

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1383

5 By: Representative Vines
6 By: Senator D. Wyatt
7

For An Act To Be Entitled

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

14 TO AMEND THE LAW CONCERNING CONTRACT
15 BIDDING TO MAKE THE REQUIREMENTS UNIFORM.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 22-9-202 is amended to read as follows:

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

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

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

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

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

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

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

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



1 et seq.; or

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

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

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

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

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27 **APPROVED: 03/22/2013**
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