

**FLOOR AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB1800  
Page 1 Section 1 Lines 14 1/2  
Of the printed Bill  
Of the Engrossed Bill

By inserting a new SECTION 1 to read as follows:

See attached

and renumbering subsequent sections.

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_

Amendment submitted by: Joe Dorman \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 "SECTION 1. AMENDATORY 61 O.S. 2011, Section 103, as  
2 last amended by Section 2, Chapter 186, O.S.L. 2013 (61 O.S. Supp.  
3 2013, Section 103), is amended to read as follows:

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

12 B. Except as provided in subsection D of this section, other  
13 construction contracts for the purpose of making any public  
14 improvements or constructing any public building or making repairs  
15 to the same for Fifty Thousand Dollars (\$50,000.00) or less shall be  
16 let and awarded to the lowest responsible bidder by receipt of  
17 written bids or awarded on the basis of competitive quotes to the  
18 lowest responsible qualified contractor. Work may be commenced in  
19 accordance with the purchasing policies of the public agency.

20 C. Except as provided in subsection D of this section, other  
21 construction contracts for less than Five Thousand Dollars  
22 (\$5,000.00) may be negotiated with a qualified contractor. Work may  
23 be commenced in accordance with the purchasing policies of the  
24 public agency.

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

12 E. The Construction and Properties Division of the Office of  
13 Management and Enterprise Services may award contracts using best  
14 value competitive proposals. As used in this subsection, "best  
15 value" means an optional contract award system which can evaluate  
16 and rank submitted competitive performance proposals to identify the  
17 proposal with the greatest value to the state. The Office of  
18 Management and Enterprise Services, pursuant to the Administrative  
19 Procedures Act, shall promulgate rules necessary to implement the  
20 provisions of this subsection.

21 F. 1. A public agency shall not let or award a public  
22 construction contract exceeding Fifty Thousand Dollars (\$50,000.00)  
23 to any contractor affiliated with a purchasing cooperative unless  
24 the purchasing cooperative and the contractor have complied with all

1 of the provisions of the Competitive Bidding Act of 1974, including  
2 but not limited to open competitive bidding after solicitation for  
3 sealed bids. A public agency shall not let or award a public  
4 construction contract exceeding Five Thousand Dollars (\$5,000.00) up  
5 to Fifty Thousand Dollars (\$50,000.00) to any contractor affiliated  
6 with a purchasing cooperative unless the purchasing cooperative and  
7 the contractor have complied with all of the provisions of the  
8 Public Competitive Bidding Act of 1974, including submission of a  
9 written bid upon notice of competitive bidding.

10 2. A purchasing cooperative and its affiliated contractors  
11 shall not be allowed to bid on any public construction contract  
12 exceeding Fifty Thousand Dollars (\$50,000.00) unless the purchasing  
13 cooperative and its affiliated contractors have complied with all of  
14 the provisions of the Public Competitive Bidding Act of 1974,  
15 including but not limited to open competitive bidding after  
16 solicitation for sealed bids. A purchasing cooperative and its  
17 affiliated contractors shall not be allowed to bid on any public  
18 construction contract exceeding Two Thousand Five Hundred Dollars  
19 (\$2,500.00) unless the purchasing cooperative and its affiliated  
20 contractors have complied with all of the provisions of the Public  
21 Competitive Bidding Act of 1974, including submission of a written  
22 bid upon notice of open competitive bidding.

23 G. Any contract for roofing repairs or replacement entered into  
24 on behalf of a state agency or political subdivision by the Office

1 of Management and Enterprise Services utilizing an ongoing  
2 contracting program through the Roofing Asset Management Program  
3 (RAMP) or a successor program authorized by statute or agency rule,  
4 shall not exceed a total of Fifty Thousand Dollars (\$50,000.00)."

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