STATE OF OKLAHOMA

1st Session of the 49th Legislature (2003)

COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL 1577

By: Dorman, Young and Askins of the House

and

Leftwich of the Senate

COMMITTEE SUBSTITUTE

An Act relating to state government; amending 74 O.S. 2001, Sections 213.2 and 226, which relate to the State Auditor and Inspector; modifying duties of the Performance Audit Division of the Office of the State Auditor and Inspector; authorizing the State Auditor and Inspector to request certain audit; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 74 O.S. 2001, Section 213.2, is amended to read as follows:

Section 213.2 A. There is hereby created in the Office of the State Auditor and Inspector a Performance Audit Division, subject to the discretion of the State Auditor and Inspector. An Assistant State Auditor and Inspector may be appointed to direct the operations of the Division, subject to the supervision and control of the State Auditor and Inspector at all times.

B. The State Auditor and Inspector, deputies and agents of the Performance Audit Division may examine all books and accounts of all public officers, institutions and other governmental entities specified in Sections ~~211~~ 212 through 227.9 of this title to instruct the proper officers thereof in the performance of their duties and to prescribe ~~and enforce~~ cost-effective methods of operating such governmental entities~~; provided, however, the State~~

~~Auditor and Inspector shall perform the examinations authorized in this subsection upon receiving a written request to do so by the Governor, the chief executive officer of a governmental entity or pursuant to a concurrent resolution of the Legislature. The entire cost of any examinations requested by the Governor, the chief executive officer of a governmental entity or pursuant to a concurrent resolution of the Legislature shall be borne by the audited entity~~.

C. The salaries and traveling expenses of the Assistant State Auditor and Inspector, deputies and agents of the Performance Audit Division and the costs of material, supplies and equipment for the Division shall be paid from funds made available through appropriation by the Legislature. For the fiscal year beginning July 1, 1992, and each fiscal year thereafter, the costs of the examinations authorized pursuant to subsection B of this section shall be paid for by the audited entity in an amount not to exceed the lesser of the actual costs of such audit or the amount of the proposed financial savings which would be generated if the audited entity fully complied with the direction of the Performance Audit Division as provided by this section.

D. The State Auditor and Inspector shall submit an annual report ~~evidencing the cumulative financial savings to the state as a result of the audits and directions~~ of the Performance Audit Division to the Governor, the President Pro Tempore of the Senate, ~~and~~ the Speaker of the House of Representatives, appropriations and budget chairs of the House of Representatives and the Senate, and the Minority Leaders of the Senate and the House of Representatives.

SECTION 2. AMENDATORY 74 O.S. 2001, Section 226, is amended to read as follows:

Section 226. A. The State Auditor and Inspector shall make an annual audit of all special, revolving, depository, canteen or other nonstate funds existing within any state agency, department,

institution or subdivision of state government and shall file a report of such audit with the Director of the Office of State Finance and the Governor of the State of Oklahoma.

B. 1. In addition to the filing requirements set forth in subsection A of this section, the State Auditor and Inspector shall file a report of audits of all special agency accounts established within the Department of Human Services, pursuant to subsection C of Section 7.2 of Title 62 of the Oklahoma Statutes, with the President Pro Tempore of the Senate, the Speaker of the House of Representatives, the Commission for Human Services, the Director of the Department of Human Services and the ~~Ombudsman Program within the Department of Human Services Office of Client Advocacy~~ Inspector General within the Department.

2. In addition to the filing requirements set forth in subsection A of this section, the State Auditor and Inspector shall file a report of audits of the accounts established within the Department of Corrections pursuant to paragraph G of Section 987.16 of Title 22 of the Oklahoma Statutes with the President Pro Tempore of the Senate, the Speaker of the House of Representatives, the Director of the Department of Corrections, and the State Board of Corrections.

3. In addition to the filing requirements set forth in subsection A of this section, the State Auditor and Inspector shall file a report of audits of the accounts established within the office of each district attorney for bogus check programs, drug task force programs, child support collection programs and any other programs receiving any nonstate funds with the President Pro Tempore of the Senate, the Speaker of the House of Representatives, and the Director of the District Attorneys Council.

4. No later than ninety (90) days after receipt of such report of audits by the Director of the Department of Human Services, the Director of the Department of Corrections, or the Director of the

District Attorneys Council as provided in this subsection, the Director receiving the report shall file a report with the Governor of the State of Oklahoma, the President Pro Tempore of the Senate and the Speaker of the House of Representatives which shall list all actions taken by the Director in response to the audit.

SECTION 2. This act shall become effective July 1, 2003.

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.

49-1-1294 RH 6/12/2015 1:56:31 PM