

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 SENATE BILL 1136

By: Simpson

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7 AS INTRODUCED

8 An Act relating to state government; amending 74 O.S.  
9 2011, Section 3007, as last amended by Section 119,  
10 Chapter 15, O.S.L. 2013 (74 O.S. Supp. 2019, Section  
11 3007), which relates to the State Use Committee;  
12 providing exemption for the Oklahoma Department of  
13 Veterans Affairs; and providing an effective date.

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

15 SECTION 1. AMENDATORY 74 O.S. 2011, Section 3007, as  
16 last amended by Section 119, Chapter 15, O.S.L. 2013 (74 O.S. Supp.  
17 2019, Section 3007), is amended to read as follows:

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

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

6 C. Provided, the requirements of this section shall not apply  
7 to ~~the~~ the:

8 1. The procurement of janitorial services by the Oklahoma State  
9 Bureau of Investigation. The Bureau shall conduct background  
10 investigations and national criminal history record checks on  
11 companies and individuals with which it contracts to provide  
12 janitorial services; or

13 2. The procurement of any product or service by the Oklahoma  
14 Department of Veterans Affairs.

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

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

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