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ENGROSSED HOUSE
BILL NO. 2910

By: Morgan, Smithson, Hoskin,
Tibbs, Hamilton, Scott,
Kouplén, Proctor and Dorman
of the House

and

Bingman of the Senate

An Act relating to state government; amending 74 O.S.
2001, Section 85.17A, which relates to the Department
of Central Services; modifying bidding preference;
providing an effective date; and declaring an
emergency.

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

SECTION 1. AMENDATORY 74 O.S. 2001, Section 85.17A, is
amended to read as follows:

Section 85.17A A. State agencies shall not discriminate
against bidders from states or nations outside Oklahoma, except as
provided by this section. State agencies shall reciprocate the
bidding preference given by other states or nations to bidders
domiciled in their jurisdictions for acquisitions pursuant to the
Oklahoma Central Purchasing Act. The State Purchasing Director
shall annually prepare and distribute to certified procurement

1 officers a schedule providing which states give bidders in their
2 states a preference and the extent of the preference. This schedule
3 shall be used by state agencies in evaluating bids.

4 B. For purposes of awarding contracts state agencies shall:

5 1. Give preference to goods and services that have been
6 manufactured or produced in this state if the price, fitness,
7 availability and quality are otherwise equal;

8 2. Give preference to goods and services from another state
9 over foreign goods or services if goods or services manufactured or
10 produced in this state are not equal in price, fitness,
11 availability, or quality; and

12 3. Add a percent increase to the bid of a nonresident bidder
13 equal to the percent, if any, of the preference given to the bidder
14 in the state in which the bidder resides.

15 SECTION 2. This act shall become effective July 1, 2010.

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

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1 Passed the House of Representatives the 10th day of March, 2010.

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4 Presiding Officer of the House of
Representatives
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6 Passed the Senate the ____ day of _____, 2010.

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9 Presiding Officer of the Senate
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