

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 1610

By: Fetgatter

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6 AS INTRODUCED

7 An Act relating to economic development; authorizing  
8 Oklahoma Department of Commerce to enter into certain  
9 business recruiting contracts; providing exemption  
10 from Oklahoma Central Purchasing Act; requiring  
11 process for selection of service providers;  
12 authorizing terms related to compensation; providing  
13 for codification; providing an effective date; and  
14 declaring an emergency.

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

16 SECTION 1. NEW LAW A new section of law to be codified  
17 in the Oklahoma Statutes as Section 5017A of Title 74, unless there  
18 is created a duplication in numbering, reads as follows:

19 A. The Oklahoma Department of Commerce may enter into contract  
20 with one or more persons, including any lawfully recognized business  
21 entity, for the purpose of recruiting for profit business entities  
22 with locations outside the state to locate operations or  
23 headquarters or both within the state.

24 B. The contract process authorized pursuant to the provisions  
of this section shall not be subject to the Oklahoma Central

1 Purchasing Act, but the Department shall develop a request for  
2 proposal process in order to evaluate prospective service providers.

3 C. The Department of Commerce shall be authorized to include in  
4 a contract executed pursuant to the provisions of this section such  
5 terms for compensation of the service provider as are reasonable  
6 compared to similar services performed by such service providers to  
7 other government jurisdictions and may provide a feature in the  
8 contract pursuant to which the service provider may receive payment  
9 based on the amount of capital invested by a for profit business  
10 entity, new direct jobs created in the state by a for profit  
11 business entity, state or local tax revenues attributable to the  
12 presence of the for profit business entity and its operations and  
13 such other economic factors associated with the location of business  
14 operations or headquarters or both within the state as determined by  
15 the Department of Commerce to be relevant.

16 SECTION 2. This act shall become effective July 1, 2021.

17 SECTION 3. It being immediately necessary for the preservation  
18 of the public peace, health or safety, an emergency is hereby  
19 declared to exist, by reason whereof this act shall take effect and  
20 be in full force from and after its passage and approval.

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