

State of Arkansas  
95th General Assembly  
Regular Session, 2025

## A Bill

SENATE BILL 165

By: Senator J. Dotson  
By: Representative Gazaway

### For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING COMPETITIVE SEALED PROPOSALS UNDER THE ARKANSAS PROCUREMENT LAW; AND FOR OTHER PURPOSES.

### Subtitle

TO AMEND THE LAW CONCERNING COMPETITIVE SEALED PROPOSALS UNDER THE ARKANSAS PROCUREMENT LAW.

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

SECTION 1. Arkansas Code § 19-11-230(e)(2)(A), concerning competitive sealed proposals under the Arkansas Procurement Law, is amended to read as follows:

(2)(A) If discussions conducted after the deadline for the receipt of proposals clarify one (1) or more requirements that necessitate material revisions of proposals, each offeror determined to be responsible and reasonably susceptible of being awarded a contract shall be provided an opportunity to revise its proposal for the purpose of submitting a best and final offer.

SECTION 2. Arkansas Code § 19-11-230(e)(2)(C)(ii), concerning competitive sealed proposals under the Arkansas Procurement Law, is amended to read as follows:

(ii) In responding to a request for a best and final offer, an offeror may:

(a) Resubmit the offeror's original proposal



with lower pricing or additional benefits, or both, in accordance with the specifications of the request for proposals; ~~or~~

(b) Submit a written response that states that the offeror's original proposal, including without limitation the pricing, remains unchanged; or

(c) Resubmit the offeror's proposal by revising the offeror's response to one (1) or more of the specifications of the request for proposals.

**APPROVED: 2/27/25**