

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 SENATE BILL 1844

By: Garvin

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5  
6 AS INTRODUCED

7 An Act relating to state government; amending 74 O.S.  
8 2021, Section 10001, which relates to state entities  
9 contracting with third-party vendors for employment  
10 screenings; requiring the Director of the Office of  
11 Management and Enterprise Services to initiate  
12 certain request for proposal; stating purpose;  
13 authorizing OMES to enter into contract; establishing  
14 procedure for providing notice and for awarding  
15 contract; requiring certain state entities to use  
16 vendor selected by OMES; encouraging state court  
17 system to use contracted vendor; amending 10A O.S.  
18 2021, Section 1-8-109, which relates to process for  
19 conducting background checks; requiring compliance  
20 with state law; and providing an effective date.

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

22 SECTION 1. AMENDATORY 74 O.S. 2021, Section 10001, is  
23 amended to read as follows:

24 Section 10001. A. By December 31, 2022, the Director of the  
Office of Management and Enterprise Services (OMES) shall initiate a  
request for proposal for a third-party vendor to perform background  
checks on behalf of all state agencies, boards, commissions, higher  
education institutions, career technology, or common education  
institutions. The purpose of this request for proposal is to

1 standardize the background check process for state employees and  
2 private sector partners who contract with the state. OMES is  
3 authorized to enter into a contract for such services, pursuant to  
4 the provisions of law.

5 B. Notice of the request for proposal shall be published in the  
6 manner provided for competitive bidding. The contract shall be  
7 awarded to the responsible offeror whose proposal is determined to  
8 achieve the desired goal of standardization of the background check  
9 process for the state.

10 C. Any agency, board, commission, higher education institution,  
11 career technology or common education institution shall contract  
12 with the third-party vendor who is selected by OMES to perform  
13 background checks. The state court system is encouraged to use the  
14 third-party vendor to perform background checks.

15 D. Any agency, board, commission, higher education institution,  
16 career technology or common education institution may contract with  
17 a third-party vendor who is a member in good standing with the  
18 National Association of Professional Background Screeners to perform  
19 any and all employment screenings, ~~background checks~~ and credit  
20 checks.

21 E. The Director shall promulgate rules and establish procedures  
22 to implement the request for proposal pursuant to this section.

23 SECTION 2. AMENDATORY 10A O.S. 2021, Section 1-8-109, is  
24 amended to read as follows:

1 Section 1-8-109. A. Unless prohibited by state or federal law,  
2 the Department shall develop, where feasible, an agency-wide process  
3 for conducting ~~background checks,~~ fingerprinting, and personal care  
4 applications. Any background checks conducted shall be in  
5 compliance with Section 1 of this act.

6 B. The Department shall maintain limits on the number of  
7 children a person is authorized to care for; however, a person shall  
8 be permitted to provide multiple services where authorized.

9 SECTION 3. This act shall become effective November 1, 2022.

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