

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: H3/25/03 S4/11/03

A Bill

HOUSE BILL 2421

5 By: Representative Dangeau
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For An Act To Be Entitled

8
9 *AN ACT TO EXEMPT PUBLIC INSTITUTIONS OF HIGHER*
10 *EDUCATION FROM REVIEW AND APPROVAL BY ARKANSAS*
11 *BUILDING SERVICES FOR PROJECTS EXCEEDING FIVE*
12 *MILLION DOLLARS (\$5,000,000); AND FOR OTHER*
13 *PURPOSES.*
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Subtitle

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16 *AN ACT TO EXEMPT PUBLIC INSTITUTIONS OF*
17 *HIGHER EDUCATION FROM REVIEW AND*
18 *APPROVAL BY ARKANSAS BUILDING SERVICES*
19 *FOR PROJECTS EXCEEDING FIVE MILLION*
20 *DOLLARS (\$5,000,000).*
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code § 19-4-1415(b), concerning exemptions to the
26 procedures for projects exceeding five million dollars (\$5,000,000), is
27 amended to read as follows:

28 (b)(1) No contract for projects between the state agency and the
29 construction manager, general contractor, architect, or engineer shall be
30 entered into without first obtaining approval of Arkansas State Building
31 Services and review by the Legislative Council.

32 (2) Arkansas State Building Services shall have involvement in
33 the selection and contract process from the project inception.

34 (3) There shall be separate contracts for design and
35 construction services.

36 (4) Arkansas State Building Services shall have the authority to



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1 promulgate rules and regulations pertaining to the process for awarding and
2 overseeing the contracts.

3 (5)(A) The Board of Trustees of the University of Arkansas ~~and~~ ,
4 the Board of Trustees of Arkansas State University shall be exempt from
5 review and approval by Arkansas State Building Services and any regulations
6 promulgated by it, provided that the institutions shall have adopted policies
7 and procedures involving the awarding and oversight of the contracts for
8 design and construction services.

9 (B)(i) Upon approval of the Department of Higher
10 Education, the governing boards of all other public institutions of higher
11 education shall be exempt from review and approval by Arkansas State Building
12 Services, if before approval is granted, the Department of Higher Education
13 has reviewed and approved policies and procedures adopted by the governing
14 boards with respect to bidding and construction of capital improvement
15 projects under the alternative delivery methods.

16 (ii) Nothing in this section shall prevent any of
17 the public institutions of higher education, exempt from review and approval
18 of Arkansas State Building Services, from entering into an agreement with
19 Arkansas State Building Services to perform services related to capital
20 improvement oversight of alternative delivery methods.

21 (6) All procedures pertaining to the contracts shall provide, to
22 the extent practicable, substantial uniformity between these institutions
23 with respect to the policies and procedures to be followed.

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25 /s/ Dangeau
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