

3 Senate Bill No. 1500  
4 As Amended

5 SENATE BILL NO. 1500 - By: GUMM of the Senate and LIOTTA of the  
6 House.

7 [ state government - extending authority - State Treasurer -  
8 effective date -  
9 emergency ]

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

11 SECTION 1. AMENDATORY 74 O.S. 2001, Section 85.42, as  
12 last amended by Section 6, Chapter 342, O.S.L. 2003 (74 O.S. Supp.  
13 2005, Section 85.42), is amended to read as follows:

14 Section 85.42 A. Except as otherwise provided for in this  
15 section, any agency, whether or not such agency is subject to the  
16 Oklahoma Central Purchasing Act, Section 85.1 et seq. of this title,  
17 is prohibited from entering into a sole source contract or a  
18 contract for professional services with or for the services of any  
19 person, who has terminated employment with or who has been  
20 terminated by that agency for one (1) year after the termination  
21 date of the employee from the agency. The provisions of this  
22 subsection shall not prohibit an agency from hiring or rehiring such  
23 person as a state employee.

24 B. Each contract entered into by any person or firm with the  
25 State of Oklahoma shall include an affidavit certifying that no

1 person who has been involved in any manner in the development of  
2 that contract while employed by the State of Oklahoma shall be  
3 employed to fulfill any of the services provided for under said  
4 contract. This subsection shall not preclude faculty and staff of  
5 the institutions within The State System of Higher Education from  
6 negotiating and participating in research grants and educational  
7 contracts. Nor shall this subsection apply to personnel of the  
8 Capital Resources Division of the Oklahoma Department of Commerce  
9 who contract to provide services to the Oklahoma Capital Investment  
10 Board.

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

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

22 E. The Department of Transportation, Oklahoma Water Resources  
23 Board, Department of Environmental Quality, Oklahoma Tourism and

1 Recreation Department, the Oklahoma Transportation Authority, the  
2 office of the State Treasurer and the Oklahoma Department of  
3 Agriculture, Food, and Forestry may enter into a contract for  
4 professional services at any time with a person who has retired from  
5 state service, provided the provisions specified in subsection B of  
6 this section are satisfied.

7 F. The Department of Human Services may enter into a contract  
8 for professional services related to computer application  
9 development support and network engineering at any time with a  
10 person who has separated from state service, provided the provisions  
11 specified in subsection B of this section are satisfied.

12 SECTION 2. This act shall become effective July 1, 2006.

13 SECTION 3. It being immediately necessary for the preservation  
14 of the public peace, health and safety, an emergency is hereby  
15 declared to exist, by reason whereof this act shall take effect and  
16 be in full force from and after its passage and approval.

17 COMMITTEE REPORT BY: COMMITTEE ON FINANCE, dated 2-21-06 - DO PASS,  
18 As Amended and Coauthored.