

ENROLLED SENATE
BILL NO. 262

By: Dunlap of the Senate

and

Wilt of the House

An Act relating to schools; amending 70 O.S. 1991, Section 5-123, which relates to expenditures and limitations; modifying certain expenditure limit; deleting language construing certain provision; construing provision in Public Competitive Bidding Act of 1974; exempting certain contracts between state agencies and school districts from the Public Competitive Bidding Act of 1974; providing for codification; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 70 O.S. 1991, Section 5-123, is amended to read as follows:

Section 5-123. No expenditure involving an amount greater than Five Hundred Dollars (\$500.00) shall be made by a board of education except in accordance with the provisions of a written contract or purchase order, ~~and no contract involving an expenditure of more than Seven Thousand Five Hundred Dollars (\$7,500.00) for the purpose of erecting any public building or making any improvements shall be made except upon sealed proposals and to the lowest responsible bidder. Provided, this section shall not be construed to prohibit a school district from erecting a building or making improvements on a force account basis. Contracts with any state agency for the purpose of emergency asbestos abatement shall be exempt from the provisions of this section.~~

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 103.4 of Title 61, unless there is created a duplication in numbering, reads as follows:

Nothing in the Public Competitive Bidding Act of 1974 shall be construed to prohibit a school district from erecting a building or making improvements on a force account basis. Contracts between a state agency and a school district for the purpose of emergency asbestos abatement shall be exempt from the provisions of the Public Competitive Bidding Act of 1974.

SECTION 3. This act shall become effective July 1, 1999.

SECTION 4. 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.

Passed the Senate the 23rd day of February, 1999.

President of the Senate

Passed the House of Representatives the 6th day of April, 1999.

Speaker of the House of Representatives