An Act

ENROLLED HOUSE
BILL NO. 1799

By: McCall of the House

and

Montgomery of the Senate

An Act relating to statutes and reports; amending 75 O.S. 2011, Section 13, as amended by Section 1, Chapter 361, O.S.L. 2014 and Section 1, Chapter 293, O.S.L. 2012 (75 O.S. Supp. 2019, Sections 13 and 192), which relate to the publication and certification of the Oklahoma Statutes; authorizing the Secretary of State to provide for publication of the Oklahoma Constitution, Oklahoma Statutes and Oklahoma Session Laws in electronic form; authorizing the Secretary of State to select a vendor; providing for items to be included in the electronic publication; exempting selection of vendor from competitive bidding requirements; providing for certification of the Oklahoma Statutes; amending 74 O.S. 2011, Section 85.3A, as last amended by Section 1, Chapter 472, O.S.L. 2019 (74 O.S. Supp. 2019, Section 85.3A), which relates to The Oklahoma Central Purchasing Act; modifying exemptions to include selection of vendor for publication of the Oklahoma Statutes; repealing 75 O.S. 2011, Sections 14, as amended by Section 2, Chapter 361, O.S.L. 2014, 18, 20 and 191 (75 O.S. Supp. 2019, Section 14), which relate to the Oklahoma Statutes; and providing an effective date.

SUBJECT: Publication of Oklahoma Constitution, Statutes and Session Laws

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

SECTION 1. AMENDATORY 75 O.S. 2011, Section 13, as amended by Section 1, Chapter 361, O.S.L. 2014 (75 O.S. Supp. 2019, Section 13), is amended to read as follows:

Section 13. A. The Secretary of State is authorized to ~~purchase the required number of statutes and session laws for distribution pursuant to the provisions of Section 14 of this title~~ provide for the annual compilation, codification and annotation of the Oklahoma Statutes and the Oklahoma Session Laws in the form of electronic publication accessible to the public free of charge.

B. The Secretary of State is authorized to select an appropriate vendor for the electronic publication and annual maintenance of compiling, codifying and annotating the Oklahoma Constitution, Oklahoma Statutes and Oklahoma Session Laws; provided, such annotations shall include all versions of a statute or constitutional amendment amended after commencement of the electronic publication. The selection of a vendor by the Secretary of State shall be exempt from the competitive bidding requirement of The Oklahoma Central Purchasing Act.

C. The Secretary of State is authorized to fulfill any existing contractual obligations and terms currently in place with the state for printed versions of the Oklahoma Statutes and Oklahoma Session Laws.

SECTION 2. AMENDATORY Section 1, Chapter 293, O.S.L. 2012 (75 O.S. Supp. 2019, Section 192), is amended to read as follows:

Section 192. A. The ~~"~~Oklahoma Statutes ~~2011"~~ shall be certified by the Justices of the Oklahoma Supreme Court ~~on November 7, 2011, are hereby~~ and adopted as the official Statutes of the State of Oklahoma and ~~are declared to~~ after certification be in full force and effect. Provided, however, that this section shall not be construed to repeal or in any way affect or modify any special or local laws or any law making an appropriation or any law relating to any special election or validating act, or any law affecting any bond issue or by which any bond issue may have been authorized, nor to affect any pending proceedings or any existing rights or remedies, nor the running of the statutes of limitations in force at the time of the approval of this section; but all such local and special laws, laws making appropriations, laws relating to special elections, validating acts, and laws relating to or authorizing bond issues, pending proceedings, and existing rights and remedies, and statutes of limitations running and in force at the time of the approval of this section shall continue and exist in all respects as if this section had not been passed. Provided, further, that this

section shall not be construed to alter, change, impair, disparage, vest or divest, or in any way affect any right or interest in the United States, the State of Oklahoma, any Indian tribes or Nations of Indians within the State of Oklahoma, nor shall the same be construed to repeal any act of the Legislature of the State of Oklahoma ~~enacted subsequent to the adjournment of the First Regular Session of the Fifty-third Legislature of the State of Oklahoma~~.

B. The Secretary of State shall issue a proclamation and publish it in a newspaper of general circulation within the State of Oklahoma stating the date upon which the statutes were published.

SECTION 3. AMENDATORY 74 O.S. 2011, Section 85.3A, as last amended by Section 1, Chapter 472, O.S.L. 2019 (74 O.S. Supp. 2019, Section 85.3A), is amended to read as follows:

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

1. County government;

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

3. The telecommunications network known as OneNet;

4. The Department of Public Safety gun range;

5. The State Treasurer for the following purchases:

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

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

6. CompSource Oklahoma if CompSource Oklahoma is operating pursuant to a pilot program authorized by Sections 3316 and 3317 of this title; ~~or~~

7. The Oklahoma Department of Veterans Affairs, in accordance with Section ~~2~~ 63.22 of ~~this act~~ Title 72 of the Oklahoma Statutes; or

8. The Secretary of State when selecting a vendor for publication of the Oklahoma Statutes in accordance with Section 13 of Title 75 of the Oklahoma Statutes.

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

C. At the invitation of the State Purchasing Director entities exempted from the provisions of The Oklahoma Central Purchasing Act shall participate in the advisory committee referenced in subsection B of this section.

D. The State Purchasing Director may invite representatives of local government and local common education entities to participate as members of the advisory committee.

SECTION 4. REPEALER 75 O.S. 2011, Sections 14, as amended by Section 2, Chapter 361, O.S.L. 2014, 18, 20 and 191 (75 O.S. Supp. 2019, Section 14), are hereby repealed.

SECTION 5. This act shall become effective November 1, 2020.

Passed the House of Representatives the 11th day of March, 2020.

Tammy West
Presiding Officer of the House of Representatives

Passed the Senate the 12th day of May, 2020.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 13th day of May, 2020, at 1:33 o'clock p. M.

By: Sumer Curry

Approved by the Governor of the State of Oklahoma this 19th day of May, 2020, at 9:43 o'clock a. M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 19th day of May, 2020, at 11:07 o'clock A. M.

By: Marcel Rogers