

1 ENGROSSED HOUSE
2 BILL NO. 2043

3 By: Archer of the House

4 and

5 Hall of the Senate

6

7 [Energy Discrimination Elimination Act of 2022 -
8 municipal and state agency contracts - application
9 of contract requirements]

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

12 SECTION 1. AMENDATORY Section 5, Chapter 231, O.S.L.

13 2022 (74 O.S. Supp. 2024, Section 12005), is amended to read as
14 follows:

15 Section 12005. A. ~~As used in this section only of the Energy~~
16 ~~Discerimination Elimination Act of 2022, "governmental entity" means~~
17 ~~a state agency or political subdivision of this state.~~

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19 B. 1. Except ~~for paragraph 4 of this subsection as provided in~~
20 subsection B of this section, this section applies only to a
21 contract that:

22 a. is between a ~~governmental entity state agency~~ and a
23 company with ten or more full-time employees, and

b. ~~will pay a company provides terms for payment of One Hundred Thousand Dollars (\$100,000.00) or more over the term of the contract by a state agency to a company~~ that is to be paid wholly or partly from public funds of the ~~governmental entity~~ state agency; provided, however, the provisions of this paragraph shall apply separately to all companies in a multiple party contract.

2. Except as provided by paragraph 4 of this subsection B of this section, a governmental entity state agency shall not enter into a contract with a company for goods or services unless the contract contains a written verification from the company that it:

- a. does not boycott energy companies, and
- b. will not boycott energy companies during the term of the contract.

3. Except as provided by paragraph 4 of this subsection B of this section, a governmental entity state agency shall not enter into a contract for goods or services with a listed financial company under Section 3 of this act 12003 of this title.

4. B. Paragraphs 2 and 3 of ~~this~~ subsection A of this section shall not apply to:

a. a governmental entity 1. A state agency that determines the requirements of paragraphs 2 or 3 of this subsection A of this section are inconsistent with the governmental entity's

1 constitutional or statutory duties of the agency related to the
2 issuance, incurrence, or management of debt obligations or the
3 deposit, custody, management, borrowing, or investment of funds,
4 and; or

5 b. a 2. A contract ~~for which that a governmental body state~~
6 agency determines the supplies or services to be provided are not
7 otherwise reasonably available from a company that is not a listed
8 financial company under Section ~~3 of this act~~ 12003 of this title.

9 Passed the House of Representatives the 27th day of March, 2025.

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11 Presiding Officer of the House
12 of Representatives
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14 Passed the Senate the ____ day of _____, 2025.
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17 Presiding Officer of the Senate
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