

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

As Engrossed: H2/27/97

A Bill

ACT 1088 OF 1997
HOUSE BILL 1601

4
5 *By: Representatives Simon, Courtway, and Wren*

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 19-4-1709 (b)(9) AND 19-4-
10 1710 (a) CONCERNING PROFESSIONAL AND CONSULTANT SERVICES
11 UNDER THE STATE ACCOUNTING AND BUDGETARY PROCEDURES; AND
12 FOR OTHER PURPOSES."

Subtitle

15 "AN ACT CONCERNING PROFESSIONAL AND
16 CONSULTANT SERVICES UNDER THE STATE
17 ACCOUNTING AND BUDGETARY PROCEDURES."

18
19
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. Arkansas Code 19-4-1709 (b)(9), concerning items to be
23 included in standard contract forms for professional and consultant services
24 under the State Accounting and Budgetary Procedures, is amended to read as
25 follows:

26 (9) For any contract in which the total compensation exclusive of
27 reimbursable expenses to be paid by the agency does not exceed ~~one thousand~~
28 ~~dollars (\$1,000)~~ five thousand dollars (\$5,000), a purchase order may be
29 utilized in lieu of the standard form or forms prescribed by the Chief Fiscal
30 Officer of the State. However, should the agency enter into a subsequent
31 contract with the same individual or organization during the same fiscal year,
32 regardless of the nature of the contract, then the details of the original
33 contract which utilized a purchase order form and of all subsequent contracts,
34 regardless of amount or type, shall be promptly reported to the Chief Fiscal
35 Officer of the State. This reporting shall be done to allow him to determine
36 whether the agency is utilizing a series of contracts to avoid the use of the

1 standard form and to avoid the application of appropriate regulations;»

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3 SECTION 2. Arkansas Code 19-4-1710 (a), submission of contracts for
4 professional and consultant services under the State Accounting and Budgetary
5 Procedures, is amended to read as follows:

6 ¶(a)(1) Any contract for professional services or consultant services
7 requiring the services of an individual for regular full-time or part-time
8 weekly work, ~~or services for longer than twenty (20) actual working days, or~~
9 where the total compensation exceeds ~~five thousand dollars (\$5,000)~~ ten
10 thousand dollars (\$10,000) must be presented to the Legislative Council or the
11 Joint Budget Committee by the Department of Finance and Administration prior
12 to the execution date of the contract.

13 (2) The Legislative Council or the Joint Budget Committee shall provide
14 the Chief Fiscal Officer of the State with their advice as to the propriety of
15 the contract within thirty (30) days of the submission.

16 (3) This contract shall not be submitted to the Legislative Council or
17 the Joint Budget Committee until the department has reviewed the contract and
18 provided the Legislative Council or the Joint Budget Committee with a
19 recommendation as to the legality of the contract.»

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21 SECTION 3. All provisions of this act of a general and permanent nature
22 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
23 Revision Commission shall incorporate the same in the Code.

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25 SECTION 4. If any provision of this act or the application thereof to
26 any person or circumstance is held invalid, such invalidity shall not affect
27 other provisions or applications of the act which can be given effect without
28 the invalid provision or application, and to this end the provisions of this
29 act are declared to be severable.

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31 SECTION 5. All laws and parts of laws in conflict with this act are
32 hereby repealed.

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34 /s/Rep. Simon, et al

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36 APPROVED:4-03-97