

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

HOUSE BILL 1383

By: Representative Vines
By: Senator D. Wyatt

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING CONTRACT BIDDING
TO MAKE THE REQUIREMENTS UNIFORM; AND FOR OTHER
PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING CONTRACT
BIDDING TO MAKE THE REQUIREMENTS UNIFORM.

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

SECTION 1. Arkansas Code § 22-9-202 is amended to read as follows:

22-9-202. Construction of this section and §§ 22-9-203 and 22-9-204.

(a) It is the intent of this section and §§ 22-9-203 and 22-9-204 to provide a uniform procedure ~~to be followed by that~~ a taxing unit shall follow when work is ~~to be~~ done under formal contract.

(b)(1) This section and §§ 22-9-203 and 22-9-204 do not:

~~(1)(A)~~ Prevent a taxing unit from performing any of the work or making any of the improvements referred to in this section and §§ 22-9-203 and 22-9-204 by the use of its own employees; or

~~(2)(B)~~ Require that bids must be received from ~~contractors a~~ contractor as a condition precedent to the right to use the taxing unit's own employees.

(2) This section and §§ 22-9-203 and 22-9-204 do not prevent a county government from separately procuring:

(A) Commodities in accordance with § 14-22-101 et seq.;

(B) Professional services in accordance with § 19-11-801



et seq.; or

(C) Construction work from one (1) or more separate contractors under separate contract or invoice so that the work is not included in calculating the bid requirement threshold of twenty thousand dollars (\$20,000).

(c) This section and §§ 22-9-203 and 22-9-204 do not amend or repeal any law that requires the publication of notice in those instances in which the estimated amount of the cost of the proposed improvements within the scope of the contract is less than twenty thousand dollars (\$20,000).

SECTION 2. Arkansas Code § 22-9-209(a), concerning contracts for the renovation of historic sites, is amended to read as follows:

(a) ~~No~~ A contract for the altering, repairing, or renovation of a recognized historic site or structure owned by the State of Arkansas or with title vested in the name of a state agency or of another taxing authority, ~~where in which~~ the estimated cost of the work equals or exceeds the sum of ~~ten thousand dollars (\$10,000),~~ twenty thousand dollars (\$20,000) shall ~~not~~ be entered into between the state agency or taxing authority and any contractor unless the state agency or taxing authority ~~shall have~~ has first published notice of intention to receive bids for improvements one (1) time each week for not less than two (2) consecutive weeks in a newspaper of general circulation published in the county in which the proposed improvements are to be made or in a trade journal reaching the construction industry.

APPROVED: 03/22/2013