

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

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

4 COMMITTEE SUBSTITUTE
FOR
5 HOUSE BILL NO. 2168

By: Pfeiffer of the House

6 and

7 **Frix** of the Senate

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
13 projects; modifying prohibited terms; and providing
13 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

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 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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