

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 1061

By: Boles

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5
6 AS INTRODUCED

7 An Act relating to public finance; amending 62 O.S.
8 2011, Section 34.80, as amended by Section 400,
9 Chapter 304, O.S.L. 2012 (62 O.S. Supp. 2020, Section
10 34.80), which relates to the Oklahoma State Finance
11 Act; prohibiting certain funds in the Canceled
12 Warrant Fund from being transferred into the General
13 Revenue Fund; and providing an effective date.

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

15 SECTION 1. AMENDATORY 62 O.S. 2011, Section 34.80, as
16 amended by Section 400, Chapter 304, O.S.L. 2012 (62 O.S. Supp.
17 2020, Section 34.80), is amended to read as follows:

18 Section 34.80 A. All warrants, checks or orders issued by the
19 State Treasurer against claims submitted through the Office of
20 Management and Enterprise Services in payment of obligations of the
21 state which shall for any cause remain outstanding or unpaid for a
22 period of ninety (90) days after funds are available for their
23 payment shall be revoked and canceled.

24 B. Such warrants, checks or orders shall be entered into the
records of the Office of Management and Enterprise Services and the

1 State Treasurer and the administrative head of the agency certifying
2 the claim for payment shall be notified that such items have been
3 canceled.

4 C. If, for any reason, a warrant should not be issued to
5 replace a warrant canceled pursuant to the provisions of this
6 section, the administrative head of the agency originally certifying
7 the claim for payment shall, within seven (7) days after
8 notification of the cancellation, advise the Director of the Office
9 of Management and Enterprise Services that a reissue should not be
10 made.

11 D. Notwithstanding the provisions of subsection B of this
12 section, warrants issued or caused to be issued by the Department of
13 Human Services for public assistance or medical assistance may be
14 reissued at any time within three (3) years after cancellation upon
15 submission of the canceled warrants to the Department.

16 E. No canceled warrants shall be paid, except that the holder
17 of any warrant that may have been canceled pursuant to the
18 provisions of this section may, within thirty-six (36) months
19 following the month in which the warrant was canceled, present the
20 warrant or an affidavit of loss or destruction, and a request for
21 reissuance to the Director of the Office of Management and
22 Enterprise Services.

23 F. The Director of the Office of Management and Enterprise
24 Services shall certify a claim as needed for payment of those

1 verified unpaid requests presented, unless the certifying agency has
2 advised that a reissuance should not be made.

3 G. 1. There is hereby created in the State Treasury a fund to
4 be known as the Canceled Warrant Fund.

5 2. The Director of the Office of Management and Enterprise
6 Services shall transfer to the Canceled Warrant Fund the total of
7 the payable amounts of the warrants canceled pursuant to the
8 provisions of this section from the funds and accounts against which
9 the canceled warrants had been drawn.

10 3. The Office of Management and Enterprise Services shall
11 disburse from the fund such amounts as necessary to pay warrants
12 reissued as provided in this section.

13 4. These expenditures shall remain recorded in the funds and
14 accounts against which the original canceled warrants were issued
15 and they shall not be considered expenses of the state nor shall
16 receipts to the fund be considered revenue to the state.

17 5. Any such claim drawn against the Canceled Warrant Fund shall
18 identify the current holder of record and the warrant number of the
19 canceled warrant, which shall be provided on the warrant record.

20 H. The Director of the Office of Management and Enterprise
21 Services shall determine the minimum necessary balance to be
22 maintained in the Canceled Warrant Fund and on the third Monday of
23 October shall transfer the amount in excess of the required minimum
24 balance to the General Revenue Fund of the current year. The

1 minimum balance retained shall be not less than the total amount of
2 the warrants canceled by statute within the past thirty-six (36)
3 months preceding October 1 of each year and which remain eligible
4 for replacement according to the records of the Office of Management
5 and Enterprise Services. Provided, funds in the Canceled Warrant
6 Fund due to the cancellation of warrants from the Crime Victims
7 Compensation Fund shall be transferred to the Crime Victims
8 Compensation Fund and not to the General Revenue Fund.

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

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11 58-1-5090 GRS 11/18/20
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