

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025
4

A Bill

SENATE BILL 165

5 By: Senator J. Dotson
6 By: Representative Gazaway
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING COMPETITIVE SEALED
10 PROPOSALS UNDER THE ARKANSAS PROCUREMENT LAW; AND FOR
11 OTHER PURPOSES.
12
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Subtitle

15 TO AMEND THE LAW CONCERNING COMPETITIVE
16 SEALED PROPOSALS UNDER THE ARKANSAS
17 PROCUREMENT LAW.
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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 § 19-11-230(e)(2)(A), concerning competitive
22 sealed proposals under the Arkansas Procurement Law, is amended to read as
23 follows:

24 (2)(A) If discussions conducted after the deadline for the
25 receipt of proposals clarify one (1) or more requirements that necessitate
26 material revisions of proposals, each offeror determined to be responsible
27 and reasonably susceptible of being awarded a contract shall be provided an
28 opportunity to revise its proposal for the purpose of submitting a best and
29 final offer.
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31 SECTION 2. Arkansas Code § 19-11-230(e)(2)(C)(ii), concerning
32 competitive sealed proposals under the Arkansas Procurement Law, is amended
33 to read as follows:

34 (ii) In responding to a request for a best and final
35 offer, an offeror may:

36 (a) Resubmit the offeror's original proposal



1 with lower pricing or additional benefits, or both, in accordance with the
2 specifications of the request for proposals; ~~or~~

3 (b) Submit a written response that states that
4 the offeror's original proposal, including without limitation the pricing,
5 remains unchanged; or

6 (c) Resubmit the offeror's proposal by
7 revising the offeror's response to one (1) or more of the specifications of
8 the request for proposals.

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APPROVED: 2/27/25