

NOTICE TO CONSULTANTS

USE OF UNMANNED AIRCRAFT SYSTEMS (UAS) AND COMPLIANCE WITH STATE AND FEDERAL LAW

The Arkansas Department of Transportation (Department) is implementing additional requirements governing the use of unmanned aircraft systems (UAS) in connection with Department contracts.

Pursuant to applicable federal law, including the American Security Drone Act of 2023, and Arkansas law, including Arkansas Code § 25-1-129 (as enacted by Act 525 of 2023), the use of UAS manufactured or assembled by covered foreign entities, including entities owned or controlled by the People's Republic of China, is restricted.

Contract Requirements – New Agreements

Effective immediately, Department professional services agreements will include a provision requiring that the Consultant or any subcontractor does not and will not use unmanned aircraft systems manufactured or assembled by entities prohibited under applicable federal or Arkansas law in the performance of services under the Agreement.

Existing Contracts

Consultants currently under contract with the Department may be requested to execute an updated **Compliance with State Law Certification** to address these requirements. This certification will apply to the Consultant and any subcontractors, subconsultants, or other entities providing or operating UAS in connection with the contract.

General Expectations

Consultants are expected to ensure that any UAS utilized in connection with Department work complies with applicable federal and state restrictions. This includes, but is not limited to, the procurement, provision, and operation of UAS equipment.

For more information contact the Department's Consultant Contracts Division.

consultantcontracts@ardot.gov

Phone: (501) 569-2114

