

Act 248 of the 1989 Regular Session.

Act 248

HB1180

By: Representatives Flanagan, Parkerson and Allen

"AN ACT TO AUTHORIZE COMMUNITY COLLEGE BOARDS TO ADOPT POLICIES ALLOWING BOARD MEMBERS AND EMPLOYEES TO SELL SERVICES AND COMMODITIES TO THE COMMUNITY COLLEGE; AND FOR OTHER PURPOSES."

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

SECTION 1. The board of directors of each community college may adopt written policies authorizing the community college to purchase commodities and services from members of the board and employees of the community college. The board may restrict the purchases to competitive bids or negotiated purchases, or both. When any board member would derive financial gain from a sale to the community college, and if the board is required to vote on the purchase, that board member shall not vote on that issue.

SECTION 2. The president of each community college shall maintain a file of all documents pertaining to sales to the community college by members of its board or its employees. Such documents shall be maintained for five (5) years and shall be open to public inspection under the Freedom of Information Act and shall be audited by the Division of Legislative Audit.

SECTION 3. No member of a community college board of directors and no employee of a community college shall, in an effort to influence the college to purchase commodities or services from him:

(a) Coerce, bribe or threaten economic sanctions against any board member or employee of the college in an effort to influence the decision on the purchase; or

(b) Purposely omit, conceal or falsify material facts to a board member or employee regarding the transaction.

SECTION 4. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 5. All laws and parts of laws in conflict with this Act are hereby repealed.

APPROVED: February 24, 1989

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