

ALABAMA CONTRACTORS ASSOCIATION

An Independent Association of Concerned Contractors and Subcontractors Fighting to Preserve Our Competitive Bid Laws

Say “**No**” to “**No Bid Public Contracts**”

PO Box 2354, Montgomery, Alabama 36102-2354

***Alabama Contractors Association is working to kill legislation that promotes no bid contracts.***

**Construction Management at Risk Legislation**

**Also Know as: Alternative Project Delivery**

**Construction Manager/ General Contractor**

* If this bill passes, an awarding authority will have sole discretion in determining prequalification requirements, thereby allowing the authority to pick whomever it wants to perform a public works project. “*The criteria are left to the awarding authority’s and design professional’s discretion….” Page 13, lines 18 & 19* The other words, the CM/GC is hand picked.
* If this bill passes, an awarding authority can choose CM/GC or D-B as the BEST method for a project, regardless of the opinions or objections of anyone else. There is no avenue for protest or appeal. *Page 10, line 24 – page 1, line 6.*
* If this bill passes, the CM/GC will set the budget and the timeline for the project with no oversight. *Page 11, lines 27 – 28.*
* If passed, the CM/GC is allowed to self-perform up to 10% of the project - based on a project budget developed by the CM/GC!! *Page 14, lines 18 – 23.*
* The 10% self-performed maximum does not apply to subcontract work the CM/GC decides to undertake because of “*under performance of the subcontractor*” or “*no subcontract bid received*” or “*no subcontract bid received within the* (GM/GC’s) *budget*.” *Page 15, line 8 – 25.*
* If passed, the CM/GC can choose subcontractors to perform work on projects of *“ $50,000 or less with or without advertising or sealed bids.” Page 7, lines 25 &27*
* The CM/GC sets the subcontractor qualifications, allowing the CM/GC to hand pick “qualified” subcontractors, without competition. *Page 17, lines 10 & 11*

This bill is anti-small business, anti-minority, anti-free competition and will be detrimental to local contractors, subcontractors and suppliers.

The Alabama General Fund is facing a $250 million shortfall. Passage of this bill would only add to that deficit.