

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Senator Walker

A Bill

SENATE BILL 775

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 14-22-106 TO REQUIRE BIDS FOR USED OR SECONDHAND MOTOR VEHICLES, MACHINERY, OR EQUIPMENT IF THE PURCHASE PRICE IS TWENTY THOUSAND DOLLARS (\$20,000) OR MORE; AND FOR OTHER PURPOSES."

Subtitle

"AN ACT TO REQUIRE BIDS FOR USED OR SECONDHAND MOTOR VEHICLES, MACHINERY, OR EQUIPMENT IF THE PURCHASE PRICE IS TWENTY THOUSAND DOLLARS (\$20,000) OR MORE."

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

SECTION 1. Arkansas Code 14-22-106 is amended to read as follows:

"14-22-106. Purchases exempted from soliciting bids.

The following listed commodities may be purchased without soliciting bids:

(1) Perishable foodstuffs for immediate use;

(2) Unprocessed feed for livestock and poultry;

(3) Advanced emergency medical services provided by a nonprofit corporation and proprietary medicines when specifically requested by a professional employee;

(4) Books, manuals, periodicals, films, and copyrighted

1 educational aids for use in libraries and other informational material for
2 institutional purposes;

3 (5) Scientific equipment and parts therefor;

4 (6) Replacement parts and labor for repairs of machinery and
5 equipment;

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

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

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

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

16 (11) Used or secondhand motor vehicles, machinery, or equipment
17 if the purchase price is less than twenty thousand dollars (\$20,000), except
18 that a used or secondhand motor vehicle which has been under lease to a
19 county when the vehicle had fewer than eighteen thousand (18,000) miles of
20 use may not be purchased by the county when it has been used eighteen
21 thousand (18,000) miles or more except upon competitive bids as provided for
22 in this chapter;

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

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

29 (14) Motor fuels;

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

33 (16) All goods and services which are regularly provided to
34 state agencies and county government by the Arkansas Department of
35 Correction's various penal industries."

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SECTION 2. 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 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 4 . All laws and parts of laws in conflict with this act are hereby repealed.

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