

1 ENGROSSED SENATE
2 BILL NO. 376

By: Standridge of the Senate

3 and

4 Frix of the House

5
6 [roads and bridges - Oklahoma First Act - letting
7 contracts - contract awarding procedure -
8 noncodification - effective date]
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10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

11 SECTION 1. NEW LAW A new section of law not to be
12 codified in the Oklahoma Statutes reads as follows:

13 This act shall be known and may be cited as the "Oklahoma First
14 Act".

15 SECTION 2. AMENDATORY 69 O.S. 2011, Section 1101, is
16 amended to read as follows:

17 Section 1101. A. All contracts for construction work upon the
18 state highway system shall be let and awarded pursuant to the
19 provisions of the Public Competitive Bidding Act of 1974; provided,
20 that in awarding a transportation project adjusted score design-
21 build contract, greater value is assigned to a proposal in
22 proportion to the extent the proposal commits to using Oklahoma-
23 owned businesses to perform work on the transportation project.
24 However, the preference is suspended to the extent necessary to

1 prevent denial of federal monies or to eliminate inconsistency with
2 federal law resulting from application of the preference. If the
3 project advertised pursuant to the provisions of the Public
4 Competitive Bidding Act of 1974 is for the construction of more than
5 eight (8) miles of road, and is not a surface treatment only
6 project, ~~said~~ the advertisement shall provide for bids on sections
7 of the road no longer than eight (8) miles, as well as bids on the
8 project as a whole. If the project advertised pursuant to the
9 provisions of the Public Competitive Bidding Act of 1974 is a
10 surface treatment only project of more than twenty (20) miles of
11 road, the advertisement shall provide for bids on sections of the
12 road no longer than twenty (20) miles, as well as bids on the
13 project as a whole.

14 B. The Department may extend a contract no more than twenty-
15 five percent (25%) of the length and extent of the original project.
16 The price for the extension work shall not be greater than the
17 contract unit basis.

18 SECTION 3. This act shall become effective November 1, 2019.
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1 Passed the Senate the 14th day of March, 2019.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2019.

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9 Presiding Officer of the House
10 of Representatives