

**FLOOR AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2086 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_

Amendment submitted by: Charles McCall \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 STATE OF OKLAHOMA

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

3 FLOOR SUBSTITUTE  
4 FOR

5 HOUSE BILL NO. 2086

6 By: McCall and O'Donnell

7 FLOOR SUBSTITUTE

8 An Act relating to public finance; amending 62 O.S.  
9 2011, Section 34.6, as last amended by Section 1,  
10 Chapter 14, O.S.L. 2020 (62 O.S. Supp. 2020, Section  
11 34.6), which relates to the powers and duties of the  
12 Director of the Office of Management and Enterprise  
13 Services; ensuring state agencies are charged no more  
14 than actual cost of certain services provided;  
15 providing exceptions; authorizing settlement of  
16 disputes; defining term; and providing an effective  
17 date.

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

19 SECTION 1. AMENDATORY 62 O.S. 2011, Section 34.6, as  
20 last amended by Section 1, Chapter 14, O.S.L. 2020 (62 O.S. Supp.  
21 2020, Section 34.6), is amended to read as follows:

22 Section 34.6 A. The Director of the Office of Management and  
23 Enterprise Services shall have the power and duty under the  
24 direction of the Governor to:

1. Prepare the budget document and assist in the drafting of  
legislation to make it effective;

- 1        2. Make field surveys and studies of governmental agencies,  
2 looking toward economy and greater efficiency;
- 3        3. Make allotments to control expenditures;
- 4        4. Authorize transfers of appropriation authorized by law;
- 5        5. Study accounting and other reports rendered by the Central  
6 Accounting and Reporting Division;
- 7        6. Enter into agreements with the United States Secretary of  
8 the Treasury for the purpose of implementing federal law;
- 9        7. Aid the Governor in the economical management of state  
10 affairs; and
- 11       8. Adopt such rules and regulations concerning the exercise of  
12 powers and duties as the Director shall deem appropriate, in  
13 accordance with the Administrative Procedures Act.

14       B. In addition to other duties, the Director of the Office of  
15 Management and Enterprise Services shall, upon request, advise and  
16 consult with members of the Legislature and legislative committees  
17 concerning revenue and expenditures of state agencies.

18       C. The Director of the Office of Management and Enterprise  
19 Services shall publish daily reports of all expenditures of funds  
20 from the Coronavirus Aid, Relief, and Economic Security (CARES) Act  
21 on the Oklahoma Checkbook page on the state website.

22       D. In addition to the powers and duties prescribed by  
23 subsection A of this section, the Director shall ensure appropriated  
24 state agencies are charged no more than the actual cost of the

1 services provided by the Office of Management and Enterprise  
2 Services. Such charges shall not include costs related to  
3 administration, overhead, insurance or any other additional costs  
4 indirectly related to the services provided. The provisions of this  
5 section shall not apply to:

6 1. Health insurance premiums set by the Employees Group  
7 Insurance Division;

8 2. Insurance premiums set by the Risk Management Division;

9 3. Rates, fees or other collections by the Central Purchasing  
10 Division for duties prescribed to the division by law;

11 4. Rates, fees or other collections by the state or federal  
12 surplus programs for duties prescribed to the programs by law; or

13 5. Rates resulting in notification to the Office of Management  
14 and Enterprise Services or agency receiving the services from a  
15 federal authority of alleged noncompliance with federal law or  
16 federal agency rule that specifically cites the rate at issue and  
17 provides a clear rationale explaining the alleged noncompliance, and  
18 only if the Director of the Office and Management and Enterprise  
19 Services determines the allegation is accurate and likely to result  
20 in a loss of current or future federal funding.

21 E. The Governmental Technology Applications Revenue Board  
22 shall settle any dispute if a state agency objects to the rates  
23 proposed by the Office of Management and Enterprise Services if the  
24 state agency alleges a rate to be noncompliant with subsection D of

1 this section. The Board shall use the description of actual cost in  
2 subsection D of this section along with other cost accounting  
3 principles it deems appropriate to determine the appropriateness of  
4 the proposed rate. If the proposed rate is determined to be in  
5 excess of actual cost, the Board shall recommend an appropriate rate  
6 range. The Board shall only be required to settle disputes  
7 concerning rates prior to billing and shall not be required to  
8 settle disputes concerning billing or other matters after services  
9 are provided or to settle disputes concerning the same rates in  
10 consecutive fiscal years if a prior recommendation was made  
11 concerning those rates.

12 F. For purposes of this section, "state agency" includes any  
13 office, officer, bureau, board, council, court, commission,  
14 institution, unit, division, body or house of the legislative,  
15 executive or judicial branches of the state government, whether  
16 elected or appointed, excluding only political subdivisions of the  
17 state.

18 SECTION 2. This act shall become effective November 1, 2021.

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20 58-1-7900 LRB 03/09/21

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