

1 **SENATE FLOOR VERSION**

February 12, 2020

2 **AS AMENDED**

3 SENATE BILL NO. 1501

By: Dahm

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5
6 **[public finance - agency budgets - federal funds**
7 **information - effective date]**
8

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

10 SECTION 1. AMENDATORY 62 O.S. 2011, Section 34.42, as
11 amended by Section 372, Chapter 304, O.S.L. 2012 (62 O.S. Supp.
12 2019, Section 34.42), is amended to read as follows:

13 Section 34.42. A. On or before the first day of June in each
14 year, or as soon thereafter as possible, all agencies shall file
15 agency budgets with the Director of the Office of Management and
16 Enterprise Services. Copies of all agency budgets shall also be
17 made available electronically to the staff of the Joint Legislative
18 Committee on Budget and Program Oversight.

19 B. The required instructions, content and format of agency
20 budgets shall be developed by the staff of the Budget Division of
21 the Office of Management and Enterprise Services.

22 C. 1. The agency budget shall include a description of all
23 funds available to the agency for expenditure and set out allotments
24 requested by the agency by quarter and the entire fiscal year. The

1 description shall include, but not be limited to, information on
2 federal funds which are under the agency's control and subject to
3 the disclosure requirements of Section 34.42.1 of this title.

4 2. The agency budget shall be accompanied by an organizational
5 chart of the agency, a statement of agency mission and program
6 objectives.

7 3. The agency budget shall delineate agency spending by such
8 categories and with at least as much detail as is specified in the
9 legislative appropriation and as prescribed by the Director of the
10 Office of Management and Enterprise Services.

11 4. Agency budgets shall be signed by the executive officer of
12 each agency.

13 D. A "request officer" shall be designated by each state agency
14 for the purpose of making program and allotment requests.

15 E. Executive officers of agencies shall cooperate with the
16 Office of Management and Enterprise Services staff and Joint
17 Committee staff in developing program budgeting categories.

18 F. All funds available or expected to be made available to any
19 agency, including nonfiscal appropriations, shall not be available
20 for expenditure until the request officer of the agency has complied
21 with the applicable provisions of the Oklahoma State Finance Act and
22 has received approval of such request for funds from the Director of
23 the Office of Management and Enterprise Services.

1 G. The provisions of this section shall not apply to CompSource
2 Oklahoma if CompSource Oklahoma is operating pursuant to a pilot
3 program authorized by Sections 3316 and 3317 of Title 74 of the
4 Oklahoma Statutes.

5 **SECTION 2. AMENDATORY Section 1, Chapter 210, O.S.L.**
6 **2019 (62 O.S. Supp. 2019, Section 34.42.1), is amended to read as**
7 **follows:**

8 Section 34.42.1. A. Except as provided in subsection C of this
9 section, all agencies and political subdivisions of the state shall
10 make an annual disclosure pursuant to a separate written report and
11 information available through a website maintained by or on behalf
12 of the entity of all federal funds under the control of the entity
13 and the programs for which the federal funds are used by distinct
14 expenditure categories and shall identify the priority or rank of
15 the federal funds in descending order with the funding source the
16 agency or political subdivision relies on to the greatest extent
17 listed first and the funding source the agency or political
18 subdivision relies on to the least extent listed last. The
19 information required by this subsection shall include, but shall not
20 be limited to:

- 21 1. A description of any action required to be taken by the
22 state government entity or political subdivision as a condition for
23 the receipt or continued receipt of federal funds;

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1 2. A description of any action prohibited to be taken by the
2 state government entity or political subdivision as a condition for
3 the receipt or continued receipt of federal funds;

4 3. A description of any action required to be taken by any
5 individual or lawfully recognized business entity or other entity as
6 a condition for the benefits purported to be conferred on the
7 individual or other legal entity as a result of the use of the
8 federal funds; and

9 4. A description of any action prohibited to be taken by any
10 individual or lawfully recognized business entity or other entity as
11 a condition for the benefits purported to be conferred on the
12 individual or other legal entity as a result of the use of the
13 federal funds.

14 B. Every entity subject to the requirements of this section
15 shall make an annual disclosure, either pursuant to a separate
16 written report, information available through a website maintained
17 by or on behalf of the entity or both, of the federal funds for
18 which the agency or political subdivision must incur costs to
19 implement and shall provide such information in descending order
20 with the most costly federal funds listed first and the least costly
21 federal funds listed last.

22 C. Any agency or political subdivision receiving and
23 administering federal funds that require the receiving agency to
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1 maintain any level of security clearance in order to administer
2 those funds shall be exempt from the provisions of this section.

3 SECTION 3. This act shall become effective November 1, 2020.

4 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
5 February 12, 2020 - DO PASS AS AMENDED
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