

THE HOUSE OF REPRESENTATIVES  
Wednesday, March 31, 2010

Committee Substitute for  
ENGROSSED  
Senate Bill No. 1887

COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 1887 - By:  
ANDERSON of the Senate and RICHARDSON of the House.

[ public buildings and public works - Public Competitive Bidding Act of 1974 -  
effective date ]

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

1 SECTION 1. AMENDATORY 61 O.S. 2001, Section 103, as amended by  
2 Section 15, Chapter 271, O.S.L. 2006 (61 O.S. Supp. 2009, Section 103), is amended to  
3 read as follows:

4 Section 103. A. Unless otherwise provided by law, all public construction contracts  
5 exceeding Fifty Thousand Dollars (\$50,000.00) shall be let and awarded to the lowest  
6 responsible bidder, by open competitive bidding after solicitation for sealed bids, in  
7 accordance with the provisions of the Public Competitive Bidding Act of 1974. No work  
8 shall be commenced until a written contract is executed and all required bonds and  
9 insurance have been provided by the contractor to the awarding public agency.

10 B. Except as provided in subsection D of this section, public construction contracts  
11 less than Fifty Thousand Dollars (\$50,000.00) shall be let and awarded to the lowest

1 responsible bidder by receipt of written bids. No work shall be commenced until a  
2 written contract is executed and proof of insurance has been provided by the contractor  
3 to the awarding public agency.

4 C. Except as provided in subsection D of this section, public construction contracts  
5 for less than Two Thousand Five Hundred Dollars (\$2,500.00) for minor maintenance or  
6 minor repair work may be negotiated with a qualified contractor. No work shall be  
7 commenced until a written contract is executed and proof of insurance has been provided  
8 by the contractor to the awarding public agency.

9 D. The provisions of this subsection shall apply to public construction for minor  
10 maintenance or minor repair work to public school district property. Such public  
11 construction contracts for less than Twenty-five Thousand Dollars (\$25,000.00) may be  
12 negotiated with a qualified contractor. Such public construction contracts equal to or  
13 greater than Twenty-five Thousand Dollars (\$25,000.00) but less than Fifty Thousand  
14 Dollars (\$50,000.00) shall be let and awarded to the lowest responsible bidder by receipt  
15 of written bids. No work shall be commenced on any such public construction contract  
16 until a written contract is executed and proof of insurance has been provided by the  
17 contractor to the awarding public agency.

18 E. Requirements for competitive bidding shall be satisfied by both public school  
19 districts and technology center school districts through their participation in the bidding  
20 process of an interlocal joint or cooperative undertaking formed pursuant to Section 1004  
21 of Title 74 of the Oklahoma Statutes.

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

1 COMMITTEE REPORT BY: COMMITTEE ON GOVERNMENT MODERNIZATION,  
2 dated 03-30-10 - DO PASS, As Amended.