

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

SENATE BILL NO. 407

BY: BROWN

AS INTRODUCED

AN ACT RELATING TO PUBLIC BUILDINGS AND PUBLIC WORKS;
AMENDING SECTION 24, CHAPTER 301, O.S.L. 1986, AS
AMENDED BY SECTION 96, CHAPTER 203, O.S.L. 1987 (61
O.S. SUPP. 1990, SECTION 207.2), WHICH RELATES TO
CONTRACTS WITH ARCHITECTS, ENGINEERS AND LAND
SURVEYORS; PROVIDING EXEMPTION FOR OKLAHOMA
DEPARTMENT OF CORRECTIONS; AND DECLARING AN
EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 24, Chapter 301, O.S.L.
1986, as amended by Section 96, Chapter 203, O.S.L. 1987 (61 O.S.
Supp. 1990, Section 207.2), is amended to read as follows:

Section 207.2 A. ~~Effective December 31, 1987, except~~ Except as
provided by subsection B of this section, no state agency shall ~~have~~
~~contracts, or make contracts~~ contract with private individuals, or
have employed, or employ any ~~persons~~ person engaged in the practice
of architecture, engineering or land surveying for the purpose of
performing any construction upon any real property belonging to the

agency or to the state, or upon any real property of which this state will assume possession or ownership by contract, option to purchase agreement, lease, or otherwise. The term "practice of architecture" shall be defined as those activities of an architect as provided for in Section ~~45.3~~ 46.3 of Title 59 of the Oklahoma Statutes. The terms "practice of engineering" or the "practice of land surveying" shall be defined as such terms are defined by Section 475.2 of Title 59 of the Oklahoma Statutes.

B. The provisions of this section shall not apply to:

1. The Department of Human Services;
2. The Department of Tourism and Recreation;
3. The Department of Health insofar as the monitoring of permitted health care facility construction for licensing purposes;
4. The Oklahoma Historical Society insofar as the monitoring of historical site preservation and authenticity;
5. The Office of Public Affairs;
6. The State Department of Education and the common schools subject to its jurisdiction;
7. The Department of Transportation;
8. The Oklahoma State System of Higher Education; ~~and~~
9. The Military Department of the State of Oklahoma; and
10. The Oklahoma Department of Corrections.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

43-1-591

MJF