

**ESSB 5768** - H AMD TO H AMD (H3051.1) **783**

By Representative Dickerson

WITHDRAWN 4/21/2009

1 On page 2, beginning on line 13 of the striking amendment, strike  
2 all of subsection (3) and insert the following:

3 "(3) The legislature finds that the risks of the deep bore  
4 tunnel have not been publicly validated, increasing the  
5 probability of cost overruns to the state. Therefore, the  
6 department shall report updated cost estimates for construction  
7 of the bored tunnel and also for the full Alaskan Way viaduct  
8 replacement project to the legislature and governor by January  
9 1, 2010. The report must contain the results of a consultation  
10 with the three most eligible bidders for the tunnel construction  
11 contract to review the cost estimates and risk assumptions, with  
12 particular attention paid to the geologic and hydrologic risks  
13 posed by the project area. The department shall not enter into  
14 a design-build contract for construction of the bored tunnel  
15 until the report in this section has been submitted. Any  
16 contract the department enters into related to construction of  
17 the deep bore tunnel must be a fixed price contract."

18

**EFFECT:** Makes a legislative finding that the risks of the deep bore tunnel have not been publicly validated, increasing the probability of cost overruns to the state.

Replaces a requirement for DOT to provide updated project cost estimates to the Legislature and Governor by January 1, 2010, with a similar study that includes consultation with the three most eligible bidders regarding cost estimates and risk assumptions. The new review must pay particular attention to the geologic and hydrologic conditions of the project area.

Requires that the contract for the construction of the deep bore tunnel be a fixed price contract.

--- END ---