

State of Arkansas  
92nd General Assembly  
Regular Session, 2019

# A Bill

HOUSE BILL 1572

By: Representative Ladyman

By: Senator L. Eads

## For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING STATE AGENCY  
CAPITAL IMPROVEMENT CONTRACTS FOR PURPOSES OF  
UNIFORMITY; AND FOR OTHER PURPOSES.

### Subtitle

TO AMEND THE LAW CONCERNING STATE AGENCY  
CAPITAL IMPROVEMENT CONTRACTS FOR  
PURPOSES OF UNIFORMITY.

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

SECTION 1. Arkansas Code § 18-44-503(a), concerning public buildings and improvements, is amended to read as follows:

(a) ~~No~~ A contract in ~~any~~ a sum exceeding ~~twenty thousand dollars~~ ~~(\$20,000)~~ the amount stated in § 22-9-203 providing for the repair, alteration, or erection of any public building, public structure, or public improvement shall not be entered into by the State of Arkansas or any subdivision ~~thereof~~ of the state, by any county, municipality, school district, or other local taxing unit, or by any agency of ~~any of the foregoing the state, a subdivision of the state, a county, a municipality, a school district, or any other local taxing unit~~, unless the contractor shall furnish to the party letting the contract a bond in a sum equal to the amount of the contract.

SECTION 2. Arkansas Code § 19-4-1405(d)(1), concerning the bidding procedure for the construction of buildings and facilities, is amended to



read as follows:

(d)(1)(A) Every bid submitted on state agency construction contracts for projects over the amount of ~~twenty thousand dollars (\$20,000)~~ shall be stated in § 22-9-203 is void unless accompanied by a cashier's check drawn upon a bank or trust company doing business in this state or by a corporate bid bond and the agent's power of attorney as his or her authority.

(B) ~~No bid~~ Bid security shall be is not required for projects under or equal to the amount of ~~twenty thousand dollars (\$20,000)~~ stated in § 22-9-203.

SECTION 3. Arkansas Code § 19-11-203(14)(Y), concerning the definition of "exempt commodities and services" under the Arkansas Procurement Law, is amended to read as follows:

(Y) Capital improvements valued at less than ~~twenty thousand dollars (\$20,000)~~ the amount stated in § 22-9-203, subject to minimum standards and criteria of the Building Authority Division of the Department of Finance and Administration;

**APPROVED: 4/2/19**