

ARKANSAS SENATE
92nd General Assembly - Regular Session, 2019
Amendment Form

Subtitle of House Bill No. 1041

TO AMEND THE LAW CONCERNING THE AWARD PROCEDURE FOR CERTAIN PUBLIC CONTRACTS.

Amendment No. 1 to House Bill 1041

Amend House Bill No. 1041 as originally introduced:

Page 1, delete lines 22 through 34, and substitute the following:

“(b)(1)~~(A)~~ Except as provided under § 14-58-104, the municipal governing body of any city of the first class, city of the second class, or incorporated town shall provide by ordinance the procedure for making all purchases ~~which that~~ do not exceed ~~the sum of twenty thousand dollars (\$20,000)~~ thirty-five thousand dollars (\$35,000).

~~(B) Except as provided under § 14-58-104, the municipal governing body of any city of the second class or incorporated town may provide by ordinance the procedure for making all purchases.~~

(2)(A)(i) Except as provided under § 14-58-104, in a city of the first class ~~where,~~ a city of the second class, or an incorporated town in which the amount of expenditure for any purpose or contract exceeds ~~the sum of twenty thousand dollars (\$20,000)~~ thirty-five thousand dollars (\$35,000), the mayor or the mayor’s authorized representative shall invite competitive bidding on the purpose or contract by legal advertisement in any local newspaper.”

AND

Page 2, delete lines 5 through 8, and substitute the following:

“(B) The governing body by ordinance may waive the requirements of competitive bidding ~~in exceptional situations where this procedure is deemed~~ if an event imminently threatens the orderly operations



of the municipality or if an established imminent safety hazard is present that renders competitive bidding not feasible or practical or as provided under § 14-58-104.”

AND

Page 2, delete line 12, and substitute the following:

"(ii) Electronic media.

SECTION 2. Arkansas Code § 14-58-303, concerning purchases and contracts in a city of the first class, is amended to add an additional subsection to read as follows:

(e) Purchases and contracts made under this section shall not be subdivided for the purpose of avoiding competitive bidding required under this section.”

AND

Delete SECTION 2 and substitute the following:

"SECTION 3. Arkansas Code § 22-9-203, concerning the award procedure for public improvements generally, is amended to add additional subsections to read as follows:

(l) A governing body of a municipality by ordinance may waive the requirements of competitive bidding if an event imminently threatens the orderly operations of the municipality or if an established imminent safety hazard is present that renders competitive bidding not feasible or practical.

(m) Purchases and contracts made under this section shall not be subdivided for the purpose of avoiding competitive bidding required under this section.”

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator G. Stubblefield
KLC/KLC - 02-18-2019 17:35:51
KLC202

Secretary