

EHB 2699

1 THE STATE SENATE  
2 Tuesday, April 11, 2006

3 ENGROSSED  
4 House Bill No. 2699  
5 As Amended

6 ENGROSSED HOUSE BILL NO. 2699 - By: JOHNSON of the House and COFFEE  
7 of the Senate.

8 [ public finance - amending 62 O.S., Section 41.5u -  
9 contracts for customized computer software - effective  
10 date ]

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

12 SECTION 1. AMENDATORY Section 4, Chapter 391, O.S.L.  
13 2005 (62 O.S. Supp. 2005, Section 41.5u), is amended to read as  
14 follows:

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

23 B. The State Purchasing Director or the procurement officers of  
24 the state agencies not subject to the Central Purchasing Act shall  
25 not process any state agency request for the custom modernization or

(Bold face denotes Committee Amendments)

1 development of computer software unless the proposed vendor provides  
2 documentation that complies with subsection A of this section.

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

6 D. As used in this section:

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

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

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

14 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 4-5-06 - DO  
15 PASS, As Amended.