

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2746 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Jason Murphey _____

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2746

By: Murphey

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8 PROPOSED COMMITTEE SUBSTITUTE

9 An Act relating to state government; amending 74 O.S.
10 2011, Section 85.41, which relates to The Oklahoma
11 Central Purchasing Act; requiring certain report be
12 made available through certain web portal; and
13 providing an effective date.

14 SECTION 1. AMENDATORY 74 O.S. 2011, Section 85.41, is
15 amended to read as follows:

16 Section 85.41. A. A state agency that acquires professional
17 services shall comply with the provisions of this section.

18 B. The state agency shall evaluate the performance of the
19 professional services provided pursuant to all professional services
20 contracts exceeding the "fair and reasonable" dollar threshold. The
21 performance evaluation shall indicate the quality of service or work
22 product of the supplier. The state agency shall retain the
23 evaluation in the document file the state agency maintains for the
24 acquisition pursuant to Section 85.39 of this title. If the

1 evaluation indicates deficiencies with the supplier's work, the
2 state agency shall send a copy of the evaluation to the State
3 Purchasing Director.

4 C. If the work product of the contract is a report, the state
5 agency shall file the report with the State Librarian and Archivist
6 and make the report available to the public through the
7 documents.ok.gov web portal.

8 D. A state agency shall administer, monitor, and audit the
9 professional services contract. The State Purchasing Director may
10 require the state agency to report to the State Purchasing Director
11 the status of an unfinished professional services contract.

12 E. A professional services contract shall include an audit
13 clause which provides that all items of the supplier that relate to
14 the professional services are subject to examination by the state
15 agency, the State Auditor and Inspector and the State Purchasing
16 Director.

17 F. 1. If the final product of the professional services
18 contract is a written proposal, report, or study, the professional
19 services contract shall require the supplier to certify that the
20 supplier has not previously provided the state agency or another
21 state agency with a final product that is a substantial duplication
22 of the final product of the proposed contract.

23 2. Any state agency renewing a contract with a supplier shall
24 not be subject to the provisions of paragraph 1 of this subsection.

1 G. 1. Contracts for professional services shall provide for
2 payment for services at a uniform rate throughout the duration of
3 the contract if the services throughout the duration of the contract
4 are similar and consistent.

5 2. No state agency shall execute a contract for professional
6 services providing for nonuniform payments throughout the duration
7 of the contract without authorization of the State Purchasing
8 Director.

9 SECTION 2. This act shall become effective November 1, 2014.

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11 54-2-10329 LRB 02/24/14

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