

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 60th Legislature (2025)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 2168

By: Pfeiffer of the House

and

**Frix** of the Senate

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10                                   COMMITTEE SUBSTITUTE

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

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

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

19                   Section 83. A public agency awarding any contract for the  
20 construction, repair, remodeling, or demolition of a public  
21 improvement or obligating funds pursuant to such a contract, shall  
22 ensure that neither the awarding public agency nor any construction  
23 manager acting on behalf of the public agency shall, in its bid  
24

1 specifications, project agreements, or other controlling documents,  
2 include:

3 ~~1. A term that requires, prohibits, encourages, or discourages~~  
4 ~~bidders, contractors, or subcontractors from entering into or~~  
5 ~~adhering to agreements with a collective bargaining organization~~  
6 ~~relating to the construction project or other related construction~~  
7 ~~projects; and~~

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

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14 COMMITTEE REPORT BY: COMMITTEE ON GOVERNMENT OVERSIGHT, dated  
15 03/05/2025 - DO PASS, As Amended and Coauthored.

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