

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

# A Bill

HOUSE BILL 2601

4  
5 By: Representative Pritchard  
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7

## For An Act To Be Entitled

8  
9 AN ACT TO PROVIDE FOR JOB ORDER CONTRACTING AND  
10 ON CALL CONTRACTOR PROCUREMENTS; AND FOR OTHER  
11 PURPOSES.  
12

## Subtitle

13  
14 AN ACT TO PROVIDE FOR JOB ORDER  
15 CONTRACTING AND ON CALL CONTRACTOR  
16 PROCUREMENTS.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code Title 19, Chapter 4, Subchapter 14 is amended  
22 to add additional sections to read as follows:

23 19-4-1416. Job order contracting.

24 (a) For purposes of this section, "job order contracting" means the  
25 acquisition of contracting services using a procurement method that requires  
26 contractors to submit qualifications and a coefficient of cost.

27 (b)(1) In job order contracting, the coefficient of cost will be  
28 multiplied by a reasonable construction cost index for the geographical area.

29 (2) The construction cost index should be from a third party  
30 provider who specializes in publishing construction cost indexes on a  
31 national and regional basis.

32 (c)(1) After a state agency has prepared and approved plans and  
33 specifications, it shall advertise for bids for the contemplated work as  
34 identified in § 19-4-1405.

35 (2) The bidder may submit a multiplier representing estimated  
36 cost inflation as part of the formal bid process.



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1           (3) The low bidder will be determined by multiplying the  
 2 coefficient of determination and the construction cost index value for the  
 3 specific type of work advertised.

4           (4) The most qualified bidder with the lowest cost will be  
 5 selected to perform the construction services as identified in the  
 6 construction specifications.

7           (d)(1) Job order contracting bid awards shall not extend beyond one  
 8 (1) fiscal year and shall not exceed three hundred thousand dollars  
 9 (\$300,000) for the first year of the contract.

10           (2) However, reasonable extensions may be granted at the  
 11 beginning of each new fiscal year not to exceed a total of five (5) years,  
 12 if:

13                   (A) The multiplier is mutually agreeable to the state  
 14 agency or institution of higher education and the contractor; and

15                   (B) The quality of the work is satisfactory to the state  
 16 agency or institution of higher education.

17           (3) On or before the five-year threshold, the agency or  
 18 institution will bid the construction service to assure competitive  
 19 opportunities and lowest cost circumstances.

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 21           19-4-1417. On call contractor procurement.

22           (a) For purposes of this section, "on call contractor" means the  
 23 acquisition of contracting services using a procurement method that requires  
 24 contractors to submit bids on specialty work, including heating, ventilating,  
 25 and air conditioning work, and electrical installations or repair.

26           (b)(1) After a state agency has prepared and approved plans and  
 27 specifications, the agency shall advertise for bids for the contemplated work  
 28 as identified in § 19-4-1405.

29           (2) To submit a bid for specialty work, the bidder must provide  
 30 references and cost experience information on previous work.

31           (3) The bidder may submit a multiplier representing estimated  
 32 cost inflation as part of the formal bid process.

33           (4) The most qualified bidder with the lowest cost shall be  
 34 selected to perform the construction services identified in the  
 35 specification.

36           (c)(1) On call contracting bid awards shall not extend beyond one (1)

1 fiscal year.

2 (2) However, reasonable extensions may be granted at the  
3 beginning of each new fiscal year not to exceed a total of five (5) years,  
4 if:

5 (A) The multiplier submitted as part of the formal bid  
6 process is mutually agreeable to the state agency or higher education  
7 institution and the contractor; and

8 (B) The quality of the work is satisfactory to the state  
9 agency or institution of higher education.

10 (3) On or before the five-year threshold, the agency or higher  
11 education institution will bid the construction service to assure competitive  
12 opportunities and lowest cost circumstances.

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