

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 SENATE BILL 1507

By: Gumm

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6 AS INTRODUCED

7 An Act relating to state documents and reports;
8 requiring certain documents be filed with Governor,
9 President Pro Tempore of the Senate and Speaker of
10 the House of Representatives in electronic format;
11 specifying certain duties of such officers; providing
12 exception and providing procedures; amending 62 O.S.
13 2001, Sections 41.29, as amended by Section 1,
Chapter 301, O.S.L. 2003, 41.33 and 41.34 (62 O.S.
14 Supp. 2007, Section 41.29), which relate to public
15 finance; requiring certain financial documents be
16 filed in electronic format; clarifying references;
17 providing for codification; and providing an
18 effective date.

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1 provided in this section. The Governor, President Pro Tempore of
2 the Senate and Speaker of the House of Representatives shall each
3 create or cause to be created on the official web sites for the
4 Governor, Senate and House of Representatives, respectively, a
5 mechanism for such filings to be made, with a return receipt
6 provided to the person making the filing. If for any reason the
7 person required to file such document determines that it cannot be
8 filed electronically, the person shall file a printed copy in lieu
9 of such electronic filing and shall include an explanation of the
10 reason that the document could not be filed electronically.

11 SECTION 2. AMENDATORY 62 O.S. 2001, Section 41.29, as
12 amended by Section 1, Chapter 301, O.S.L. 2003 (62 O.S. Supp. 2007,
13 Section 41.29), is amended to read as follows:

14 Section 41.29 A. Except as provided for in subsection B of
15 this section, on the first day of October preceding each regular
16 session of the Legislature, each of the several state departments,
17 bureaus, divisions, officers, commissions, and institutions,
18 including those created or established pursuant to constitutional
19 provisions, and other spending agencies shall report to the Director
20 of State Finance and the Chair and Vice Chair of the Legislative
21 Oversight Committee on State Budget Performance, ~~on official forms~~
22 furnished in an electronic format for such purpose, an itemized
23 request showing the amount needed for the ensuing fiscal year
24 beginning with the first day of July. The ~~official forms~~ electronic

1 format which must be used in making these reports shall be approved
2 ~~and furnished~~ by the Director of State Finance and the Legislative
3 Oversight Committee on State Budget Performance, shall be uniform,
4 and shall clearly designate the kind of information to be given on
5 the reports. Information provided shall include, but not be limited
6 to:

7 1. A budget analysis of existing and proposed programs
8 utilizing zero-based budgeting techniques. Such analysis shall be
9 included as a part of the estimate of funds needed;

10 2. A statement listing any other state, federal or local
11 agencies which administer a similar or cooperating program and an
12 outline of the interaction among such agencies;

13 3. A statement of the statutory authority for the missions and
14 quantified objectives of each program;

15 4. A description of the groups of people served by each program
16 in the agency;

17 5. A quantification of the need for the program;

18 6. A description of the tactics which are intended to
19 accomplish each objective;

20 7. A list of quantifiable program outcomes which measure the
21 efficiency and effectiveness of each program;

22 8. A ranking of these programs by priority;

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1 9. Actual program expenditures for the current fiscal year and
2 prior fiscal years and the number of personnel required to
3 accomplish each program; and

4 10. Revenues expected to be generated by each program, if any.

5 Spending agencies shall make an itemized estimate of needs and
6 request for funds for the ensuing fiscal year and an estimate of the
7 revenues from all sources to be received by the agency during the
8 ensuing fiscal year. The Director of State Finance shall submit to
9 the Governor and the Legislative Oversight Committee on State Budget
10 Performance no later than the fifth day of October a complete list
11 of all spending agencies which fail to submit budgets by October 1,
12 pursuant to the provisions of this section.

13 B. 1. The reports required by this section shall include an
14 itemized listing of outstanding capital lease debt and estimated
15 capital lease needs for the ensuing fiscal year, and shall be
16 provided on official forms furnished by the Director of State
17 Finance for this purpose.

18 2. For the purposes of this section "capital lease" means a
19 lease-purchase agreement which provides an option for the State of
20 Oklahoma or its agencies to purchase property, including personal
21 and real property, which is the subject thereof and/or a lease
22 agreement that provides an option for the State of Oklahoma or its
23 agencies to lease such property, which is the subject thereof, at a
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1 nominal annual amount, after a period in which leased property is
2 rented at fair market value.

3 SECTION 3. AMENDATORY 62 O.S. 2001, Section 41.33, is
4 amended to read as follows:

5 Section 41.33 The budget shall be submitted to the Legislature
6 ~~in printed form~~ electronically. Such budget shall be in two parts:

7 ~~(1)~~ a

8 1. A budget message:

9 a. outlining the fiscal policy of the state for the
10 biennium and describing the important features of the
11 budget plan~~,~~

12 b. giving a summary of the budget setting forth aggregate
13 figures of proposed revenues and expenditures and the
14 balanced relations between the proposed revenues and
15 expenditures and the total expected income and other
16 means of financing the budget compared with the
17 corresponding figures for the preceding biennium~~,~~

18 c. including explanatory schedules classifying proposed
19 expenditures by organization units, objects and
20 funds~~,~~

21 d. giving estimated statements of assets and liabilities
22 as of the close of the preceding biennium and of the
23 budget biennium~~,~~

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1 e. explaining any proposed major increases in revenue
2 from any existing source or any new source of revenue
3 proposed and giving any further information or making
4 any suggestions; ~~(2) the~~ and

5 2. The detailed budget estimates of revenues and expenditures
6 for each fund as provided for in ~~this act~~ Section 41.1 et seq. of
7 this title showing the recommendations of the Governor on each,
8 compared with the figures for each of the fiscal years of the
9 preceding biennium and giving an explanation of each major change in
10 the recommendations from the revenues and expenditures in the
11 previous biennium.

12 SECTION 4. AMENDATORY 62 O.S. 2001, Section 41.34, is
13 amended to read as follows:

14 Section 41.34 Immediately after the beginning of each regular
15 session of the Legislature, the Governor shall submit to the
16 presiding officer of each house, ~~printed~~ electronic copies of the
17 budget based upon the investigations and conclusions of the ~~Division~~
18 ~~of the Budget~~ Office of State Finance. Such budget document shall
19 contain a complete and itemized plan of all proposed expenditures
20 for each agency or undertaking classified according to the various
21 cabinet areas designated by the Governor or otherwise created by
22 law. Such expenditures shall be further classified by function,
23 character and object, and in the event such proposed expenditures
24 exceed the estimate made by the State Board of Equalization, the

1 Governor shall accompany the budget document with a proposal of new
2 revenue raising measures sufficient to effect a balanced budget for
3 each year in the ensuing fiscal year.

4 SECTION 5. This act shall become effective November 1, 2008.

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