

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 13 of the Regular Session

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007  
4

# A Bill

HOUSE BILL 1093

5 By: Representative Overbey  
6  
7

## For An Act To Be Entitled

9 AN ACT TO INCLUDE AN ITEM INTO THE STATUTE  
10 CONCERNING PURCHASES EXEMPTED FROM SOLICITING  
11 BIDS; AND FOR OTHER PURPOSES.  
12

## Subtitle

14 TO INCLUDE AN ITEM INTO THE STATUTE  
15 CONCERNING PURCHASES EXEMPTED FROM  
16 SOLICITING BIDS.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code § 14-22-106 is amended to read as follows:  
22 14-22-106. Purchases exempted from soliciting bids.

23 The following listed commodities may be purchased without soliciting  
24 bids:

- 25 (1) Perishable foodstuffs for immediate use;
- 26 (2) Unprocessed feed for livestock and poultry;
- 27 (3) Advanced emergency medical services provided by a nonprofit  
28 corporation and proprietary medicines when specifically requested by a  
29 professional employee;
- 30 (4) Books, manuals, periodicals, films, and copyrighted  
31 educational aids for use in libraries and other informational material for  
32 institutional purposes;
- 33 (5) Scientific equipment and parts therefor;
- 34 (6) Replacement parts and labor for repairs of machinery and  
35 equipment;



1 (7) Commodities available only from the federal government;

2 (8) Any commodities needed in instances in which an unforeseen  
3 and unavoidable emergency has arisen in which human life, health, or public  
4 property is in jeopardy. However, no such emergency purchase shall be  
5 approved unless a statement in writing shall be attached to the purchase  
6 order describing the emergency necessitating the purchase of such commodity  
7 without competitive bidding;

8 (9) Utility services the rates for which are subject to  
9 regulation by a state agency or a federal regulatory agency;

10 (10) Sand, gravel, soil, lumber, ~~or~~ used pipe, or used steel;

11 (11) Used or secondhand motor vehicles, machinery, or equipment,  
12 except that a used or secondhand motor vehicle that has been under lease to a  
13 county when the vehicle had fewer than ten thousand (10,000) miles of use may  
14 not be purchased by the county when it has been used ten thousand (10,000)  
15 miles or more except upon competitive bids as provided for in this chapter;

16 (12) Machinery, equipment, facilities, or other personal  
17 property purchased or acquired for, or in connection with, the securing and  
18 developing of industry under or pursuant to the provisions of Arkansas  
19 Constitution, Amendment 49 [repealed], of § 14-164-201 et seq., or of any  
20 other provision of law pertaining to the securing and developing of industry;

21 (13) Registered livestock to be used for breeding purposes;

22 (14) Motor fuels;

23 (15) Motor vehicles, equipment, machinery, material, or supplies  
24 offered for sale at public auction or through a process requiring sealed  
25 bids; and

26 (16) All goods and services that are regularly provided to state  
27 agencies and county government by the Department of Correction's various  
28 penal industries.

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APPROVED: 1/25/2007