

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4
5 By: Senator Mahony

A Bill

SENATE BILL 365

For An Act To Be Entitled

9 "AN ACT AMENDING ARKANSAS CODE ANNOTATED § 6-21-304 TO
10 AUTHORIZE SCHOOL DISTRICTS TO PURCHASE COMMODITIES PRICED
11 AT LESS THAN \$10,000 WITHOUT SOLICITING BIDS; AND FOR
12 OTHER PURPOSES."

Subtitle

15 "TO AUTHORIZE SCHOOL DISTRICTS TO
16 PURCHASE COMMODITIES PRICED AT LESS THAN
17 \$10,000 WITHOUT 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 Annotated § 6-21-304(a) is amended to read as
22 follows:

23 "(a) All purchases of commodities by any school district, except those
24 specifically exempted by § 6-21-305, shall be made as follows:

25 (1) In each instance in which the estimated purchase price shall
26 equal or exceed five ten thousand dollars (~~(\$5,000)~~ (\$10,000), the commodity
27 shall be procured by soliciting bids, provided that the purchasing official
28 may reject all bids and may purchase the commodity by negotiating a contract.
29 If the purchasing official, after rejecting all bids, determines that the
30 purchase should be made by negotiation, then each responsible bidder who
31 submitted a bid shall be notified of the determination and shall be given a
32 reasonable opportunity to negotiate;

33 (2) Open market purchases may be made where the purchase price is
34 less than five ten thousand dollars (~~(\$5,000)~~ (\$10,000);

35 (3) No purchasing official shall parcel or split any item or
36 items with the intent or purpose to enable the purchase to be made under a

1 less restrictive procedure."

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3 SECTION 2. All provisions of this act of a general and permanent nature
4 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
5 Revision Commission shall incorporate the same in the Code.

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

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14 hereby repealed.

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