

P3 Legislative Snapshot

OKLAHOMA

State P3 Legislative Status: Broadly-enabled P3 authority.

1. Does this state have broadly-enabling P3 legislation?

Statutes grant P3 authority to any state or local government entity responsible for the improvement of real and/or personal property for a public purpose. The Oklahoma Department of Transportation (ODOT) and the Oklahoma Turnpike Authority (OTA) shall be exempt from the Oklahoma Public and Private Facilities and Infrastructure Act. However, the Oklahoma Department of Transportation and the Oklahoma Turnpike Authority may utilize the general provisions and process described in the Act to develop a public-private partnership contract for a transportation improvement in consultation with the Director of Office of Management and Enterprise Services (OMES) and subject to the approval of the Oklahoma Transportation Commission or the OTA Board as applicable.

2. Does this state allow for Unsolicited Proposals?

Yes.

3. What is this state's P3 Review Process (i.e., multi-step: RFI, RFQ, RFP – even for unsolicited proposals)?

State: Partnership Committee identifies potential public-private partnerships, reviews and endorses short list of qualified bidders, to approve requests for proposals and to approve template contracts before they are sent to bidders. Partnership Committee shall operate with the assistance of the Office of Public-Private Partnerships. Partnership Committee shall not have the power to enter into any contract, nor shall it have the power to block any

contract negotiated by the Director of OMES and the authorized representative of any responsible state agency.

Local: Discretion of responsible government entity.

4. Does this state have a Centralized Agency dedicated to P3?

State: Office of Management and Enterprise Services (OMES).

5. Is this a Home Rule state, with limitations or opportunities for P3?

No.

6. What Projects or Asset Classes are eligible for P3 in this state?

Improvements to real or personal property used for or in the provision of a public service.

7. Are there Projects where the P3 procurement method has been applied?

N/A.

8. What is the legislative foundation for P3s in this state?

[Okla. Code Ann. Tit. 74 § 5151 to 5158 \(State\)](#)

[Okla. Code Ann. Tit. 74 § 5161 to 5167 \(Local\)](#)

