

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 COMMITTEE SUBSTITUTE

4 FOR

5 HOUSE BILL NO. 2176

6 By: Nelson

7 COMMITTEE SUBSTITUTE

8 An Act relating to public finance; amending 62 O.S.
9 2001, Section 45.1, as amended by Section 4, Chapter
10 301, O.S.L. 2003 (62 O.S. Supp. 2008, Section 45.1),
11 which relates to the Oklahoma Program Performance
12 Budgeting and Accountability Act; modifying filing
13 requirement; providing penalty for certain agencies;
14 providing an effective date; and declaring an
15 emergency.

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

17 SECTION 1. AMENDATORY 62 O.S. 2001, Section 45.1, as
18 amended by Section 4, Chapter 301, O.S.L. 2003 (62 O.S. Supp. 2008,
19 Section 45.1), is amended to read as follows:

20 Section 45.1 Sections 45.1 through 45.10 of this title shall be
21 known and may be cited as the "Oklahoma Program Performance
22 Budgeting and Accountability Act". All state agencies are to
23 prepare and submit their budgetary systems in a program format. In
24 addition, all state agencies are to collect and identify data to
measure performance of their programs. If any nonappropriated state
agency fails to file a report under the Oklahoma Program Performance

1 Budgeting and Accountability Act, the agency shall be subject to a
2 penalty of one percent (1%) for the first violation, two percent
3 (2%) for the second violation, and five percent (5%) for any other
4 violations, of the agency's fee revenue which shall be apportioned
5 to the General Revenue Fund of the State Treasury, or the cost of an
6 auditor to prepare and file a report on behalf of the agency which
7 shall be paid to the Legislative Service Bureau, whichever is
8 greater. The agency shall submit its computations to the Office of
9 State Finance, and the Office of State Finance shall take such steps
10 to cause the revenue of the affected agency to be reduced
11 accordingly. The Office of State Finance shall prepare a list of
12 nonappropriated state agencies that violate this section to be
13 published annually on the website of the Office of State Finance.

14 Implementation of this act shall be designed to better
15 prioritize state funding needs, reduce program duplication, enhance
16 budgeting information necessary to improve the efficiency of state
17 operations and improve state services to the public.

18 SECTION 2. This act shall become effective July 1, 2009.

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

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