

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 2322 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: H3/17/05 H3/29/05

A Bill

HOUSE BILL 2670

5 By: Representatives Ledbetter, Rankin
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For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CODE § 19-11-217 TO
10 REQUIRE THE DEVELOPMENT OF A VEHICLE PURCHASING
11 PLAN TO REDUCE FUEL CONSUMPTION; AND FOR OTHER
12 PURPOSES.
13

Subtitle

14 AN ACT TO AMEND ARKANSAS CODE § 19-11-
15 217 TO REQUIRE THE DEVELOPMENT OF A
16 VEHICLE PURCHASING PLAN TO REDUCE FUEL
17 CONSUMPTION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 19-11-217 is amended to read as follows:
24 19-11-217. Powers and duties of director.

25 (a) The State Procurement Director shall serve as the principal
26 procurement officer of the state.

27 (b)(1) Except as otherwise provided in this subchapter and upon the
28 approval of the Director of the Department of Finance and Administration, the
29 State Procurement Director shall have the authority and responsibility to
30 promulgate regulations consistent with this subchapter.

31 (2) In addition, consistent with the provisions of this
32 subchapter, the State Procurement Director may adopt rules governing the
33 internal procedures of the Office of State Procurement.

34 (c) Except as otherwise specifically provided in this subchapter, the
35 State Procurement Director, within the limitations of this subchapter and the



1 rules and regulations promulgated under authority of this subchapter:

2 (1) Shall procure or supervise the procurement of all
3 commodities and services for each state agency not having an agency
4 procurement official and, when requested to do so by such an official,
5 procure commodities and services not otherwise under state contract;

6 (2)(A) Shall develop and implement a plan for all state agencies
7 acquiring vehicles that will reduce the overall annual petroleum consumption
8 of those state agencies by at least ten percent (10%) by January 1, 2009,
9 through measures that include:

10 (i) The use of alternative fuels, as defined by 42
11 U.S.C. § 13211 as it existed on January 1, 2005;

12 (ii) The acquisition of vehicles with higher fuel
13 economy, such as a hybrid vehicle operating on electricity and gasoline or
14 diesel or bio-diesel fuel; and

15 (iii) The substitution of cars for light trucks.

16 (B)(i) By January 30 of each year, the director shall
17 submit to the Legislative Council his or her report evaluating the progress
18 of the plan toward achieving the goal set in subdivision (c)(2)(A) of this
19 section.

20 (ii) The report shall include:

21 (a) The number and type of alternative fueled
22 vehicles, as defined by 42 U.S.C. § 13211 as it existed on January 1, 2005,
23 procured;

24 (b) The total number of alternative fueled
25 vehicles used by each state agency;

26 (c) The difference between the cost of the
27 purchase, maintenance, and operation of alternative fueled vehicles and
28 comparable conventionally-fueled vehicles, as defined by 42 U.S.C. § 13211 as
29 it existed on January 1, 2005;

30 (d) An evaluation of the plan's success; and

31 (e) Suggestions for modifying the plan;

32 ~~(2)(3)~~ Shall manage and establish internal procedures for the
33 office;

34 ~~(3)(4)~~ Shall sell, trade, or otherwise dispose of surplus
35 commodities belonging to the state;

36 ~~(4)(5)~~ Shall have the authority to establish and maintain

1 programs for the inspection, testing, and acceptance of commodities and
2 services;

3 ~~(5)~~(6) Shall establish and manage a list of vendors desiring
4 written notice of invitations for bid;

5 ~~(6)~~(7) May establish, by regulation, a fee for receiving a
6 written or electronic notice of invitations for bid; and

7 ~~(7)~~(8) Shall ensure compliance with this subchapter and
8 implementing regulations by reviewing and monitoring procurements conducted
9 by any designee, department, agency, or official delegated authority under
10 this subchapter.

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/s/ Ledbetter, et al

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APPROVED: 4/14/2005

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