

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 SENATE BILL NO. 2070

By: Sparks, Riley, Adelson,
6 Bass, Ivester, Laster,
7 Lerblance and Gumm of the
8 Senate

and

9 Collins, Braddock, Dorman,
10 Harrison, Hilliard, Inman,
11 Kiesel, Luttrell, McAffrey,
12 McMullen, Nations, Proctor
13 and Renegar of the House

14 COMMITTEE SUBSTITUTE

15 An Act relating to public buildings and public works;
16 amending 61 O.S. 2001, Section 51, which relates to
17 government bodies purchasing American-made goods;
18 requiring all United States flags and all Oklahoma
19 flags purchased by the state or political
20 subdivisions be manufactured in the United States;
21 and providing an effective date.

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

23 SECTION 1. AMENDATORY 61 O.S. 2001, Section 51, is
24 amended to read as follows:

Section 51. A. ~~All~~ Except as provided in subsection C of this
25 section, all agencies, boards, commissions, offices, institutions,
26 or other governmental bodies of the State of Oklahoma, and all

1 individuals making purchases on behalf of such governmental bodies,
2 shall purchase for such governmental bodies goods and equipment
3 manufactured or produced in the United States of America as
4 determined pursuant to federal and state law, unless:

5 1. A foreign-made product is substantially cheaper and of equal
6 quality;

7 2. A foreign-made product is of substantially superior quality
8 to competing American products and is sold at a comparable price; or

9 3. A reciprocal trade agreement or treaty has been negotiated
10 by the State of Oklahoma or by the United States government on
11 behalf of or including this state with a foreign nation or
12 government for nondiscriminatory governmental procurement practices
13 or policies with such foreign nation or government.

14 B. The state and any political subdivision of the state may
15 give a two and one-half percent (2 1/2%) differential preference to
16 the cost of goods and equipment manufactured or produced in the
17 United States of America over foreign-made products; provided that
18 such preferences shall not be for goods or equipment of inferior
19 quality to those offered from outside the United States of America.
20 This preference shall not be in addition to any other preference for
21 which such goods or equipment may be eligible pursuant to law.

22 C. All United States flags and all Oklahoma flags purchased by
23 the state or political subdivisions shall be manufactured in the
24 United States.

1 SECTION 2. This act shall become effective November 1, 2008.

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3 51-2-11014 LRB 04/10/08
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