

**STATE OF ARKANSAS
DEPARTMENT OF TRANSFORMATION AND SHARED SERVICES
OFFICE OF STATE PROCUREMENT
RULE GOVERNING TIME PERIOD FOR SUBMISSION OF RESOLUTION OF
PROTESTED SOLICITATIONS AND AWARDS**

MARK-UP OF RULE

R2:19-11-244.3. Time Periods for Submission. There are two types of protests permitted under Ark. Code Ann. § 19-11-244: (i) a protest in connection with the solicitation of a contract; and (ii) a protest in connection with the award of a contract. To be timely, a protest, must be Submitted in writing to the State Procurement Director or the head of the procurement agency conducting the procurement:

(a) at least seventy-two (72) hours before the deadline for submitting a response to the solicitation, if it is a protest in connection with the solicitation of a contract; or

(b) within fourteen (14) calendar days after the award or notice of anticipation to award has been posted. ~~In the event that both a notice of anticipation to award and an award have been posted, the protest shall be submitted in writing within fourteen (14) calendar days of whichever occurred~~ occurs first.

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NOV 03 2021

BUREAU OF
LEGISLATIVE RESEARCH

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

A Bill

SENATE BILL 400

5 By: Senator Flippo
6 By: Representative Jean
7

For An Act To Be Entitled

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9 AN ACT TO CLARIFY THE LAW CONCERNING THE TIME FOR
10 SUBMITTING A PROTEST UNDER THE ARKANSAS PROCUREMENT
11 LAW; AND FOR OTHER PURPOSES.
12
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Subtitle

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15 TO CLARIFY THE LAW CONCERNING THE TIME
16 FOR SUBMITTING A PROTEST UNDER THE
17 ARKANSAS PROCUREMENT LAW.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 19-11-244(a)(3), concerning the resolution
23 of protested solicitations and awards under the Arkansas Procurement Law, is
24 amended to read as follows:

25 (3) The protest shall be submitted in writing within fourteen
26 (14) calendar days after the ~~award~~ calendar day on which the contract is
27 awarded or the notice of anticipation to award ~~has been~~ the contract is
28 posted, whichever occurs first.
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31 APPROVED: 3/25/21
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