

SENATE CHAMBER
STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

No. _____

COMMITTEE AMENDMENT

(Date)

Mr./Madame President:

I move to amend Senate Bill No. 829, by substituting the attached floor substitute for the title, enacting clause and entire body of the measure.

Submitted by:

Senator Murdock

Murdock-NP-FS-Req#1967
3/9/2021 3:47 PM

(Floor Amendments Only) Date and Time Filed: _____

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 FLOOR SUBSTITUTE
4 FOR

5 SENATE BILL NO. 829

By: Murdock of the Senate

and

Wallace of the House

7
8
9 FLOOR SUBSTITUTE

10 [state property - fencing of certain property -
11 exemptions from the Central Purchasing Act -
12 codification - effective date]

13
14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 327.4 of Title 61, unless there
17 is created a duplication in numbering, reads as follows:

18 A. Beginning on the effective date of this act when leases are
19 entered into or renewed for state property held by the state
20 pursuant to Section 327 of Title 61 of the Oklahoma Statutes or
21 Section 1002 of Title 64 of the Oklahoma Statutes, state agencies
22 that have jurisdiction over parcels of land leased for livestock use
23 containing one hundred sixty (160) or more acres of contiguous land
24 shall provide permanent fencing for the perimeter of the grazing

1 property leased for livestock grazing. The agency may provide the
2 fencing materials to the lessee for fair payment or trade. Tilled
3 lands shall not require perimeter fencing. Provided, however, any
4 state-owned property that is fenced on the effective date of this
5 act and such fence is owned by the state shall be exempt from the
6 provisions of this act. Provided that such fence exempt from this
7 section, at the time of replacement, may meet the requirements of
8 permanent fencing as defined in this section.

9 Any property held by the state pursuant to Section 327 of Title
10 61 of the Oklahoma Statutes or Section 1002 of Title 64 of the
11 Oklahoma Statutes that is currently leased for livestock grazing and
12 does not have a permanent fence for the perimeter of the grazing
13 property upon the effective date of this act shall provide, in
14 accordance with this section, for such a fence upon the expiration
15 or renewal of the lease.

16 For the purposes of this section, "permanent fencing" may mean
17 four or more wires. Any fence that is over one-quarter (1/4) of a
18 mile in length may have a wooden or steel pipe post every fifth
19 post.

20 B. State-owned property pursuant to Section 2200 et seq. of
21 Title 74 of the Oklahoma Statutes, Section 861 et seq. of Title 82
22 of the Oklahoma Statutes and Section 3201 et seq. of Title 63 of the
23 Oklahoma Statutes shall be exempt from provisions of this section.

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1 SECTION 2. AMENDATORY 74 O.S. 2011, Section 85.3A, as
2 amended by Section 4, Chapter 98, O.S.L. 2020 (74 O.S. Supp. 2020,
3 Section 85.3A), is amended to read as follows:

4 Section 85.3A. A. Compliance with the provisions of the
5 Oklahoma Central Purchasing Act shall not be required of:

6 1. County government;

7 2. The Oklahoma State Regents for Higher Education, the
8 institutions, centers, or other constituent agencies of The Oklahoma
9 State System of Higher Education;

10 3. The telecommunications network known as OneNet;

11 4. The Department of Public Safety gun range;

12 5. The State Treasurer for the following purchases:

13 a. services, including, but not limited to, legal
14 services to assist in the administration of the
15 Uniform Unclaimed Property Act, as provided in Section
16 668 of Title 60 of the Oklahoma Statutes, and

17 b. software, hardware and associated services to assist
18 in the administration of funds and securities held by
19 the state, as provided in Section 71.2 of Title 62 of
20 the Oklahoma Statutes;

21 6. Statutorily allowed interagency agreements between state
22 agencies;

23 7. The Oklahoma Department of Veterans Affairs, in accordance
24 with Section 63.22 of Title 72 of the Oklahoma Statutes; ~~or~~

1 8. A transaction, wholly funded by monies other than state-
2 derived funds, in which a state agency functions only as a pass-
3 through conduit to fund an acquisition that is required by the
4 funding source for the benefit of another entity or individuals and
5 the state agency does not retain ownership of any part of the
6 acquisition as a result of the transaction; or

7 9. The purchase of required fencing materials by a state agency
8 to establish permanent perimeter fencing of their leased grazing
9 lands as specified in and authorized by Section 1 of this act.

10 B. The State Purchasing Director may form an advisory committee
11 consisting of representatives from entities exempted from the
12 provisions of the Oklahoma Central Purchasing Act. The purpose of
13 the committee shall be to allow committee members to provide input
14 into the development of shared state purchasing contracts,
15 collaboratively participate in the integration of their purchasing
16 platforms or electronic purchasing catalogs, analyze solutions that
17 may be used by state government to meet the purchasing needs of the
18 entities, explore joint purchases of general use items that result
19 in mutual procurement of quality goods and services at the lowest
20 reasonable cost and explore flexibility, administrative relief, and
21 transformation changes through utilization of procurement
22 technology.

23 C. At the invitation of the State Purchasing Director entities
24 exempted from the provisions of the Oklahoma Central Purchasing Act

1 shall participate in the advisory committee referenced in subsection
2 B of this section.

3 D. The State Purchasing Director may invite representatives of
4 political subdivisions, and local common education entities to
5 participate as members of the advisory committee.

6 SECTION 3. This act shall become effective November 1, 2021.

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8 58-1-1967 NP 3/9/2021 3:47:34 PM

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