

2026 Regular Session

SENATE CONCURRENT RESOLUTION NO. 64

BY SENATOR PRICE

PUBLIC WORKS. Creates the Task Force on Construction Management at-Risk (CMaR).

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A CONCURRENT RESOLUTION

To create and provide for the Task Force on Construction Management at-Risk (CMaR) to study the historical purpose of the legislation and to recommend any action or legislation the task force deems necessary and appropriate.

WHEREAS, Act 782 of the 2014 Regular Session created the construction management at risk project delivery method; and

WHEREAS, R.S. 38:2225.2.4 establishes CMaR as an alternative project delivery method for public entities when deemed to be in the public interest and beneficial to the owner; and

WHEREAS, R.S. 38:2225.2.4 defines CMaR as a delivery method in which the owner separately contracts with a design professional and a CMaR contractor during the preconstruction phase, with the CMaR contractor thereafter potentially providing construction services under a guaranteed maximum price arrangement; and

WHEREAS, the original statutory framework limited CMaR use for projects estimated to cost more than twenty-five million dollars; and

WHEREAS, Act 163 of the 2015 Regular Session established a CMaR pilot program and reduced the project threshold for any public entity to use the CMaR method for projects costing three million dollars or more; and

1 WHEREAS, subsequent legislation reduced the project cost threshold including
2 provisions permitting use on projects estimated to cost less than fifteen million dollars
3 subject to prior notification and approval by the House and Senate committees on
4 transportation, highways and public works; and

5 WHEREAS, additional legislation expanded the availability of CMaR to additional
6 public entities, specifically hospital districts, which included lower cost requirements than
7 other public entities subject to prior notification and approval by the House and Senate
8 committees on transportation, highways and public works; and

9 WHEREAS, the Louisiana Department of Transportation and Development has
10 recognized R.S. 38:2225.2.4 as legislative authorization for the use of CMaR on public
11 works projects and has published administrative guidance concerning implementation of the
12 delivery method; and

13 WHEREAS, with the CMaR delivery method, the contractor assumes financial risk
14 by committing to deliver the project within a guaranteed maximum price and the contractor
15 is responsible for cost overruns not caused by owner-directed changes or unforeseen
16 conditions, thereby placing the risk of managing construction costs, subcontractor
17 performance, and schedule execution on the contractor rather than the public owner; and

18 WHEREAS, it is necessary to assess the viability, needs, and effects of the CMaR
19 project delivery method regarding public entities and state agencies.

20 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby
21 establish and provide for the Task Force on Construction Management at Risk to study the
22 viability and necessity for certain provisions and restrictions, and to propose
23 recommendations, together with specific proposals for legislation, in a written report to the
24 legislature and to the David R. Poynter Legislative Research Library as required by R.S.
25 24:771 and 772, no later than March 1, 2028.

26 BE IT FURTHER RESOLVED that the task force shall include consideration of past
27 and current laws, policy, and industry practices.

28 BE IT FURTHER RESOLVED that the task force shall consist of the following
29 members:

30 (1) The chairman of the Senate Committee on Transportation, Highways and Public

1 Works, or his designee who shall serve as the chairman of the committee.

2 (2) The vice chairman of the Senate Committee on Transportation, Highways and
3 Public Works, or his designee.

4 (3) The chairman of the Senate Committee on Finance, or his designee.

5 (4) The chairman of the House Committee on Transportation, Highways and Public
6 Works, or his designee.

7 (5) The vice chairman of the House Committee on Transportation, Highways and
8 Public Works, or his designee.

9 (6)The chairman of the House Committee on Appropriations, or his designee.

10 (7) The secretary of the Department of Transportation and Development, or his
11 designee.

12 (8) The commissioner of the Division of Administration, or his designee.

13 BE IT FURTHER RESOLVED that the names of members serving, or their
14 designees, on the task force shall be submitted to the Senate Committee on Transportation,
15 Highways and Public Works staff no later than August 30, 2026.

16 BE IT FURTHER RESOLVED the task force shall convene for its first meeting no
17 later than November 1, 2026, at the call of chairman of the committee, and at the first
18 meeting, the members shall elect a vice chairman.

19 BE IT FURTHER RESOLVED that a majority of the task force shall constitute a
20 quorum for the transaction of business. All official actions of the task force shall require the
21 affirmative vote of a majority of the members.

22 BE IT FURTHER RESOLVED that the task force shall terminate on the date of the
23 submission of its report or March 1, 2028, whichever occurs first.

24 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
25 chairman of the Senate Committee on Transportation, Highways and Public Works, the vice
26 chairman of the Senate Committee on Transportation, Highways and Public Works, the
27 chairman of the Senate Committee on Finance, the chairman of the House Committee on
28 Transportation, Highways and Public Works, the vice chair of the House Committee on
29 Transportation, Highways and Public Works, the chairman of the House Committee on
30 Appropriations, the secretary of the Louisiana Department of Transportation and

1 Development and the commissioner of the Division of Administration.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

	DIGEST	
SCR 64 Original	2026 Regular Session	Price
Creates the Task Force on Construction Management at Risk.		