

1 ENGROSSED SENATE
2 BILL NO. 1136

By: Simpson of the Senate

3 and

4 Hardin (Tommy) of the House

5
6 [state government - State Use Committee - exemption
7 -
8 emergency]

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

10 SECTION 1. AMENDATORY 74 O.S. 2011, Section 3007, as
11 last amended by Section 119, Chapter 15, O.S.L. 2013 (74 O.S. Supp.
12 2019, Section 3007), is amended to read as follows:

13 Section 3007. A. ~~Whenever~~ Except as provided in subsection C
14 of this section, whenever the State of Oklahoma or any of its
15 agencies intends to procure any product or service included in the
16 procurement schedule, that entity shall secure the product or
17 service from a qualified nonprofit agency providing employment to
18 people with severe disabilities at the fair market price determined
19 by the Committee if the product or service is available within the
20 period required by the entity.

21 B. An agency of this state shall not evade the intent and
22 meaning of this section by slight variations from standards adopted
23 by the Office of Management and Enterprise Services.

24

1 C. Provided, the requirements of this section shall not apply
2 to ~~the~~:

3 1. The procurement of janitorial services by the Oklahoma State
4 Bureau of Investigation. The Bureau shall conduct background
5 investigations and national criminal history record checks on
6 companies and individuals with which it contracts to provide
7 janitorial services; or

8 2. The Oklahoma Department of Veterans Affairs for any purchase
9 made from a veteran-owned business as defined in Section 63.22 of
10 Title 72 of the Oklahoma Statutes.

11 D. When the fair market price for a product or service approved
12 by the Committee exceeds a current market price for the same product
13 or service, and such lower market price has been verified by the
14 agency through compliance with the fair market analysis process
15 approved by the Office of Management and Enterprise Services, the
16 state use contracting officer may grant a temporary exception to a
17 requesting agency so that the agency may purchase the product or
18 service from the vendor offering the lower market price. The
19 temporary exception shall automatically expire when a new fair
20 market price is established by the State Use Committee.

21 ~~SECTION 2. It being immediately necessary for the preservation~~
22 ~~of the public peace, health or safety, an emergency is hereby~~
23 ~~declared to exist, by reason whereof this act shall take effect and~~
24 ~~be in full force from and after its passage and approval.~~

