

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

HOUSE BILL 1702

By: Representative Barnett

For An Act To Be Entitled

AN ACT TO REVISE AND EXTEND THE AUTHORITY OF THE
STATE HIGHWAY COMMISSION TO ENTER INTO DESIGN-BUILD
CONTRACTS; AND FOR OTHER PURPOSES.

Subtitle

TO REVISE AND EXTEND THE AUTHORITY OF THE
STATE HIGHWAY COMMISSION TO ENTER INTO
DESIGN-BUILD CONTRACTS.

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

SECTION 1. Arkansas Code § 27-67-206(j)(2) and (3), concerning authority for the State Highway Commission to enter into design-build contracts, is amended to read as follows:

(2) Notwithstanding any other provisions of law to the contrary, the commission may:

(A) Establish written procedures and regulations for the procuring of qualifications-based, design-build services and for administering design-build project contracts;

(B) Receive solicited and unsolicited proposals for design-build construction projects from a design-builder;

(C) Award a design-build project contract on a qualification basis that offers the greatest value for the state;

(D) Contract with a design-builder to ~~acquire, design,~~ design, construct, ~~finance, improve, maintain, and operate~~ and maintain an unlimited number of qualified design-build projects, including turnpike projects, when state highway revenues are not required to fund any portion of the projects'



costs; and

(E) Contract with design-builders to ~~acquire, design,~~ design, construct, ~~finance, improve, maintain, and operate two (2) and maintain~~ qualified design-build projects within ten (10) years ~~of July 16, 2003, of~~ July 1, 2013, pursuant to Amendment 91 to the Arkansas Constitution, should state highway revenues be required to fund any portion of the projects' ~~cost~~ costs.

~~(3) However, the projects' costs for each of the two (2) individual contracts involving state highway revenues under subdivision (j)(2)(E) must be in excess of fifty million dollars (\$50,000,000) to qualify as design-build projects under this subsection.~~

APPROVED: 03/28/2013