

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

A Bill

HOUSE BILL 2280

4
5 By: Representative Minton
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For An Act To Be Entitled

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9 "AN ACT TO AMEND ARKANSAS CODE 22-9-204 PERTAINING TO
10 IMPROVEMENTS EXCEEDING FIFTY THOUSAND
11 DOLLARS(\$50,000); SUBCONTRACTORS PENALTY. "
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Subtitle

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14 "TO AMEND ARKANSAS CODE 22-9-204;
15 SUBCONTRACTORS LISTING. "
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. Arkansas Code 22-9-204(b) and (c) are amended to read as
21 follows:

22 "(b)(1) In the event the prime contractor is qualified and licensed by
23 the Contractors Licensing Board, he may use his own forces to perform those
24 tasks listed in this section as subcontractors in one (1) or more of the
25 trades listed.

26 (2) A subcontractor, including the situation stated in (b)(1),
27 may subcontract a portion of the listed work, however, a subcontractor is
28 prohibited from subcontracting the work in its entirety.

29 (c)(1) When the prime contractor makes a definite decision regarding
30 the subcontractors he intends to use, he shall place the name of each
31 subcontractor in a blank space provided on the form of proposal of his bid.

32 (2) In the event that one (1) or more of the subcontractors named
33 by the prime contractor in his successful bid thereafter refuse to perform his
34 contract or offered contract, the prime contractor may substitute another
35 subcontractor, licensed by the Contractors Licensing Board, after having
36 obtained prior approval from the architect or engineer, the owner, ~~and the~~

1 ~~Construction Section of Arkansas State Building Services. Additional approval~~
2 ~~must be obtained from Arkansas State Building Services for capital improvement~~
3 ~~projects under its jurisdiction."~~

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5 SECTION 2. All provisions of this act of a general and permanent nature
6 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
7 Revision Commission shall incorporate the same in the Code.

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9 SECTION 3. If any provision of this act or the application thereof to
10 any person or circumstance is held invalid, such invalidity shall not affect
11 other provisions or applications of the act which can be given effect without
12 the invalid provision or application, and to this end the provisions of this
13 act are declared to be severable.

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15 SECTION 4. All laws and parts of laws in conflict with this act are
16 hereby repealed.