

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

POLICY COMMITTEE  
RECOMMENDATION

FOR

HOUSE BILL NO. 2168

By: Pfeiffer

POLICY COMMITTEE RECOMMENDATION

An Act relating to state government; amending 61 O.S. 2021, Section 83, which relates to prohibited terms in bid specifications for public improvement projects; modifying prohibited terms; and providing an effective date.

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

SECTION 1. AMENDATORY 61 O.S. 2021, Section 83, is amended to read as follows:

Section 83. A public agency awarding any contract for the construction, repair, remodeling, or demolition of a public improvement or obligating funds pursuant to such a contract, shall ensure that neither the awarding public agency nor any construction manager acting on behalf of the public agency shall, in its bid specifications, project agreements, or other controlling documents, include÷

1       ~~1. A term that requires, prohibits, encourages, or discourages~~  
2 ~~bidders, contractors, or subcontractors from entering into or~~  
3 ~~adhering to agreements with a collective bargaining organization~~  
4 ~~relating to the construction project or other related construction~~  
5 ~~projects; and~~

6       2. ~~A~~ a term that discriminates against bidders, contractors, or  
7 subcontractors based on the status as a party or nonparty to, or the  
8 willingness or refusal to enter into, an agreement with a collective  
9 bargaining organization relating to the construction project or  
10 other related construction projects.

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