

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

HOUSE BILL 2200

By: Representatives M. Hodges, V. Flowers

By: Senator Elliott

For An Act To Be Entitled

AN ACT TO AMEND STATE PROCUREMENT LAWS; TO MODIFY THE DEFINITION OF "SMALL PROCUREMENTS" UNDER THE ARKANSAS PROCUREMENT LAW; TO INCREASE THE ABILITY OF THE STATE TO CONTRACT WITH CERTIFIED MINORITY BUSINESS ENTERPRISES; TO ELIMINATE BURDENSOME DISCLOSURE REQUIREMENTS; AND FOR OTHER PURPOSES.

Subtitle

TO MODIFY THE DEFINITION OF "SMALL PROCUREMENTS"; TO INCREASE THE ABILITY OF THE STATE TO CONTRACT WITH CERTIFIED MINORITY BUSINESS ENTERPRISES; AND TO ELIMINATE BURDENSOME DISCLOSURE REQUIREMENTS.

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

SECTION 1. Arkansas Code § 19-11-204(13), concerning definitions relating to source selection and contract formation under the Arkansas Procurement Law, is amended to read as follows:

(13)(A)~~(i)~~ "Small procurements" means ~~any a~~ a procurement ~~not exceeding a~~ that does not exceed the following purchase price ~~of ten thousand dollars (\$10,000). Small purchases~~ and may be procured without seeking competitive bids or competitive sealed bids:

(i) To assist the state in ensuring that ten percent (10%) of the total amount expended in state-funded and state-directed public



construction programs and procurement of commodities and services for the state each fiscal year is paid to minority business enterprises under the Minority Business Economic Development Act, § 15-4-301 et seq., twenty-five thousand dollars (\$25,000) if the procurement is with a certified minority business enterprise; and

(ii) For all procurements not satisfying the requirements of subdivision (13)(A)(i) of this section, ten thousand dollars (\$10,000).

~~(ii) However, competition (B) Competition~~ should be used to the maximum extent practicable.

~~(B) (C)~~ Items under state contract are excluded.

SECTION 2. Arkansas Code § 19-11-1012(b)(6), concerning standard contract forms for professional and consultant services contracts, is repealed.

~~(6)(A) The names of all individuals who will be supplying services to the state agency or to third party beneficiaries under the terms of the contracts, so far as those names are known to the contractor at the time of the execution of the contract.~~

~~(B) If the names of all individuals supplying services under the contract are not available at the time of the execution of the contract, the contract shall contain a provision requiring the contractor to submit periodically the names of individuals supplying services as soon as the identity of those individuals is known to the contractor;~~