

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

HOUSE BILL

1138

By: Representatives McGinnis and Pollan

For An Act To Be Entitled

"AN ACT TO AMEND TITLE 19, CHAPTER 4, SUBCHAPTERS 17 AND 19 OF THE ARKANSAS CODE OF 1987 TO EXEMPT CERTAIN CONTRACTS FROM PRIOR LEGISLATIVE REVIEW TO STIMULATE ACQUISITION OF GRANTS IN INSTITUTIONS OF HIGHER EDUCATION; AND FOR OTHER PURPOSES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code 19-4-1705 is hereby amended to read as follows:

"19-4-1705. Contracts exempted. (a) The provisions of this subchapter shall not be applicable to the contracts of the Arkansas State Highway and Transportation Department covered by the technical work requirements and administrative controls of the Federal Highway Administration (FHWA), nor shall it be applicable to contracts let by the Arkansas State Highway and Transportation Department wherein the cost and fee are established by competitive bidding.

(b) The provisions of this subchapter shall not be applicable to contracts of institutions of higher education which:

(1) Will be paid in total from institutionally-generated funds and call for no obligation by the contracting institution beyond the amount received from such revenue source; or

(2) Are for services related to patents, copyrights, or trademarks."

SECTION 2. Arkansas Code 19-4-1901 is hereby amended to read as follows:

"19-4-1901. Submission of requests. (a) Requests for federal funds for grants, aids, reimbursement, and direct or indirect cost reimbursement plans, other than research grants, originated by a state agency other than a state institution of higher education shall be submitted to the Department of Finance and Administration prior to their submission to the granting source.

(b) Except the provisions of §19-4-1907, the remainder of this subchapter shall not be applicable to state institutions of higher education."

SECTION 3. Arkansas Code 19-4-1904 is hereby amended to read as follows:

"19-4-1904. Receipt of funds. (a) When any federal funds, grants, aids, or reimbursements, including unsolicited funds, are received by a state agency, the Department of Finance and Administration shall be notified on forms to be prescribed by the director of the department.

(b) The Department of Finance and Administration shall prescribe procedures for quarterly reporting information relative to grants, aids, reimbursement, and direct or indirect cost reimbursement plans, and research grants and aids for the institutions of higher education."

SECTION 4. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

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