

Hall of the House of Representatives
86th General Assembly - Regular Session, 2007
Amendment Form

Subtitle of House Bill No. 2510

"AN ACT TO REESTABLISH FAIRNESS, TRANSPARENCY, AND COMPETITION IN THE
BIDDING PRACTICES FOR THE CONSTRUCTION OF PUBLICLY FUNDED BUILDINGS,
INFRASTRUCTURE, AND FACILITIES."

Amendment No. 1 to House Bill No. 2510.

Amend House Bill No. 2510 as originally introduced:

Add the following Senators as a cosponsor of the bill:
"Bryles, Steele"

AND

Add the following Representatives as cosponsors of the bill:
"Abernathy, Allen, T. Baker, Blount, E. Brown, Burkes, Burris, Cheatham,
Davis, Everett, Greenberg, Harrelson, Harris, J. Johnson, Kidd, Lamoureux,
Maxwell, Pierce, Reep, Reynolds, L. Smith, Walters, Woods, Wyatt"

AND

Page 9, delete lines 4 through 36 and substitute the following:
"bidding shall not be used for the procurement of the professional services
of legal, architectural, engineering, construction management, and land
surveying ~~professional consultant services~~ if:

(1) State agencies not exempt from review and approval of the
Arkansas Building Authority shall follow procedures established by the
authority for the procurement of the professional services of architectural,
engineering, land surveying, and construction management services; and

(2) Institutions of higher education exempt from review and
approval of the authority shall follow procedures established by their
governing boards for the procurement of architectural, engineering, land
surveying, and construction management ~~professional consultant services~~.

(b) It is the policy of the State of Arkansas and its political
subdivisions that political subdivisions shall follow the procedures stated
in this section, except that competitive bidding shall not be used for the
procurement of the professional services of legal, financial advisory,
architectural, engineering, construction management, and land surveying
~~professional consultant services~~.

(c) For purposes of this subchapter, a political subdivision of the



state may elect to not use competitive bidding for other professional services not listed in subsection (b) of this section with a two-thirds (2/3) vote of the political subdivision's governing body.

(d)(1) As used in this section, "construction management" means a project delivery method based on an agreement in which a state agency, political subdivision, public school district, or institution of higher education acquires from a construction entity a series of services that include, but are not limited to, design review, scheduling, cost control, value engineering, constructability evaluation, preparation and coordination of bid packages, and construction administration.

(2) "Construction management" includes, but is not limited to:
~~(A)(i)~~ "Agency agency construction management", in which a public school district selects a construction manager to serve as an agent for the purpose of providing administration and management services.

~~(ii)~~(3) The construction manager shall not hold subcontracts for the project or provide project bonding for the project, unless publicly advertised and bid.

The Amendment was read _____
By: Representative Dunn
JDF/JDF - 03-15-2007 08:45
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Chief Clerk