

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 COMMITTEE SUBSTITUTE
4 FOR

5 HOUSE BILL NO. 2168

6 By: Pfeiffer

7 COMMITTEE SUBSTITUTE

8 An Act relating to state government; amending 61 O.S.
9 2021, Section 83, which relates to prohibited terms
10 in bid specifications for public improvement
11 projects; modifying prohibited terms; and providing
12 an effective date.

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

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

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

23 ~~1. A term that requires, prohibits, encourages, or discourages~~
24 ~~bidders, contractors, or subcontractors from entering into or~~

1 ~~adhering to agreements with a collective bargaining organization~~
2 ~~relating to the construction project or other related construction~~
3 ~~projects; and~~

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

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