

ENGROSSED HOUSE AMENDMENT
TO
ENGROSSED SENATE BILL NO. 819

BY: ROZELL of the SENATE
and
ROACH of the HOUSE

AN ACT RELATING TO STATE CONTRACTS; AMENDING 74 O.S.
1991, SECTION 85.42, WHICH RELATES TO LIMITATIONS
ON CONTRACTS WITH CERTAIN PERSONS; REQUIRING ALL
STATE CONTRACTS TO INCLUDE CERTAIN AFFIDAVIT
PRECLUDING CERTAIN STATE EMPLOYEES FROM FULFILLING
SUCH CONTRACTS; AND PROVIDING AN EFFECTIVE DATE.

AMENDMENT NO. 1. Strike the title, enacting clause and entire bill
and insert

"(STATE CONTRACTS - AMENDING 74 O.S. 1991,
SECTION 85.42 - LIMITATIONS ON CONTRACTS -
EFFECTIVE DATE)

SECTION 1. AMENDATORY 74 O.S. 1991, Section 85.42, is
amended to read as follows:

Section 85.42 A. Except as otherwise provided for in this
section, any agency, whether or not such agency is subject to the
Oklahoma Central Purchasing Act, Section 85.1 et seq. of this title,
is prohibited from entering into a sole source contract or a
contract for professional services with or for the services of any
person, who has terminated his employment with or who has been
terminated by that agency for one (1) year after the termination

date of the employee from the agency. The provisions of this subsection shall not prohibit an agency from hiring or rehiring such person as a state employee.

B. Each contract entered into by any person or firm with the State of Oklahoma shall include an affidavit certifying that no person who has been involved in any manner in the development of that contract while employed by the State of Oklahoma shall be employed to fulfill any of the services provided for under said contract. This subsection shall not preclude faculty and staff of the institutions within the State System of Higher Education from negotiating and participating in research grants and educational contracts.

C. As used in this section, person is defined as any state official or employee of a department, board, bureau, commission, agency, trusteeship, authority, council, committee, trust, school district, fair board, court, executive office, advisory group, task force, study group, supported in whole or in part by public funds or entrusted with the expenditure of public funds or administering or operating public property, and all committees, or subcommittees thereof, judges, justices, and state legislators.

~~C.~~ D. An agency may enter into a sole source contract or a contract for professional services at any time with a person who is a qualified interpreter for the deaf.

SECTION 2. This act shall become effective September 1, 1992."

Passed the House of Representatives the 23rd day of April, 1992.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1992.

President

of the Senate