

ENGROSSED SENATE
BILL NO. 354

BY: HENDRICK of the SENATE

and

BENSON of the HOUSE

[STATE GOVERNMENT - PROHIBITING PUBLIC OFFICERS FROM
SETTLING LAWSUITS AND CLAIMS AGAINST THE STATE -
LEGISLATIVE APPROVAL - EFFECTIVE DATE -

EMERGENCY]

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 8001 of Title 74, unless there is created a duplication in numbering, reads as follows:

No public officer, official or employee of the State of Oklahoma shall, without the approval of the Oklahoma State Legislature when it is in regular session, or by the Contingency Review Board, when the Legislature is not in regular session, enter into any default or agreed judgment, consent decree or other settlement of any litigation or claim against this state which would require a settlement expenditure in excess of Ten Thousand Dollars (\$10,000.00) or the creation, modification or implementation of a court ordered or legislatively authorized plan or program which would necessitate an appropriation by the Legislature in excess of Ten Thousand Dollars (\$10,000.00). Any agreed judgment, consent

decree, or other settlement of litigation or claim against this state which shall be paid from the Risk Management Fund and any statutory condemnation proceeding shall be exempt from the provisions of this act. Approval of the Oklahoma Legislature pursuant to this section shall be by joint resolution. Any default or agreed judgment, consent decree or other settlement entered into in violation of this section shall be void.

SECTION 2. This act shall become effective July 1, 1991.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 12th day of March, 1991.

President of the Senate

Passed the House of Representatives the ____ day of _____, 1991.

Speaker of the House of Representatives