

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 HOUSE BILL 1819

By: McBride

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5
6 AS INTRODUCED

7 An Act relating to public buildings and public works;
8 amending 61 O.S. 2011, Sections 104, as last amended
9 by Section 1, Chapter 40, O.S.L. 2017 and 110, as
10 amended by Section 1, Chapter 219, O.S.L. 2018 (61
11 O.S. Supp. 2020, Sections 104 and 110), which relate
12 to the Public Competitive Bidding Act of 1974;
13 modifying bid notices and opening of bids; and
14 providing an effective date.

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

16 SECTION 1. AMENDATORY 61 O.S. 2011, Section 104, as last
17 amended by Section 1, Chapter 40, O.S.L. 2017 (61 O.S. Supp. 2020,
18 Section 104), is amended to read as follows:

19 Section 104. All proposals to award public construction
20 contracts shall be made equally and uniformly known by the awarding
21 public agency to all prospective bidders and the public in the
22 following manner:

23 1. ~~Notice~~ Public notice thereof shall be given by ~~publication~~
24 ~~in a newspaper of general circulation and published in the county~~
~~where the work, or the major part of it, is to be done, such~~ written
or electronic means. ~~Such notice by publication to be published in~~

1 ~~two consecutive weekly issues of the newspaper, with the first~~
2 ~~publication thereof to be~~ shall be accessible to the public at least
3 ~~twenty-one (21)~~ ten (10) days prior to the date set for opening
4 bids; and

5 2. Notice thereof shall be sent to one in-state trade or
6 construction publication for their use and information whenever the
7 estimated cost of the contract exceeds Fifty Thousand Dollars
8 (\$50,000.00); provided, however, this section shall not be construed
9 to require the publication of the notice in such trade or
10 construction publication or the requirement to provide the notice to
11 more than one in-state trade or construction publication or to any
12 out-of-state trade or construction publications.

13 SECTION 2. AMENDATORY 61 O.S. 2011, Section 110, as
14 amended by Section 1, Chapter 219, O.S.L. 2018 (61 O.S. Supp. 2020,
15 Section 110), is amended to read as follows:

16 Section 110. ~~A. Except as provided by subsection B of this~~
17 ~~section, all~~ All bids shall be sealed and opened only at the time
18 ~~and place mentioned in the bidding documents, and read aloud in the~~
19 ~~presence of an administrative officer of the awarding public agency.~~
20 ~~Such bid opening shall be open to the public and to all bidders.~~

21 ~~B. The Oklahoma Department of Transportation and the Oklahoma~~
22 ~~Turnpike Authority shall be exempt from the requirements provided in~~
23 ~~subsection A of this section, if the~~ The awarding agency shall
24

1 electronically ~~publishes the bids~~ publish the tabulation sheet on
2 the website of the agency.

3 SECTION 3. This act shall become effective November 1, 2021.

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