

State of Arkansas

76th General Assembly

Regular Session, 1987

HOUSE BILL

1746

By: Representatives Flanagan and McCuiston

"AN ACT TO AMEND SUBSECTIONS (a) AND (c) OF SECTION 5 OF ACT 716 OF 1975 [ARK. STAT. 5-1022] TO AUTHORIZE THE ARKANSAS STATE BUILDING SERVICES COUNCIL TO INCLUDE ON-SITE INSPECTIONS FOR CERTAIN CAPITAL IMPROVEMENT PROJECTS; TO PREVENT STATE AGENCIES AND INSTITUTIONS FROM PERFORMING INSPECTION RESPONSIBILITIES OF LICENSED ARCHITECTS AND ENGINEERS; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Subsection (a) of Section 5 of Act 716 of 1975, the same being Arkansas Statute 5-1022 (a), is hereby amended to read as follows:

"(a) Office of Construction. The Office of Construction shall:

(i) Supervise the bidding and awarding of contracts for new construction and renovations for and or by State agencies' capital improvements.

(ii) Approve methods of finance and establish and maintain complete construction files on all jobs, including plans and specifications for alterations, renovations, and repairs of all capital improvements.

(iii) Approve all proposed contracts, change orders and payments requests.

(iv) Insure that on-site inspection of all construction projects, alterations, and repairs is accomplished on a regular basis and maintain records of such inspections.

The Design Professional shall conduct visits to determine the responsibility and performance required by the contract documents. On-site observations shall concur with the contractor's payment request and shall be submitted in written form with the pay request. Such inspection reports shall be as adopted by the Arkansas State Building Services Council. State agencies

shall engage the services of licensed architects/engineers for all projects covered by Act 270 of 1941, as amended (Architectural Act) and by Act 202 of 1925, as amended, Act 130 of 1969 and Act 214 of 1953, as amended, (Engineering Acts).

SECTION 2. Subsection (c) of Section 5 of Act 716 of 1975, the same being Arkansas Statute 5-1022 (c), is hereby amended to read as follows:

"(c) Structural Advisory Office. The Structural Advisory Office shall be directed by an architect registered and licensed to practice architecture in the State and shall have had seven (7) years experience as a registered architect. The Office shall:

(i) Establish procedures, as approved by the Council, for the selection of architect/engineer services by state agencies and the State Building Services which insures an equitable opportunity for all persons and firms.

(ii) Encourage within the rules and regulations of the State the timely and expedient commitment and expenditure of appropriations for construction.

(iii) Establish standard fee schedules, as approved by the Council, for architect/engineer services for capital improvements.

(iv) Develop and, upon adoption by the Council, establish minimum design standards and criteria which shall be made available to all architect/engineers in the State.

(v) Utilize, require, or undertake studies concerning the needs for and cost of proposed capital improvements.

(vi) Review and approve, consistent with the provisions of this Act, contracts for architect/engineers services, preliminary plans, construction plans, and construction contracts for capital improvements.

(vii) Insure that the construction of all projects complies with the contract documents.

(viii) Except in capital improvement projects costing less than \$75,000.00 constructed by agencies without architect/engineer services, obtain and maintain construction inspection reports from architects/engineers or their consultants from state agencies and institutions for all capital improvement construction projects. Such reports shall be provided as adopted by the Arkansas State Building Services Council. State agencies shall engage the services of licensed architects/engineers for all projects covered by Act 270

of 1941, as amended (Architectural Act) and by Act 202 of 1925, as amended, Act 130 of 1969 and Act 214 of 1953, as amended, (Engineering Acts)."

SECTION 3. All laws and parts of laws in conflict with this Act are hereby repealed.

