

ENGROSSED HOUSE
BILL NO. 2699

By: Johnson of the House
and
Coffee of the Senate

(public finance - amending 62 O.S., Section 41.5u -
contracts for customized computer software -
effective date)

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

SECTION 1. AMENDATORY Section 4, Chapter 391, O.S.L.
2005 (62 O.S. Supp. 2005, Section 41.5u), is amended to read as
follows:

Section 41.5u A. No state agency, as defined by Section 250.3
of Title 75 of the Oklahoma Statutes, nor the Purchasing Division of
the Department of Central Services, unless otherwise provided by
federal law, shall enter into a contract for the acquisition of
customized computer software developed ~~or modified~~ exclusively for
the agency or the state, unless the vendor agrees to provide to the
agency or the state the source code for the software and/or
modifications.

B. The State Purchasing Director or the procurement officers of
the state agencies not subject to the Central Purchasing Act shall
not process any state agency request for the custom modernization or
development of computer software unless the proposed vendor provides
documentation that complies with subsection A of this section.

C. The State Purchasing Director shall provide advice and
assistance, as may be required, in order for state agencies to
comply with the provisions of this section.

D. As used in this section:

1. "State agency" shall include all state agencies, whether subject to the Central Purchasing Act or not, except the Oklahoma Lottery Commission; and

2. "Source code" means the programming instruction for a computer program in its original form, created by a programmer with a text editor or a visual programming tool and saved in a file.

SECTION 2. This act shall become effective November 1, 2006.

Passed the House of Representatives the 15th day of March, 2006.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2006.

Presiding Officer of the Senate