOT BOUND BY THE RECOMMENDATIONS SUBMITTED BY THE COMMITTEE.

Chapter 598 of the Acts of 2005

[SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) (1) In this subsection, the following words have the meanings indicated.

(2) "Bidding document stage" means the period of time following the completion of design where all documents are compiled and made suitable for advertisement and competitive bidding.

(3) "Committee" means the Advisory School Design Review Committee established by the County Commissioners.

(4) "Design development stage" means the point when the overall design for a school capital improvement project is approximately 60% complete.

(b) The Washington County Board of County Commissioners shall establish an Advisory School Design Review Committee.

(c) The Committee shall:

(1) review all construction plans for school capital improvement projects that exceed \$2,000,000; and

(2) ensure that the construction and operational and maintenance efficiencies for each capital improvement project provide an effective educational environment in a cost efficient manner.

(d) The school design review committee shall begin its duties specified in subsection (c) of this section at the design development stage for each capital improvement project and conclude its review at the bidding document stage of each capital improvement project.

(e) At the conclusion of the Committee's review of a project, the Committee shall prepare a report summarizing its findings and making recommendations regarding the capital improvement project to the Washington County Board of County Commissioners and the Washington County Board of Education.

(f) Prior to advertisement for competitive bids, the Washington County Board of County Commissioners and the Washington County Board of Education shall jointly review the recommendations of the Committee.

(g) The Washington County Board of County Commissioners shall have the responsibility of determining whether a capital improvement project may proceed to the bidding document stage.

(h) The Washington County Board of County Commissioners is not bound by the recommendations submitted by the Committee.]

SECTION 6. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2005. [Section 3 shall remain effective for a period of 6 years and, at the end of June 30, 2011, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.] Section 5 shall remain effective for a period of 1 year and, at the end of June 30, 2006, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2010.

Approved by the Governor, May 4, 2010.