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February 27, 2020

AS AMENDED

SENATE BILL NO. 1136

By: Simpson

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[ state government - State Use Committee - exemption
- effective date ]
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BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

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

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

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 procurement of any product or service by the Oklahoma
9 Department of Veterans Affairs.

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

20 SECTION 2. This act shall become effective November 1, 2020.

21 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT
22 February 27, 2020 - DO PASS AS AMENDED
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