

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

HOUSE BILL 1772

5 By: Representative F. Allen
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For An Act To Be Entitled

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

11 TO AMEND THE LAW CONCERNING PROPRIETARY
12 OR SOLE SOURCE PROCUREMENTS.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 19-11-232 is amended to read as follows:
20 19-11-232. Proprietary or sole source procurements.

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

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

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

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

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

