

ENROLLED SENATE  
BILL NO. 1714

By: Justice of the Senate

and

Morrisette, Collins,  
Morgan and Tibbs of the  
House

An Act relating to state agencies; amending 74 O.S. 2001, Section 85.17A, which relates to bidding preferences; giving purchasing preferences to certain goods and services under certain circumstances; setting standards for certain purchases; authorizing the addition of a percent increase to certain bid under certain circumstances; and providing an effective date.

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

B. For purposes of awarding contracts state agencies shall:

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

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

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

SECTION 2. This act shall become effective November 1, 2010.

Passed the Senate the 20th day of May, 2010.

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Presiding Officer of the Senate

Passed the House of Representatives the 26th day of May, 2010.

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Presiding Officer of the House  
of Representatives

