

CS for EHB 1577

1 THE STATE SENATE
2 Monday, April 7, 2003

3 Committee Substitute for
4 ENGROSSED
5 House Bill No. 1577

6 COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 1577 - By: DORMAN,
7 YOUNG and ASKINS of the House and LEFTWICH of the Senate.

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

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

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

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

24 B. The State Auditor and Inspector, deputies and agents of the
25 Performance Audit Division may examine all books and accounts of all
26 public officers, institutions and other governmental entities
27 specified in Sections ~~211~~ 212 through 227.9 of this title to

1 instruct the proper officers thereof in the performance of their
2 duties and to prescribe ~~and enforce~~ cost-effective methods of
3 operating such governmental entities; ~~provided, however, the State~~
4 ~~Auditor and Inspector shall perform the examinations authorized in~~
5 ~~this subsection upon receiving a written request to do so by the~~
6 ~~Governor, the chief executive officer of a governmental entity or~~
7 ~~pursuant to a concurrent resolution of the Legislature. The entire~~
8 ~~cost of any examinations requested by the Governor, the chief~~
9 ~~executive officer of a governmental entity or pursuant to a~~
10 ~~concurrent resolution of the Legislature shall be borne by the~~
11 ~~audited entity.~~

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

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

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

10 Section 226. A. The State Auditor and Inspector shall make an
11 annual audit of all special, revolving, depository, canteen or other
12 nonstate funds existing within any state agency, department,
13 institution or subdivision of state government and shall file a
14 report of such audit with the Director of the Office of State
15 Finance and the Governor of the State of Oklahoma.

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

1 ~~the Department of Human Services Office of Client Advocacy Inspector~~
2 General within the Department.

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

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

19 4. No later than ninety (90) days after receipt of such report
20 of audits by the Director of the Department of Human Services, the
21 Director of the Department of Corrections, or the Director of the
22 District Attorneys Council as provided in this subsection, the
23 Director receiving the report shall file a report with the Governor

1 of the State of Oklahoma, the President Pro Tempore of the Senate
2 and the Speaker of the House of Representatives which shall list all
3 actions taken by the Director in response to the audit.

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

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

9 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 4-2-03 - DO
10 PASS, As Amended.