

State of Arkansas  
93rd General Assembly  
Regular Session, 2021

# A Bill

HOUSE BILL 1772

By: Representative F. Allen

## For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING PROPRIETARY OR  
SOLE SOURCE PROCUREMENTS; AND FOR OTHER PURPOSES.

### Subtitle

TO AMEND THE LAW CONCERNING PROPRIETARY  
OR SOLE SOURCE PROCUREMENTS.

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

SECTION 1. Arkansas Code § 19-11-232 is amended to read as follows:  
19-11-232. Proprietary or sole source procurements.

(a) Under rules promulgated under this subchapter, a contract may be awarded for a required or designated commodity or service to a sole or mandatory supplier only when the State Procurement Director, the head of a procurement agency, or a designee of either officer above the level of agency procurement official determines in writing that: ~~it~~

(1) The other procurement methods available under this chapter or any other procurement law are not applicable; and

(2) It is not practicable to use other than the required or designated commodity or service.

(b)(1) Unless a written determination is made that there is only one (1) source for the required or designated commodity or service, efforts shall be made to obtain price competition.

(2) Before making a written determination under subsection (a) of this section for a contract for services, the director or the head of the procurement agency shall contact at least four (4) vendors to request a bid or offer for the procurement of the designated service.

