

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

As Engrossed: H4/3/23

A Bill

HOUSE BILL 1692

5 By: Representative Wing
6

For An Act To Be Entitled

8 AN ACT TO AMEND THE CONSTRUCTION MANAGER-GENERAL
9 CONTRACTOR METHOD OF PROCUREMENT PILOT PROGRAM; TO
10 AMEND THE LAW CONCERNING THE TRANSPORTATION PROJECTS
11 FOR WHICH THE CONSTRUCTION MANAGER-GENERAL CONTRACTOR
12 METHOD OF PROCUREMENT MAY BE USED; TO EXTEND THE
13 SUNSET DATE FOR THE CONSTRUCTION MANAGER-GENERAL
14 CONTRACTOR METHOD OF PROCUREMENT PILOT PROGRAM; AND
15 FOR OTHER PURPOSES.
16

Subtitle

17
18 TO AMEND THE CONSTRUCTION MANAGER-GENERAL
19 CONTRACTOR METHOD OF PROCUREMENT PILOT
20 PROGRAM.
21
22
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
25

26 SECTION 1. Arkansas Code § 19-11-1404(b), concerning the Construction
27 Manager-General Contractor Method of Procurement Pilot Program, is amended to
28 read as follows:

29 (b)(1)(A) ~~During the term of the program the~~ For the first phase of
30 the program, the commission may select a total of five (5) transportation
31 projects on which to utilize the construction manager-general contractor
32 method.

33 ~~(2)(A)(B)(i)~~ The sum of the construction cost estimates prepared
34 as required under § 19-11-1407 of all five (5) construction manager-general
35 contractor method transportation projects selected under subdivision
36 (b)(1)(A) of this section shall not exceed two hundred million dollars



1 (\$200,000,000).

2 ~~(B)(ii)~~ A construction cost estimate of a construction
3 manager-general contractor method transportation project selected under
4 subdivision (b)(1)(A) of this act shall not exceed one hundred million
5 dollars (\$100,000,000).

6 (2)(A) For the second phase of the program, beginning on the
7 effective date of this section, the commission may select a total of five (5)
8 additional transportation projects that are not currently in the procurement
9 process on which to utilize the construction manager-general contractor
10 method.

11 (B)(i) The sum of the construction cost estimates prepared
12 as required under § 19-11-1407 of all five (5) construction manager-general
13 contractor method transportation projects selected under subdivision
14 (b)(2)(A) of this section shall not exceed five hundred million dollars
15 (\$500,000,000).

16 (ii) A construction cost estimate of a construction
17 manager-general contractor method transportation project selected under
18 subdivision (b)(2)(A) of this section shall not exceed one hundred fifty
19 million dollars (\$150,000,000).

20
21 SECTION 2. Arkansas Code § 19-11-1404(d), concerning the Construction
22 Manager-General Contractor Method of Procurement Pilot Program, is amended to
23 read as follows:

24 (d) The program established under this subchapter shall terminate no
25 later than June 30, ~~2024~~ 2026.

26
27 SECTION 3. DO NOT CODIFY. Study of benefits and costs.

28 (a) The Director of the Arkansas Department of Transportation shall
29 provide an independent consultant study that compares the benefits and costs
30 for projects using the construction manager-general contractor method of
31 procurement versus the traditional design build delivery method of
32 procurement.

33 (b) The study required under subsection (a) of this section shall be
34 submitted to the Arkansas Legislative Audit for review.

35
36 APPROVED: 4/13/23