

THE HOUSE OF REPRESENTATIVES
Wednesday, February 24, 2010

House Bill No. 2910

HOUSE BILL NO. 2910 - By: MORGAN of the House.

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:

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

3 Section 85.17A A. State agencies shall not discriminate against bidders from states
4 or nations outside Oklahoma, except as provided by this section. State agencies shall
5 reciprocate the bidding preference given by other states or nations to bidders domiciled
6 in their jurisdictions for acquisitions pursuant to the Oklahoma Central Purchasing Act.
7 The State Purchasing Director shall annually prepare and distribute to certified
8 procurement officers a schedule providing which states give bidders in their states a
9 preference and the extent of the preference. This schedule shall be used by state
10 agencies in evaluating bids.

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

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

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

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

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

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

10 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT, dated 02-
11 23-10 - DO PASS.