

Hall of the House of Representatives
84th General Assembly - Regular Session, 2003
Amendment Form

Subtitle of House Bill No. 2835

"THE ARKANSAS ECONOMIC DEVELOPMENT EXPANSION ACT

"

Amendment No. 2 to House Bill No. 2835.

Amend House Bill No. 2835 as engrossed H3/14/03:

Page 1, line 5, add "Chesterfield, Clemons, Dobbins, Eason, Goss, C. Johnson, Jones, Lewellen, Penix, Thomas, White"

AND

Add Senators Wilkins, Steele, Brown as cosponsors of the bill

AND

Page 2 delete line 21 and 22 and substitute the following:

"commission, bureau, division, public corporation, agency, institutions of higher learning, or instrumentality of this state.

25-10-403. Agency contracting - Diversity.

(a) State agencies shall include in all requests for proposals and requests for qualifications, language that encourages minority participation in each request for proposals and request for qualifications issued by the agency.

(b)(1) State agency requests for proposals and requests for qualifications shall take into consideration minority inclusion in the proposed project.

(2) Requests for proposals and requests for qualifications shall provide that an applicant unable to include minority owned businesses may explain the circumstances preventing minority inclusion.

25-10-404. Data recording and tracking.

(a)(1)(A) The Director of the Office of State Procurement of the Department of Finance and Administration shall track data regarding minority participation in each state agency request for proposals and request for qualifications that exceeds twenty-five thousand dollars (\$25,000).

(B) The Director of the Office of State Procurement shall promulgate rules



(2) The data shall include, but not be limited to, information regarding:

(A) The dollar amount for each contract awarded to a minority owned business;

(B) The total dollar amount spent on contracts by each state agency;

(C) The number and percentage of minority owned business applications for each request for proposal and request for qualifications; and

(D) The number and percentage of minority owned businesses awarded contracts by the agency.

(b)(1) The Director of the Office of State Procurement shall report the data required under subsection (a) of this section semiannually to the Governor and to the cochairs of the Legislative Council and to the Legislative Joint Audit Committee.

(c)(1) Each state agency shall include in its budget report to the Joint Budget Committee of the Legislative Council a listing of all contracts in amounts exceeding twenty-five thousand dollars (\$25,000) awarded to minority owned businesses.

(2) The vice-president or vice-chancellor for finance of each state college and university shall include in his or her budget report to the Joint Budget Committee of the Legislative Council a listing of all contracts in amounts exceeding twenty-five thousand dollars (\$25,000) awarded to minority owned businesses.

SECTION 2. Arkansas Code § 15-4-303 is amended to read as follows:
15-4-303. Advisory Council.

(a) The Division of Minority Business Enterprise of the Department of Economic Development shall be represented by a statewide Minority Business Advisory Council ~~to serve~~ under the management of the division.

(b) The council shall consist of seven (7) members.

(c)(1) The Governor shall appoint three (3) members of the council with the advice and consent of the Senate.

(2) The President Pro Tempore of the Senate shall appoint two (2) members of the council.

(3) The Speaker of the House of Representatives shall appoint two (2) members of the council.

(d) Except as otherwise provided by law, members of the council shall serve without compensation.

(e)(1) The term of office of the council shall be at the pleasure of the ~~Governor~~ appointing officer.

(2) On the effective date of this subdivision, the terms of present members of the council shall expire."

The Amendment was read _____

By: Representative Elliott

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Chief Clerk