

1 ENGROSSED HOUSE  
2 BILL NO. 2015

By: Miller of the House

and

3  
4 Johnson (Mike) of the  
Senate

5  
6  
7  
8 ( public finance - amending 52 sections in Title 62 -  
9 amending 74 O.S., Sections 34 and 86.1 -  
10 replacement warrants - repealing 62 O.S., Sections  
11 41.1 and 41.37 - codification - recodification -  
12 effective date -

13 emergency )

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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 34 of Title 62, unless there is  
created a duplication in numbering, reads as follows:

Section 34 et seq. of Title 62 of the Oklahoma Statutes shall be  
known and may be cited as the "Oklahoma State Finance Act".

SECTION 2. AMENDATORY 62 O.S. 2001, Section 2, is  
amended to read as follows:

1 Section 2. A. The official tax accounts with the several  
2 counties of the state shall be kept by the State Auditor and  
3 Inspector, which said accounts shall exhibit the true amount of each  
4 class and year's taxes charged to each of the several counties,  
5 together with the amounts received from each county, and the balance  
6 due therefrom; provided, that all taxes of each of the several  
7 counties that shall be delinquent for four (4) or more years may be  
8 consolidated by classes into one account.

9 B. As a means of accurately establishing the ad valorem tax  
10 accounts herein provided for, it is hereby made the duty of the  
11 State Board of Equalization to certify annually to the State Auditor  
12 and Inspector, within five (5) days after the same shall have been  
13 ascertained by such Board for the year, the state equalized value of  
14 all property assessed ad valorem in each of the counties of the  
15 state, the rate of levy for the year, together with the amount of ad  
16 valorem taxes assessed against the property in each of the several  
17 counties of the state for the year.

18 C. For the purpose of maintaining an accurate check and balance  
19 on the accounts between the state and the several counties, it shall  
20 be the duty of the county clerk of each county to make and file with  
21 the State Auditor and Inspector on or before the third Monday  
22 following the close of the semiannual periods ending June 30th, and  
23 December 31st, of each year, a certified report and statement in  
24 writing showing by years and by classes the amount of all taxes due

1 the state, or its fund or funds under its management at close of  
2 such periods, together with the dates and amounts of all payments  
3 into the State Treasury during such periods, which said statement  
4 when so filed with the State Auditor and Inspector shall become a  
5 permanent and official record ~~of his office.~~

6 D. It shall be the duty of the State Auditor and Inspector, and  
7 ~~he~~ the State Auditor and Inspector is hereby given full power and  
8 authority to reconcile and adjust all tax accounts with the several  
9 counties and to require a proper accounting for all revenue laid and  
10 levied, or required to be laid and levied, against all properties  
11 and subjects selected for taxation by the state in the respective  
12 counties, together with the amount thereof collected for or on  
13 behalf of the state by any county or any officer thereof.

14 SECTION 3. AMENDATORY 62 O.S. 2001, Section 41.7b, is  
15 amended to read as follows:

16 Section 41.7b A. ~~In accordance with duties assigned to the~~  
17 ~~State Board of Equalization in Section 23 of Article X of the~~  
18 ~~Constitution of the State of Oklahoma, agencies~~ Agencies responsible  
19 for the collection of monies deposited to the credit of the General  
20 Revenue Fund and each of the Special Revenue Funds shall, ~~upon~~ be  
21 subject to the provisions of this act. Upon request of the Director  
22 of the Office of State Finance, these agencies shall provide the  
23 Office of State Finance Director ~~in the manner and form established~~  
24 ~~by the Director,~~ an itemized estimate of funds expected to accrue to

1 the General Revenue Fund and each of the Special Revenue Funds for  
2 the ensuing fiscal year in the manner and form established by the  
3 Director, in accordance with the duties assigned to the State Board  
4 of Equalization in Section 23 of Article X of the Oklahoma  
5 Constitution. Each of these agencies must also provide to the  
6 Director ~~of State Finance~~, as requested, a written explanation of  
7 the methodology and relevant assumptions used in developing the  
8 revenue estimates submitted ~~in compliance with this section~~, a  
9 statement of the prior year year's actual revenue collections and a  
10 projection of the current year year's revenue collections. No  
11 expenditure shall be made from any General Revenue Fund or Special  
12 Revenue Fund until such fund has been assigned to an agency by law  
13 or by the Director of the Office of State Finance.

14 B. In addition to providing the information listed above, the  
15 Oklahoma Tax Commission shall also provide to the Director of the  
16 Office of State Finance a comprehensive economic report no later  
17 than two weeks prior to each of the meetings of the State Board of  
18 Equalization pursuant to paragraphs 1 and 3 of Section 23 of Article  
19 X of the Constitution of the State of Oklahoma. ~~The~~ Each report  
20 shall include a summary of recent national and state economic  
21 performance and a forecast of national and state economic  
22 performance for both the current and the upcoming fiscal ~~year~~ years.  
23 ~~This report~~ These reports shall be considered a basis upon which the  
24 itemized revenue estimates of the Commission are developed. The

1 report shall include an analysis of the relative accuracy of the  
2 economic ~~forecast~~ forecasts on which the previous and current fiscal  
3 years' revenue estimates were based.

4 C. The Tax Commission shall also provide all estimates,  
5 explanations, statements, projections, reports and other documents  
6 required by this section to the President Pro Tempore of the Senate  
7 and the Speaker of the House of Representatives at the same time  
8 that such documents are provided to the Director of the Office of  
9 State Finance.

10 SECTION 4. AMENDATORY 62 O.S. 2001, Section 41.3, is  
11 amended to read as follows:

12 Section 41.3 A. There is hereby created in the Executive  
13 Department, the Office of State Finance which shall consist of a  
14 Division of the Budget, a Division of Central Accounting and  
15 Reporting, and an Information Services Division, ~~and an Oklahoma~~  
16 ~~Financial Information System Management Division~~ all under the  
17 administrative control of the Director of the Office of State  
18 Finance and directly responsible to ~~him~~ the Director.

19 ~~The terms "State Budget Director" or "Budget Director" appearing~~  
20 ~~in the Oklahoma Statutes shall mean "Director of State Finance".~~

21 ~~The terms "State Budget Office", "Division of the Budget",~~  
22 ~~"Division of Central Accounting and Reporting", "Information~~  
23 ~~Services Division", or "Oklahoma Financial Information System~~

24

1 ~~Management Division" appearing in the Oklahoma Statutes shall mean~~  
2 ~~the Office of State Finance or the divisions thereof.~~

3 B. The terms "state agency" or "agency", when used in the  
4 Oklahoma State Finance Act, shall mean any department, division,  
5 bureau, board, commission, agency, institution or function of this  
6 state.

7 C. The term "authorization", when used in the Oklahoma State  
8 Finance Act, shall mean the legislative authorization for an agency  
9 to expend a certain amount of money from a specified fund or funds  
10 during a specified period of time.

11 SECTION 5. AMENDATORY 62 O.S. 2001, Section 41.40, is  
12 amended to read as follows:

13 Section 41.40 There is hereby created in the State Treasury a  
14 Revolving Fund for the ~~State Budget~~ Office of State Finance. The  
15 ~~said~~ revolving fund shall consist of any monies received for rental  
16 of machine metered time, sale of scrap cards and paper, and any  
17 other miscellaneous receipts. The revolving fund herein created may  
18 be expended for the same purposes and in the same manner as  
19 appropriated funds.

20 SECTION 6. AMENDATORY 62 O.S. 2001, Section 41.2, is  
21 amended to read as follows:

22 Section 41.2 The Governor shall appoint a Director of the  
23 Office of State Finance, by and with the consent of the Senate, who  
24

1 shall hold office at the pleasure of the Governor and shall continue  
2 to serve until ~~his~~ a successor is duly appointed and is qualified.

3 SECTION 7. AMENDATORY 62 O.S. 2001, Section 41.4, is  
4 amended to read as follows:

5 Section 41.4 A. The Director of the Office of State Finance  
6 shall have the power, and it ~~shall be his~~ duty under the direction  
7 of the Governor to: ~~(1) to prepare~~

8 1. Prepare the budget document and assist in the drafting of  
9 legislation to make it effective, ~~(2) to make;~~

10 2. Make field surveys and studies of governmental agencies,  
11 looking toward economy and greater efficiency, ~~(3) to make;~~

12 3. Make allotments to control expenditures, ~~(4) to authorize;~~

13 4. Authorize transfers of appropriation authorized by law, ~~(5)~~  
14 ~~to study;~~

15 5. Study accounting and other reports rendered by the Central  
16 Accounting and Reporting Division, ~~(6) to enter;~~

17 6. Enter into agreements with the United States Secretary of  
18 the Treasury for the purpose of implementing ~~the Cash Management~~  
19 ~~Improvement Act of 1990 (Public Law 101-453), and (7) to aid~~ federal  
20 law; and

21 7. Aid the Governor in the economical management of state  
22 affairs.

23 B. In addition to ~~his~~ other duties, the Director of the Office  
24 of State Finance shall, upon request, advise and consult with

1 members of the Legislature and legislative committees concerning  
2 ~~income~~ revenue and expenditures of state agencies.

3 SECTION 8. AMENDATORY 62 O.S. 2001, Section 41.23, is  
4 amended to read as follows:

5 Section 41.23 The ~~Budget~~ Director of the Office of State  
6 Finance, with the approval of the Governor, shall employ and make  
7 the appointment of such experts and assistants as may be necessary  
8 to execute the purposes of ~~this act~~ the Oklahoma State Finance Act.

9 No appointments to positions shall be made in excess of ~~the position~~  
10 those positions authorized by ~~act~~ of the Legislature for the  
11 Division of the Budget ~~and~~, the Division of Central Accounting and  
12 Reporting and the Information Services Division.

13 SECTION 9. AMENDATORY 62 O.S. 2001, Section 41.42, is  
14 amended to read as follows:

15 Section 41.42 ~~Effective July 1, 1986, the~~ The position of  
16 Public Information Officer within the Office of State Finance shall  
17 ~~become~~ be subject to the provisions of the Merit System of Personnel  
18 Administration prescribed by the Oklahoma Personnel Act, Section  
19 ~~840.1~~ 840-1.1 et seq. of Title 74 of the Oklahoma Statutes, and the  
20 rules promulgated thereunder. ~~The incumbent employee shall be~~  
21 ~~granted permanent status in the classified service without regard to~~  
22 ~~qualifications or examinations, in the class to which the position~~  
23 ~~is allocated by the Office of Personnel Management.~~

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1 SECTION 10. AMENDATORY 62 O.S. 2001, Section 7.5, is  
2 amended to read as follows:

3 Section 7.5 The Director of the Office of State Finance is  
4 hereby authorized and directed to classify funds in the State  
5 Treasury and to prescribe the manner of issuance of checks or  
6 warrants against each class of funds to accomplish the purpose for  
7 which each such fund was created; ~~and the~~. The State Treasurer  
8 shall be, and is, required to keep ~~his~~ fund accounts in accordance  
9 with such classification. The Director of the Office of State  
10 Finance shall group funds of a similar nature in a series of  
11 classes. Accounting entities otherwise designated as funds, by  
12 other provisions of law, may be+ retained, deactivated, merged with  
13 other such entities or identified as accounts within funds as the  
14 Director of the Office of State Finance determines to be appropriate  
15 for purposes of the modernization and maintenance of the fund  
16 structure of the state.

17 SECTION 11. AMENDATORY 62 O.S. 2001, Section 7.13, is  
18 amended to read as follows:

19 Section 7.13 The Director of the Office of State Finance shall  
20 cause to be prepared a comprehensive annual financial report, in  
21 accordance with generally accepted accounting principles for  
22 governments, and shall further have the general purpose financial  
23 statements included in the comprehensive annual financial report  
24 audited in accordance with generally accepted auditing standards.

1 The Director ~~of State Finance~~ is hereby authorized to establish  
2 procedures and guidelines which are consistent with those issued by  
3 the Government Accounting Standards Board, and which shall be  
4 followed by state agencies, colleges and universities and other  
5 entities who are included in the report, for purposes of  
6 establishing consistent application of accounting principles and to  
7 ensure the timeliness of the report.

8 SECTION 12. AMENDATORY 62 O.S. 2001, Section 41.5, is  
9 amended to read as follows:

10 Section 41.5 ~~On July 1, 1947, the~~ The Division of Central  
11 Accounting and Reporting shall ~~take over the~~ be responsible for  
12 accounting and auditing duties ~~now performed by the claim auditing~~  
13 ~~and bookkeeping sections of the Office of Public Affairs,~~ and the  
14 auditing and settlement of purchase orders, contracts, claims,  
15 payrolls, and other obligations ~~now performed by the Pre-Audit~~  
16 ~~Division and the Bookkeeping and Accounting Division of the present~~  
17 ~~State Auditor and Inspector.~~

18 ~~By July 1, 1947, the~~ The Division of Central Accounting and  
19 Reporting shall prepare uniform budget and accounting  
20 classifications for all state ~~departments, boards, commissions,~~  
21 ~~institutions, and agencies now delegated to the Governor and there~~  
22 ~~shall also be transferred to this division the work of installing~~  
23 ~~modern~~ and shall implement appropriate accounting methods and  
24 systems in the state departments and institutions now delegated to

1 ~~the State Auditor and Inspector~~ state agencies. ~~The positions now~~  
2 ~~authorized for this work in the several offices and the equipment~~  
3 ~~now used by the personnel of these offices, on July 1, 1947, shall~~  
4 ~~be transferred to the Division of Central Accounting and Reporting~~  
5 ~~within the Executive Department.~~ The Division of Central Accounting  
6 and Reporting shall:

7 1. Settle all claims payable by this state; ~~and~~

8 2. Verify distribution of all taxes and other dues collected  
9 for local governments; ~~and~~

10 3. Superintend the recovery of all debts due state government;  
11 ~~and~~

12 4. Keep the central budget and proprietary accounts of the  
13 state government; ~~and~~

14 5. Prepare and issue financial and accounting reports, at least  
15 quarterly; ~~and~~

16 6. Prescribe all forms, systems, and procedure for  
17 administering accounting for the several departments and  
18 establishments; ~~and~~

19 7. At the request of a state agency, assist in establishing  
20 standards, policies and procedures that ensure a strong and  
21 effective system of internal controls and regular monitoring of  
22 them;

23 ~~8. Certify to the Director of State Finance for his approval,~~  
24 each and every requisition by a duly accredited disbursing officer

1 for an advance of funds from the State Treasury to the Director of  
2 the Office of State Finance for approval; and

3 ~~8.~~ 9. Establish a pre-audit system of settling claims, ~~either~~  
4 for the entire government of this state, ~~or~~ and for ~~any bureaus or~~  
5 ~~departments thereof, according to~~ state agencies in which ~~system~~  
6 vouchers supporting proposed payments ~~shall be~~ are submitted to the  
7 ~~Director~~ Office of State Finance for audit and settlement.

8 SECTION 13. AMENDATORY 62 O.S. 2001, Section 41.5g, as  
9 amended by Section 2, Chapter 148, O.S.L. 2007 (62 O.S. Supp. 2007,  
10 Section 41.5g), is amended to read as follows:

11 Section 41.5g ~~The Director of State Finance shall, by~~  
12 ~~appropriate notification, advise agencies of the state when~~  
13 ~~applications of the Integrated Central Systems are available for~~  
14 ~~their use. Thereafter, each~~ Each agency of the state shall submit  
15 transactions to the Office of State Finance, the Office of Personnel  
16 Management, and the Department of Central Services in the manner and  
17 format required to effectuate the utilization of the Integrated  
18 Central Systems for all transactions for which an application is  
19 available.

20 Provided, that nothing in this section shall be construed as to  
21 administratively place agencies currently exempt from any provisions  
22 of the ~~Budget Act of 1947~~ Oklahoma State Finance Act, the Central  
23 Purchasing Act, or the Oklahoma Personnel Act under the purview of  
24 such provisions.

1 SECTION 14. AMENDATORY 62 O.S. 2001, Section 41.31, is  
2 amended to read as follows:

3 Section 41.31 It shall be the duty of the ~~Budget~~ Director of  
4 the Office of State Finance, after making a complete detailed study  
5 of each ~~department, institution, board, commission and~~ state agency,  
6 to prepare the budget under the supervision and direction of the  
7 Governor.

8 SECTION 15. AMENDATORY 62 O.S. 2001, Section 41.30, is  
9 amended to read as follows:

10 Section 41.30 ~~The departments, institutions, boards,~~  
11 ~~commissions and agencies of the state, upon request~~ Each state  
12 agency shall immediately furnish the ~~Budget~~ Director ~~in such form as~~  
13 ~~he may require,~~ of the Office of State Finance any information  
14 ~~desired by him in his relation with~~ concerning their respective  
15 affairs or activities, upon request and in such form as directed.

16 SECTION 16. AMENDATORY 62 O.S. 2001, Section 41.29, as  
17 last amended by Section 2, Chapter 311, O.S.L. 2008 (62 O.S. Supp.  
18 2008, Section 41.29), is amended to read as follows:

19 Section 41.29 A. ~~Except as provided for in subsection B of~~  
20 ~~this section, on~~ On the first day of October preceding each regular  
21 session of the Legislature, each ~~of the several state departments,~~  
22 ~~bureaus, divisions, officers, commissions, and institutions~~ agency,  
23 including those created or established pursuant to constitutional  
24 provisions, ~~and other spending agencies~~ shall report to the Director

1 of the Office of State Finance and the Chair and Vice Chair of the  
2 Legislative Oversight Committee on State Budget Performance, ~~in an~~  
3 ~~electronic format for such purpose,~~ an itemized request showing the  
4 amount needed for the ensuing fiscal year beginning with the first  
5 day of July.

6 B. The ~~electronic format~~ forms which must be used in making  
7 these reports shall be approved by the Director of the Office of  
8 State Finance and the Legislative Oversight Committee on State  
9 Budget Performance~~7~~.

10 C. The forms shall be uniform, and shall clearly designate the  
11 ~~kind of information to be given on the reports. Information.~~

12 D. The information provided shall include, but not be limited  
13 to:

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

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

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

22 4. A description of the groups of people served by each program  
23 in the agency;

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

1       6. A description of the tactics which are intended to  
2 accomplish each objective;

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

5       8. A ranking of these programs by priority;

6       9. Actual program expenditures for the current fiscal year and  
7 prior fiscal years and the number of personnel required to  
8 accomplish each program; and

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

10       ~~Spending~~ E. These appropriated agencies shall make an itemized  
11 estimate of needs and request for funds for the ensuing fiscal year  
12 and an estimate of the revenues from all sources to be received by  
13 the agency during the ensuing fiscal year.

14       F. The Director of the Office of State Finance shall submit to  
15 the Governor and the Legislative Oversight Committee on State Budget  
16 Performance no later than the fifth day of October a complete list  
17 of all spending agencies which ~~fail~~ have failed to submit budgets by  
18 October 1, ~~pursuant to the provisions of this section.~~

19       ~~B. 1.~~ G. The reports required by this section shall include an  
20 itemized listing of outstanding capital lease debt and estimated  
21 capital lease needs for the ensuing fiscal year, and shall be  
22 provided on ~~official~~ forms ~~furnished~~ prescribed by the Director of  
23 the Office of State Finance ~~for this purpose.~~

24

1        ~~2-~~ H. For the purposes of this section, "capital lease" means a  
2 lease-purchase agreement which provides an option for the State of  
3 Oklahoma or its agencies to purchase property, including personal  
4 and real property, which is the subject thereof and/or a lease  
5 agreement that provides an option for the State of Oklahoma or its  
6 agencies to lease such property, which is the subject thereof, at a  
7 nominal annual amount, after a period in which leased property is  
8 rented at fair market value.

9        SECTION 17.        AMENDATORY        62 O.S. 2001, Section 41.34, as  
10 amended by Section 4, Chapter 311, O.S.L. 2008 (62 O.S. Supp. 2008,  
11 Section 41.34), is amended to read as follows:

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

1 to effect a balanced budget for ~~each year in~~ the ensuing fiscal  
2 year.

3 SECTION 18. AMENDATORY 62 O.S. 2001, Section 41.33, as  
4 amended by Section 3, Chapter 311, O.S.L. 2008 (62 O.S. Supp. 2008,  
5 Section 41.33), is amended to read as follows:

6 Section 41.33 The budget shall be submitted to the Legislature  
7 ~~electronically. Such budget~~ and shall be in two parts:

8 1. A budget message:

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

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

21 d. giving estimated statements of assets and liabilities  
22 as of the close of the preceding ~~biennium~~ fiscal year  
23 and of the budget ~~biennium~~ year, and  
24

- 1 e. explaining any proposed major increases in revenue  
2 from any existing source or any new source of revenue  
3 proposed, and  
4 f. giving any further information or making any  
5 suggestions; and

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

13 SECTION 19. AMENDATORY 62 O.S. 2001, Section 9.10, is  
14 amended to read as follows:

15 Section 9.10 Except as otherwise specifically provided by law,  
16 the total amount of appropriations to a ~~public entity~~ state agency  
17 contained in a bill shall be reduced by the amount that any monies  
18 designated or limited for a specified purpose have been disapproved  
19 by the Governor pursuant to Section 12 of Article ~~6~~ VI of the  
20 Oklahoma Constitution. Any such monies shall remain in the fund  
21 from which they were appropriated.

22 SECTION 20. AMENDATORY 62 O.S. 2001, Section 41.11, is  
23 amended to read as follows:

1 Section 41.11 A. ~~When, in any act,~~ lump sum appropriations are  
2 made for personal ~~service services,~~ or for maintenance and ~~operation~~  
3 operations, or for maintenance and ~~operation~~ operations including  
4 personal ~~service services,~~ ~~other than such appropriations for the~~  
5 ~~Legislature, judiciary, or for expenses of holding elections,~~ no  
6 monies so appropriated shall be available for payments for personal  
7 ~~service, or maintenance and operation, or maintenance and operation~~  
8 ~~including personal service, except specified appropriations for~~  
9 ~~temporary services or day labor~~ such expenses until a schedule of  
10 positions and salaries and the amounts to be available for the  
11 expenses ~~of maintenance and operation~~ shall have been approved by  
12 the Director of the Budget Office of State Finance and a ~~certificate~~  
13 ~~of such approval filed with the request officer of the spending~~  
14 ~~agency concerned and the Division of Central Accounting and~~  
15 Reporting posted to the state accounting system. The provisions of  
16 this subsection shall not apply to such appropriations for the  
17 Legislature or judiciary, for expenses of holding elections, or for  
18 temporary services or day labor.

19 B. Any such approved schedule of positions and salaries may be  
20 amended, ~~however,~~ with the approval of the Director of the ~~Budget~~  
21 ~~and the filing of a certificate thereof as provided above~~ Office of  
22 State Finance.

23 C. The request officer for each ~~spending~~ agency shall show ~~on~~  
24 ~~the forms provided, how he proposes to classify~~ the classification

1 of the expenditures for ~~that spending~~ their agency, and such  
2 classification shall follow, ~~(except for items peculiar to certain~~  
3 ~~departments or institutions), the uniform budget and accounting~~  
4 classifications adopted for similar spending agencies, except for  
5 items peculiar to certain departments or institutions.

6 D. The ~~Budget~~ Director of the Office of State Finance shall not  
7 have authority to fix the amount of any agency salary or eliminate  
8 any position listed on such schedule. However, ~~he~~ the Director  
9 shall not approve ~~said segregation~~ the schedule ~~in the event of~~  
10 positions and salaries when the total amount of funds requested to  
11 be allotted fails to reserve a sufficient balance ~~of the lump sum~~  
12 ~~appropriation~~ to finance the operations of the ~~spending~~ agency  
13 ~~concerned~~ for the remainder of that fiscal year, considering any  
14 possible failure in the revenue estimated to be collected for that  
15 fiscal year.

16 E. The ~~Budget~~ Director of the Office of State Finance shall not  
17 have the authority to curtail the operation of any particular part  
18 of the program, but shall order a reduction in the total program  
19 only where insufficient revenues are anticipated to carry on the  
20 program for the period concerned.

21 SECTION 21. AMENDATORY 62 O.S. 2001, Section 41.6, is  
22 amended to read as follows:

23 Section 41.6 ~~Appropriations made by the Legislature for the~~  
24 ~~fiscal year beginning July 1, 1947 and thereafter,~~ shall not be

1 available for contractual or expenditure purposes until allotted as  
2 provided in ~~this act~~ the Oklahoma State Finance Act. Appropriations  
3 made by the Legislature to each state ~~department, board, commission,~~  
4 ~~institution or agency,~~ are hereby declared to be maximum,  
5 conditional and proportionate appropriations, ~~the~~. The purpose  
6 being of this section is to make appropriations payable in full in  
7 the amounts named only in the event that the estimated budget  
8 resources within each state fund during each fiscal year are  
9 sufficient to pay all of the appropriations for such fiscal year in  
10 full. ~~The~~ It is also the purpose of this provision ~~is~~ to ~~insure~~  
11 ensure that there shall be no overdraft or deficit created in the  
12 several funds of the state at the end of any fiscal year, and the  
13 ~~Budget~~ Director of the Office of State Finance is directed and  
14 required so to administer ~~this act~~ the Oklahoma State Finance Act to  
15 prevent such overdraft or deficit.

16 SECTION 22. AMENDATORY 62 O.S. 2001, Section 41.7c, is  
17 amended to read as follows:

18 Section 41.7c A. On or before the first day of June in each  
19 year, or as soon thereafter as possible, all agencies shall ~~be~~  
20 ~~required to file budget work programs~~ agency budgets with the  
21 Director of the Office of State Finance. Copies of all agency  
22 ~~budget work programs~~ budgets shall also be made available  
23 electronically to the staff of the Joint Legislative Committee on  
24 Budget and Program Oversight.

1 B. The required instructions, content and format of ~~budget work~~  
2 ~~programs~~ agency budgets shall be developed by the staff of the  
3 Budget Division of the Office of State Finance.

4 C. 1. The ~~work programs~~ agency budget shall include a  
5 description of all funds available to the agency for expenditure and  
6 ~~setting~~ set out allotments requested by the agency by quarter and  
7 the entire fiscal year.

8 2. The ~~work program~~ agency budget shall be accompanied by an  
9 organizational chart of the agency, a statement of agency mission  
10 and program objectives.

11 3. The ~~work program~~ agency budget shall ~~show budgeted~~ delineate  
12 agency spending by major program category at the activity level and  
13 may identify budgeted spending by subprogram category at the  
14 subactivity level. Major program categories identified in the  
15 budget work program shall conform to the major program categories as  
16 provided by law such categories and with at least as much detail as  
17 is specified in the legislative appropriation and as prescribed by  
18 the Director of the Office of State Finance. ~~Budget work programs~~

19 4. Agency budgets shall be signed by the executive officer of  
20 each agency. ~~Such program and allotment requests may be made by the~~

21 D. A "request officer" ~~who~~ shall be designated by each state  
22 agency for that the purpose of making program and allotment  
23 requests.

1        E. Executive officers of agencies shall cooperate with the  
2 Office of State Finance staff and Joint Committee staff in  
3 developing program budgeting categories.

4        F. All funds available or expected to be made available to any  
5 agency, including nonfiscal appropriations, shall not be available  
6 for expenditure until the request officer of the agency has complied  
7 with the applicable provisions of ~~Sections 41.1 through 41.41 of~~  
8 ~~this title~~ the Oklahoma State Finance Act and has received approval  
9 of such request for funds from the Director of the Office of State  
10 Finance.

11        SECTION 23.        AMENDATORY        62 O.S. 2001, Section 41.41, is  
12 amended to read as follows:

13        Section 41.41 A. All ~~departments, institutions, boards,~~  
14 ~~commissions and~~ agencies of the state shall submit to the ~~State~~  
15 Director of the Office of State Finance in all ~~budget and work~~  
16 ~~program reports~~ agency budgets, in addition to other required  
17 information, whether such reports relate to past, present or future  
18 expenditures, an itemization of the amount attributable to each of  
19 the following expenses:

- 20        1. The number of persons, total amount of all salaries, the  
21 total amount of travel and subsistence expense and the total amount  
22 of personnel expense for:
- 23            a. data processing directors,
  - 24            b. systems analysts,

- 1 c. programmers,
- 2 d. electronic data processing operators,
- 3 e. punch card machine operators,
- 4 f. data processing control personnel,
- 5 g. data processing clerical personnel, and
- 6 h. other data processing personnel;
- 7 2. Rental of data processing equipment;
- 8 3. Purchase of data processing equipment;
- 9 4. Maintenance of data processing equipment, if not included in
- 10 rental expense;
- 11 5. Data processing supplies;
- 12 6. Data processing planning;
- 13 7. Data processing conversion from one system to another;
- 14 8. Rental and purchase of non-data processing equipment and
- 15 supplies utilized in a data processing operation;
- 16 9. Shipment of data processing equipment;
- 17 10. Rental of communication lines for transmission of data
- 18 processing information;
- 19 11. Data processing education;
- 20 12. Rental of software packages;
- 21 13. Contracting for development of systems; and
- 22 14. Other data processing expense.
- 23 B. All disbursements made from treasury funds by any state
- 24 ~~department, institution, board, commission or~~ agency for the above-

1 named expenses shall be budgeted to and disbursed from a special  
2 allotment account to be created by the ~~State~~ Director of the Office  
3 of State Finance.

4 C. This section shall not preclude agencies from programming  
5 and expending intra-agency data processing costs for cost allocation  
6 purposes.

7 SECTION 24. AMENDATORY 62 O.S. 2001, Section 41.32, is  
8 amended to read as follows:

9 Section 41.32 In any year in which a Governor-elect assumes  
10 office, the budget shall be the budget of the new Governor and shall  
11 be submitted to the Legislature by ~~him~~ the new Governor. The  
12 Division of the Budget shall render to the Governor-elect all  
13 possible assistance in the preparation of the budget. The Governor  
14 and ~~the departments, institutions or~~ agencies of the state shall  
15 furnish the Governor-elect estimates and other budget information,  
16 in order that the Governor-elect may discharge effectively his or  
17 her budget responsibilities upon assuming office.

18 SECTION 25. AMENDATORY 62 O.S. 2001, Section 41.39, is  
19 amended to read as follows:

20 Section 41.39 The ~~Division of the Budget~~ Office of State  
21 Finance is hereby authorized to provide the Governor-elect and  
22 Lieutenant Governor-elect with such reasonable and necessary  
23 services as the Governor-elect or Lieutenant Governor-elect may  
24 request in the performance of ~~his~~ their duties prior to taking

1 office and in preparation for assuming the duties of office. The  
2 ~~Division of the Budget~~ Office of State Finance is further authorized  
3 to allocate from the funds appropriated to ~~said Division~~ the Office  
4 of State Finance the sum of Thirty Thousand Dollars (\$30,000.00), or  
5 so much thereof as may be necessary for use by the Governor-elect,  
6 if not incumbent, and the sum of Ten Thousand Dollars (\$10,000.00),  
7 or so much thereof as may be necessary for use by the Lieutenant  
8 Governor-elect, if not incumbent, for expenses of personal services,  
9 office expense, supplies, materials, travel and other necessary  
10 expenses incurred by such Governor-elect or Lieutenant Governor-  
11 elect in the performance of his or her duties prior to taking office  
12 and in preparation for assuming the duties of office.

13 SECTION 26. AMENDATORY 62 O.S. 2001, Section 9.1, is  
14 amended to read as follows:

15 Section 9.1 A. ~~Effective February 10, 1947, and thereafter,~~  
16 ~~revenues~~ Revenues deposited in the State Treasury to the credit of  
17 the General Revenue Fund or of any special fund which derives its  
18 revenue in whole or part from state taxes or fees shall be allocated  
19 monthly to each ~~department, institution, board, commission~~ state  
20 agency or special appropriation on a percentage basis, in that ratio  
21 that the total appropriation for each such ~~department, institution,~~  
22 ~~board, commission~~ state agency or special appropriation from each  
23 fund for that fiscal year bears to the total of all appropriations  
24 from each fund for that fiscal year. Appropriation allocations to

1 the State Board of Education for the financial support of public  
2 schools shall be effective August 1 of the fiscal year in which they  
3 apply.

4 B. A cash account shall be maintained by the agency of the  
5 state charged with the allocation of revenues for each ~~department,~~  
6 ~~board, commission, institution,~~ agency or special appropriation  
7 which receives appropriations from the general fund or any special  
8 fund, and no check or warrant shall be issued in excess of the  
9 unexpended balance of said cash account at the time such check or  
10 warrant is issued.

11 C. Cash allocations to each cash account shall be cumulative  
12 and shall be available for the payment of any claim incurred within  
13 the appropriations for which such cash was allocated, including  
14 claims incurred against nonfiscal year appropriations which are  
15 available for contracts for thirty (30) months from date such acts  
16 are passed.

17 D. Revenue allocations shall be made to nonfiscal  
18 appropriations ~~during~~. During the applicable fiscal year such  
19 appropriations first shall become available for expenditure and for.  
20 Such appropriations may be expended only in that fiscal year only.  
21 This limitation applies equally to those revenue allocations made to  
22 such appropriation.

23 E. ~~Appropriation acts~~ Measures passed by the Legislature  
24 appropriating revenues from the General Revenue Fund, which are

1 supplemental to the original budget in effect on July 1 of any  
2 fiscal year, shall be considered supplemental appropriations and  
3 shall receive revenue allocations for the first time in the month in  
4 which such acts become effective in compliance with Section 23, of  
5 Article 10, X of the Oklahoma Constitution of the State of Oklahoma.

6 F. Supplemental appropriations from the General Revenue Fund  
7 passed by the Legislature in excess of the Board of Equalization's  
8 estimate for that fiscal year shall be null and void.

9 SECTION 27. AMENDATORY 62 O.S. 2001, Section 41.15, is  
10 amended to read as follows:

11 Section 41.15 ~~Effective July 1, 1947 and thereafter, the A.~~  
12 The Division of Central Accounting and Reporting shall allocate all  
13 revenues ~~thereafter deposited~~ to the credit of any fund in the State  
14 Treasury except the Public Building Fund, in accordance with the  
15 provisions of Section 23, of Article 10, X of the Oklahoma  
16 Constitution of Oklahoma, as amended on March 11, 1941, and House  
17 Bill No. 30, Regular Session of the Twenty-First Legislature.

18 B. The ~~Budget~~ Director of the Office of State Finance may  
19 require that appropriations for capital ~~outlay~~ expenditures be  
20 financed by a separate cash account so that allocations of cash to  
21 any agency for purposes of constructing buildings, making  
22 improvements, purchasing equipment, ~~etc.~~ or other capital  
23 expenditures, may not be used to finance the current operations of  
24 the ~~institution, department, or~~ agency.

1        C. Appropriations which are nonfiscal for contractual and  
2 expenditure purposes, shall be considered fiscal for revenue  
3 purposes, but may be allotted for expenditure at any time within  
4 thirty (30) months from date such acts are ~~passed~~ enacted. Revenue  
5 which accrues to the credit of the Public Building Fund in the State  
6 Treasury ~~which derives its revenue under the provisions of Title 74,~~  
7 ~~Section 98, O.S. 1951,~~ shall be allocated to the appropriations from  
8 the Public Building Fund in consecutive order. The Governor shall  
9 designate the order of payment of the appropriations from the Public  
10 Building Fund. The ~~Budget~~ Director of the Office of State Finance  
11 shall allocate the collections sufficient to pay the first  
12 appropriation designated by the Governor, before ~~he~~ the Director  
13 allocates any amount to the second and so on, until all  
14 appropriations are provided for. The contracting agency receiving  
15 such appropriation shall not contract the same until revenue has  
16 been allocated as provided in ~~this act~~ the Oklahoma State Finance  
17 Act.

18        SECTION 28.        AMENDATORY        62 O.S. 2001, Section 41.8, is  
19 amended to read as follows:

20        Section 41.8 Federal funds received by any agency of the state  
21 shall be deposited in the State Treasury and disbursed upon warrants  
22 issued by the State Treasurer ~~and~~. These funds shall be subject to  
23 the other fiscal controls imposed by ~~this act~~ the Oklahoma State  
24 Finance Act, except where federal laws and/or regulations of ~~the a~~

1 federal agency which makes such funds available to the State  
2 requires such federal funds to be granted, deposited, allocated or  
3 expended through channels other than those required by the  
4 provisions of ~~this act~~ the Oklahoma State Finance Act.

5 SECTION 29. AMENDATORY 62 O.S. 2001, Section 41.9, is  
6 amended to read as follows:

7 Section 41.9 ~~Effective July 1, 1947, and thereafter,~~  
8 ~~appropriations~~ A. Appropriations and/or federal funds, shall be  
9 allotted for each ~~spending~~ agency ~~by the use of a method which shall~~  
10 ~~be known as the line item method of allotting appropriations whereby~~  
11 ~~items requested may be allotted on either a monthly, quarterly,~~  
12 ~~semiannual or annual basis upon the written request of the agency~~  
13 ~~concerned and the approval of the Budget Director~~ as provided by the  
14 language of the legislative appropriation and other applicable state  
15 law. Items may be allotted on a monthly, quarterly, semiannual or  
16 annual basis upon the written request of the agency and the approval  
17 of the Director of the Office of State Finance.

18 B. The request officer for each ~~spending~~ agency shall ~~show on~~  
19 ~~the forms provided,~~ present the proposed classification of the  
20 expenditures for that ~~spending~~ agency in such manner as may be  
21 required by the Office of State Finance.

22 C. Each agency shall be required to identify those items that  
23 are for capital purposes in keeping with the definition of capital  
24 projects promulgated by the Long-Range Capital Planning Commission.

1 Requests for capital appropriations and an agency's original budget  
2 request shall be for capital projects that have been submitted to  
3 the Long-Range Capital Planning Commission for review.

4 D. The ~~Budget~~ Director of the Office of State Finance shall  
5 review the requested allotments with respect to the ~~work program~~  
6 agency budget with each ~~spending~~ agency and ~~shall, if the Director~~  
7 ~~deems it necessary,~~ The Director may require said spending the  
8 agency to ~~revise, alter or~~ change such allotments before approving  
9 ~~the same~~ them, if it is deemed necessary, reserving a sufficient  
10 balance in the appropriation to finance the operations of the  
11 ~~spending~~ agency for the remainder of any fiscal year.

12 E. At the end of any fiscal year, the entire amount  
13 appropriated to any ~~spending~~ agency must be allotted to the agency  
14 by the ~~Budget~~ Director of the Office of State Finance, except where  
15 the estimated budget resources during any fiscal year are  
16 insufficient to pay all of the appropriations of the state in full  
17 for such year ~~in full~~. The ~~Budget~~ Director of the Office of State  
18 Finance shall not allot to any ~~spending~~ agency during any fiscal  
19 year, an amount which will be in excess of the amount of revenue  
20 collected and allocated to appropriations made to such ~~spending~~  
21 agency.

22 F. In the event of a failure of revenue, the ~~Budget~~ Director of  
23 the Office of State Finance shall control the allotment  
24 ~~authorizations~~ to prevent obligations being incurred in excess of

1 the revenue to be collected. However, ~~the Budget Director shall~~  
2 ~~make all reductions~~ within each state fund where a revenue failure  
3 occurs, the Director of the Office of State Finance shall make all  
4 reductions apply to each ~~department, institution, board, commission~~  
5 state agency or special appropriation made by the State Legislature,  
6 in the ratio that its total appropriation for that fiscal year bears  
7 to the total of all appropriations for that fiscal year, as provided  
8 in Section 23, of Article 10, X of the Oklahoma Constitution ~~of~~  
9 ~~Oklahoma~~.

10 ~~Appropriation~~ G. An allotment may be approved for any item for  
11 the entire year or may be approved on a monthly, quarterly, or  
12 semiannual basis, but in no case shall the aggregate of such  
13 allotments for any ~~spending~~ agency exceed the total appropriation  
14 made available to such ~~spending~~ agency for the fiscal year to which  
15 they apply. Each ~~spending~~ agency's request for appropriation  
16 allotments shall show the amount required to finance each item of  
17 the request for the entire year and ~~for each quarter beginning July~~  
18 ~~1st, October 1st, January 1st and April 1st,~~ on a quarterly basis  
19 within each fiscal year.

20 H. The ~~Budget~~ Director of the Office of State Finance shall  
21 ~~consider the~~ review each allotment request for the purpose of ~~making~~  
22 ~~a determination of~~ determining whether: ~~(1) That such~~  
23 1. The itemized requests are in accordance with the agency  
24 ~~budget plan approved by the Legislature; (2) that the~~

1        2. The accounting classification is sufficient to reflect the  
2 purposes for which the expenditures are to be made; ~~(3) that the~~

3        3. The current financial requirements of the ~~spending~~ agency  
4 ~~concerned, justifies~~ justify the monthly or quarterly allotment ~~to~~  
5 ~~be made for each quarter,~~ reserving a sufficient balance ~~in the~~  
6 ~~appropriation~~ to finance the remaining months or quarters; ~~(4) that~~  
7 ~~the~~ and

8        4. The realization of the estimated revenues is sufficient to  
9 allow the ~~commitments~~ allotments to be made.

10        I. The Legislature shall be exempt from submitting any ~~program~~  
11 ~~of work or quarterly~~ agency budget or allotment request.

12        SECTION 30.        AMENDATORY        62 O.S. 2001, Section 41.13, is  
13 amended to read as follows:

14        Section 41.13 A. All ~~departments, institutions, or~~ agencies of  
15 the state which are operating either partially or entirely from  
16 revenues derived from sources other than legislative appropriations,  
17 or authorizations shall file requests for allotments under the same  
18 provisions ~~herein stated~~ as are required for those agencies that  
19 receive direct legislative appropriations which distinctly specify  
20 the amount appropriated.

21        B. The ~~Budget~~ Director of the Office of State Finance shall  
22 approve such requests for allotments ~~on a line item basis~~ pursuant  
23 to the language of the legislative appropriation and other  
24 applicable state law, if the estimated revenues accruing to such

1 fund are sufficient to finance such allotments within the period for  
2 which the items are approved, and if the account classification ~~is~~  
3 ~~sufficient to show~~ clearly shows the purposes for which the money is  
4 to be expended, ~~except that.~~ However, obligations as they are  
5 incurred may not exceed the unencumbered balance of surplus cash on  
6 hand in accordance with Section 23, of Article 10, X of the Oklahoma  
7 Constitution of the State of Oklahoma.

8 C. The Budget Director of the Office of State Finance may  
9 require a more detailed breakdown of accounts before ~~he approves~~  
10 approving such requests ~~if the request fails to show sufficient~~  
11 ~~information for the Division of Central Accounting and Reporting.~~

12 D. This section shall apply to ~~such spending agencies as the~~  
13 ~~State Highway Department, Fish and Game Department, Oklahoma~~  
14 ~~Employment Security Commission and other spending agencies operating~~  
15 ~~under similar financial arrangements, including federal funds~~  
16 ~~received by any spending agency of the state~~ receiving federal  
17 funds, but shall not apply to donated funds, trust funds or funds of  
18 an agency relationship.

19 SECTION 31. AMENDATORY 62 O.S. 2001, Section 41.10, is  
20 amended to read as follows:

21 Section 41.10 ~~The Budget~~ A. If an allotment request is  
22 approved by the Director of the Office of State Finance, it shall,  
23 ~~if he approves the requested allotments, transmit a copy as approved~~  
24 be transmitted to the request officer of the ~~spending~~ agency

1 concerned and ~~also a copy~~ to the Division of Central Accounting and  
2 Reporting.

3 B. Legislative appropriations ~~which serve as~~ or authorizations  
4 are the legal basis for expending the state's monies, ~~and against~~  
5 ~~which allotments.~~ Allotments shall be made, ~~shall be set up~~ against  
6 these legislative appropriations or authorizations and shall be  
7 entered on the records of the Division of Central Accounting and  
8 Reporting in such accounts as may be required by the Director of the  
9 Office of State Finance.

10 C. The allotments approved by the ~~Budget Director~~ ~~against such~~  
11 ~~appropriations,~~ of the Office of State Finance shall be the portion  
12 of the appropriation set aside to cover encumbrances and  
13 expenditures for a designated purpose during a monthly, quarterly,  
14 semiannual or annual period. ~~The allotments authorized by the~~  
15 ~~Budget Director shall be filed with the Division of Central~~  
16 ~~Accounting and Reporting and shall be set up on the records of the~~  
17 ~~Division of Central Accounting and Reporting in such accounts as may~~  
18 ~~be required by the Budget Director.~~

19 D. The Division of Central Accounting and Reporting shall not  
20 approve claims for payment in excess of the amount allotted for each  
21 account approved by the ~~Budget Director~~ of the Office of State  
22 Finance.

23 E. After the first allotments for each agency of the state have  
24 been authorized by the ~~Budget Director~~ ~~for each agency of the state~~

1 of the Office of State Finance, subsequent allotments may be  
2 authorized upon the request of ~~the~~ an agency ~~concerned~~ and with the  
3 approval of the ~~Budget~~ Director of the Office of State Finance.

4 F. The ~~Budget~~ Director of the Office of State Finance may  
5 authorize new accounts in addition to those requested in the  
6 original allotment request, or may increase the amount allotted for  
7 a monthly, quarterly, semiannual or annual period. A balance  
8 remaining in any of the allotment accounts at the end of any  
9 monthly, quarterly, or semi-annual period, shall be available for  
10 expenditure the subsequent period; however, subsequent allotment  
11 requests and the ~~Budget~~ Director's approval should take into  
12 consideration any unencumbered or unexpended balance remaining at  
13 the time such subsequent requests are approved.

14 SECTION 32. AMENDATORY 62 O.S. 2001, Section 41.46, is  
15 amended to read as follows:

16 Section 41.46 A. The administrative head of any agency or the  
17 request officer ~~as defined in Section 41.7c of this title~~, may  
18 request that any current item of appropriation, ~~appropriation~~  
19 allotment, ~~program~~ or budget category ~~or work program~~ be transferred  
20 to any other ~~program~~ budget category within the same agency.

21 B. The administrative head shall make a request for ~~program~~  
22 budget transfer to the Director of the Office of State Finance in  
23 writing and file a revised agency budget ~~work program~~. ~~Copies of the~~  
24 ~~request for program transfer and budget work program revisions shall~~

1 ~~also be filed with the Joint Legislative Committee on Budget and~~  
2 ~~Program Oversight as created by Section 41.47 of this title.~~

3 C. The Director of the Office of State Finance ~~shall~~ may  
4 approve the request for transfer ~~unless both the Chair and Vice~~  
5 ~~Chair of the Joint Legislative Committee on Budget and Program~~  
6 ~~Oversight provide written notification to the Director of State~~  
7 ~~Finance within twelve (12) calendar days of receipt of transfer~~  
8 ~~request that the transfer subverts the intention and objectives of~~  
9 ~~the Legislature in establishing the original appropriation, or~~  
10 ~~unless the transfer does not meet the requirements of this section~~  
11 ~~or Section 41.9 of this title. Notification of noncompliance with~~  
12 ~~legislative intent shall be transmitted to the Director of State~~  
13 ~~Finance within twelve (12) calendar days of receipt of the transfer~~  
14 ~~request. The Director of State Finance~~ and shall give written  
15 notice of approval or disapproval of each ~~program~~ budget transfer to  
16 the agency, ~~the Governor and the Chair and Vice Chair of the Joint~~  
17 ~~Legislative Committee on Budget and Program Oversight~~ within  
18 eighteen (18) calendar days of receiving the request.

19 D. Transfers shall be subject to the following limitations:

20 1. The amount to be transferred, together with all previous  
21 transfers, shall not exceed twenty-five percent (25%) of the total  
22 appropriation of the least of the items of appropriation,  
23 ~~appropriation~~ allotment or ~~work program~~ agency budget involved in  
24 the transfer; and

1           2. If the amount to be transferred, and all previous transfers,  
2 is greater than twenty-five percent (25%) of the least items of  
3 appropriation, ~~appropriation~~ allotment or ~~work program~~ agency budget  
4 involved in the transfer request, ~~upon written application~~ the  
5 agency may make an application to the Director of the Office of  
6 State Finance, ~~and the Chair and Vice Chair of the Joint Legislative~~  
7 ~~Committee on Budget and Program Oversight and with.~~ If the agency  
8 obtains written approval by from the ~~Contingency Review Board~~  
9 Director of State Finance, an additional fifteen percent (15%) may  
10 be transferred.

11           SECTION 33.           AMENDATORY           62 O.S. 2001, Section 41.14, is  
12 amended to read as follows:

13           Section 41.14 A. 1. The Oklahoma State System of Higher  
14 Education, established by Article XIII-A of the Oklahoma  
15 ~~Constitution of this state~~, shall operate an allotment system  
16 similar to the procedure set out in ~~this act~~ the Oklahoma State  
17 Finance Act for other agencies of the state except that the Oklahoma  
18 State Regents for Higher Education shall be substituted for the  
19 ~~State Budget~~ Director of the Office of State Finance in connection  
20 with approving allotment requests of the constituent institutions  
21 comprising The Oklahoma State System of Higher Education.

22           2. The account classification for the State System of Higher  
23 Education shall conform as nearly as possible with the  
24

1 classification of accounts recommended by the National Committee on  
2 Standard Reports for Institutions of Higher Education.

3 3. The Board of Regents shall allocate to each institution  
4 under its control from the consolidated, or lump sum appropriation  
5 made by the Legislature, an amount sufficient to meet the needs and  
6 functions of each institution for the entire year ~~as is now provided~~  
7 ~~by law, or may hereafter be provided by law.~~

8 4. The amount allocated to each institution for each fiscal  
9 year in accordance with Article XIII-A, of the Oklahoma  
10 Constitution, shall be made in a lump sum without regard to uniform  
11 budget or accounting classifications, but shall not be available for  
12 expenditure until subsequently allotted by the Regents in accordance  
13 with the uniform budget and accounting classifications recommended  
14 by the National Committee on Standard Reports.

15 B. The Oklahoma State Regents for Higher Education may reduce  
16 the allocation of funds which could otherwise be made to an  
17 institution within The Oklahoma State System of Higher Education in  
18 order to make payments for leases within the lease financing program  
19 authorized by Section 4 3206.5 of ~~this act~~ Title 70 of the Oklahoma  
20 Statutes.

21 C. 1. The Regents, with the approval of the ~~Budget~~ Director of  
22 the Office of State Finance, may allot money to any constituent  
23 institution ~~under said Regents~~ to set up and operate a petty cash  
24 fund at said institution, ~~said.~~ Such petty cash fund ~~to~~ shall be

1 reimbursed upon the filing of claims showing the purposes for which  
2 the funds were expended.

3 2. The Division of Central Accounting and Reporting shall make  
4 cash allocations of revenue in accordance with Section 23, of  
5 Article 10, X of the Oklahoma Constitution of Oklahoma, to each of  
6 the constituent institutions, ~~considering the total allocation.~~

7 These cash allocations shall be based on the allocations made by the  
8 Regents to each institution from the lump sum legislative  
9 appropriations ~~as~~ and such allocation shall be the total  
10 appropriation for each institution, in lieu of legislative  
11 appropriations. ~~All~~

12 3. After these funds have been allocated and allotted as  
13 provided in this section, all institutional income shall operate as  
14 a continuing nonfiscal appropriation which may be spent for any  
15 educational and general purposes for which appropriated funds may be  
16 spent. "Institutional income" for such purposes shall mean all  
17 income available for educational and general purposes, as defined in  
18 the uniform budget and accounting classifications recommended by the  
19 National Committee on Standard Reports, and including income defined  
20 by law as revolving fund income, ~~shall operate as a continuing~~  
21 ~~nonfiscal appropriation which may be spent for any educational and~~  
22 ~~general purposes for which appropriated funds may be spent, if~~  
23 ~~allocated and allotted as provided in this section; provided.~~

24 Expenditures shall be limited to the extent that ~~the~~ obligations as

1 they are incurred may not exceed the unencumbered balance of cash on  
2 hand in accordance with Section 23, of Article 10, X of the Oklahoma  
3 Constitution of the State of Oklahoma.

4 D. 1. At least thirty (30) days prior to the beginning of each  
5 fiscal year, each of the constituent institutions shall file with  
6 the Regents its request for appropriation allotments for each of the  
7 purposes for which expenditures are to be made.

8 2. Such requests shall be broken down to conform to the uniform  
9 budget or accounting classifications recommended by the National  
10 Committee on Standard Reports.

11 3. Each institution's request for appropriation allotments  
12 shall show the amount required to finance each item of the request  
13 for the entire year and for each quarter or each six-months period  
14 within the fiscal year, as required by the ~~Budget~~ Director of the  
15 Office of State Finance.

16 E. The Regents, or ~~their designated~~ the official or employee  
17 who has been authorized to approve ~~itemize~~ itemized allotment  
18 requests, shall consider the allotment requests for the purpose of  
19 making a determination ~~of whether: (1) that the~~

20 1. The current financial requirements of the institution  
21 concerned justify the allotment to be made; ~~(2) that the~~

22 2. The accounting classification is sufficient to reflect the  
23 purpose for which expenditures are to be made and that such  
24 classification is in accordance with the budget classifications

1 adopted by the ~~Budget~~ Director of the Office of State Finance and  
2 the Regents, which shall conform as nearly as possible to the  
3 account classification recommended by the National Committee on  
4 Standard Reports for Institutions of Higher Education; ~~(3) that the~~  
5 and

6 3. The realization of estimated revenues determined by the  
7 ~~Budget~~ Director of the Office of State Finance is sufficient to  
8 allow the commitments to be made.

9 F. 1. In allotting appropriations and other funds, and  
10 approving subsequent allotments which may be required by each  
11 institution, the Regents shall follow the same general procedure set  
12 forth in ~~this act~~ the Oklahoma State Finance Act for other agencies  
13 of the state not under the control of said Regents, except as  
14 otherwise provided in this section.

15 2. All forms and account classifications shall be mutually  
16 agreed upon by the ~~Budget~~ Director of the Office of State Finance  
17 and the State Regents.

18 3. The Regents shall file approved requests of constituent  
19 institutions with the Division of Central Accounting and Reporting  
20 and such ~~approved~~ requests shall be entered on the records of the  
21 ~~state~~ Office of State Finance in the same manner as is provided in  
22 ~~this act~~ the Oklahoma State Finance Act for other agencies of the  
23 state.

24

1        4. The State Regents and the ~~Budget~~ Director of the Office of  
2 State Finance shall approve any request from the administrative head  
3 of a constituent institution for amendment of the approved schedule  
4 of positions and salaries, or transfers between items, so long as  
5 the currently approved allotment for such purposes is not exceeded,  
6 ~~and each.~~ Each such amendment shall be filed with the ~~Budget~~  
7 ~~Director~~ Office of State Finance, in such detail as ~~he~~ may ~~require~~  
8 be required, prior to the date on which the first payroll or other  
9 disbursement affected by such amendment or transfer is submitted for  
10 payment.

11        G. 1. In the event that the realization of estimated revenues  
12 at any time during the fiscal year indicates that the total revenue  
13 for that fiscal year to any state fund will be insufficient at the  
14 end of the fiscal year to meet the total appropriations from that  
15 fund, the ~~State Budget~~ Director of the Office of State Finance shall  
16 notify the Oklahoma State Regents ~~of~~ for Higher Education as to the  
17 amount of reduction necessary against the consolidated, or lump sum  
18 appropriations, made to the Regents.

19        2. The Regents, in making itemized allotments during the fiscal  
20 year, may reserve an amount sufficient to meet a reasonable failure  
21 of revenue until receipt of notice from the ~~Budget~~ Director of the  
22 Office of State Finance that the realization of estimated revenues  
23 indicates that the total appropriation may be allotted for  
24 expenditure. Upon receipt of notice from the ~~Budget~~ Director of the

1 Office of State Finance of a necessary reduction in the  
2 consolidated, or lump sum appropriation, to meet a failure in  
3 revenue, the Regents ~~of~~ for Higher Education shall immediately take  
4 action to control the approval of subsequent allotment requests  
5 sufficient to make the aggregate reduction in allotments of all  
6 constituent institutions under their control equal the amount of  
7 reduction ordered against the lump sum appropriation made by the  
8 Legislature. Such reductions against the lump sum appropriation  
9 shall not exceed the percentage reduction ordered against other  
10 agencies of the state in accordance with Section 23, Article 10,  
11 Oklahoma Constitution.

12 SECTION 34. AMENDATORY 62 O.S. 2001, Section 10.1, is  
13 amended to read as follows:

14 Section 10.1 There is hereby created in the State Treasury a  
15 division of the State General Revenue Fund which shall be designated  
16 the "General Revenue Cash-flow Reserve Fund". The purpose of the  
17 General Revenue Cash-flow Reserve Fund is to make cash available for  
18 the July cash allocation and so that, insofar as possible, each  
19 monthly cash allocation thereafter can equal one-twelfth (1/12) of  
20 the annual appropriation from the General Revenue Fund.

21 1. Each year the Director of the Office of State Finance may  
22 transfer monies from the then current fiscal year General Revenue  
23 Fund to the General Revenue Cash-flow Reserve Fund for the  
24 succeeding fiscal year when the apportionment to the General Revenue

1 Fund is in excess of amounts required for the allocations necessary  
2 to fund appropriations made by the Legislature for the then current  
3 fiscal year. The amount to be transferred shall not exceed ten  
4 percent (10%) of the amount certified by the State Board of  
5 Equalization as available for appropriation from the General Revenue  
6 Fund for the next succeeding fiscal year.

7 2. Any monies transferred to the General Revenue Cash-flow  
8 Reserve Fund pursuant to paragraph 1 of this section, shall be  
9 transferred by the Director of the Office of State Finance as  
10 nonrevenue receipts to the State General Revenue Fund in the amounts  
11 necessary to make cash available for the July cash allocation and so  
12 that, insofar as possible, each monthly cash allocation thereafter  
13 can equal one-twelfth (1/12) of the annual appropriation.

14 3. On the second Monday of June of each year, the Director of  
15 the Office of State Finance shall close the preceding fiscal year  
16 General Revenue Cash-flow Reserve Fund by transfer to the then  
17 current fiscal year General Revenue Fund.

18 4. Any monies in the prior year General Revenue Cash-flow  
19 Reserve Fund which are not necessary for the current year cash-flow  
20 needs shall be subject to legislative appropriation.

21 SECTION 35. AMENDATORY 62 O.S. 2001, Section 10.3, is  
22 amended to read as follows:

23 Section 10.3 A. The Director of the Office of State Finance  
24 may transfer monies from any treasury fund to the General Revenue

1 Cash-flow Reserve Fund as required to satisfy monthly allocations  
2 scheduled from the General Revenue Fund for the then current fiscal  
3 year. Funds from which any monies are so transferred shall be  
4 repaid before any transfers are made from the General Revenue Fund  
5 to the General Revenue Cash-flow Reserve Fund for the subsequent  
6 fiscal year.

7 B. The Director of the Office of State Finance may transfer  
8 monies to any treasury fund from the General Revenue Cash-flow  
9 Reserve Fund as required to satisfy cash-flow requirements of ~~Public~~  
10 ~~Law 101-453~~, the federal Cash Management Improvement Act, ~~as~~  
11 ~~amended, 31 U.S.C., Sections 3335, 6501 and 6503~~. Funds to which  
12 any monies are so transferred shall be repaid within the same month.  
13 If insufficient funds exist in the General Revenue Cash-flow Reserve  
14 Fund for this purpose, the General Revenue Fund for the then current  
15 fiscal year may be used with the same repayment stipulations.

16 SECTION 36. AMENDATORY 62 O.S. 2001, Section 7.2, as  
17 amended by Section 1, Chapter 105, O.S.L. 2002 (62 O.S. Supp. 2008,  
18 Section 7.2), is amended to read as follows:

19 Section 7.2 A. There is hereby re-created, to continue until  
20 July 1, 2008, in accordance with the provisions of the Oklahoma  
21 Sunset Law, ~~Section 3901 et seq. of Title 74 of the Oklahoma~~  
22 ~~Statutes~~, a Special Agency Account Board, to consist of the Director  
23 of the Office of State Finance, the State Treasurer and the Director  
24 of the Legislative Service Bureau. The Board shall have the

1 authority to approve the establishment of agency special accounts in  
2 the official depository of the State Treasury. In the case of  
3 institutions of higher education, the Special Agency Account Board,  
4 acting in conjunction with the Oklahoma State Regents for Higher  
5 Education, shall establish special agency accounts as appropriate  
6 which shall be consistent with provisions of the ~~Oklahoma Budget Law~~  
7 ~~of 1947, Section 41.1 et seq. of this title~~ Oklahoma State Finance  
8 Act, as it relates to institutions in The Oklahoma State System of  
9 Higher Education.

10 B. The Board, created by this section, shall adopt procedures  
11 including application forms, justification and other pertinent  
12 information as to the basis for a state agency application for the  
13 establishment of agency special accounts.

14 C. The Board may approve agency special accounts for money  
15 received by state agencies for the following purposes:

16 1. Benefit programs for individuals, including, but not limited  
17 to, unemployment compensation, workers' compensation and state  
18 retirement programs;

19 2. Revenues produced by activities or facilities ancillary to  
20 the operation of a state agency which receive no money, directly or  
21 indirectly, from or through that state agency, including, but not  
22 limited to, revenues from the sales of food at retail level, sales  
23 at canteens, sales at student unions, sales at student bookstores,  
24 receipts from athletic programs and receipts from housing.

1 Provided, however, that a state institution of higher learning may  
2 purchase necessary equipment and instructional supplies and office  
3 supplies from a student bookstore, or, subject to authorization by  
4 the Oklahoma State Regents for Higher Education, may rent building  
5 space for institutional use in a building operated by an  
6 organization or entity whose existence is ancillary to the operation  
7 of a state agency, and whose cost was financed in whole or in part  
8 with revenue-type bonds; provided, further, that the cost of such  
9 office supplies or space rental shall not exceed the cost of similar  
10 supplies or rentals available commercially;

11 3. Gifts, devises and bequests with an agency as beneficiary,  
12 unless otherwise provided by statute;

13 4. Evidence funds for law enforcement agencies;

14 5. Student loan funds and scholarship funds;

15 6. Funds held in escrow;

16 7. Land Commission funds;

17 8. Funds for which the state agency acts as custodian,  
18 including, but not limited to, fees from employee earnings approved  
19 by the governing board of the agency, funds of student organizations  
20 including student activity fees collected by an educational  
21 institution as a separate item in enrollment procedures,  
22 professional organizations, patients and inmates;

23 9. Funds used by the Oklahoma Tax Commission to pay for the  
24 filing of liens with the Federal Aviation Administration;

1           10. Temporary accounts for funds arising from new or amended  
2 legislation not otherwise provided for in statute or for other  
3 emergency situations. Such accounts are to be utilized only pending  
4 legislative action directing custody of such funds;

5           11. Payment of liability claims against the state;

6           12. Activities of the various Armory Boards of the Oklahoma  
7 Military Department to receive and dispense funds derived by the  
8 Armory Boards pursuant to Sections 232.6 and 232.7 of Title 44 of  
9 the Oklahoma Statutes; and

10          13. Payment of expenses incurred in connection with the  
11 acceptance of payments made with nationally recognized credit cards.

12          D. The State Treasurer is authorized to accept deposit of money  
13 made directly to agency special accounts approved by the Board. All  
14 money received by a state agency, as described in Section ~~7.1~~ 34.57  
15 of this title, shall be deposited in State Treasury funds or  
16 accounts and no money shall be deposited in banks or other  
17 depositories unless the bank accounts are maintained by the State  
18 Treasurer or are for the deposit of authorized petty cash funds.

19          E. Money deposited in agency special accounts shall be  
20 disbursed on vouchers issued by the state agency concerned to  
21 accomplish the purpose for which the money was intended.

22          F. Funds and revenues of the Grand River Dam Authority are  
23 exempt from the requirements of this section.

1 G. Funds and revenues of the Oklahoma Municipal Power Authority  
2 are exempt from the requirements of this section.

3 H. Monies used for investment purposes by the Oklahoma  
4 Firefighters Pension and Retirement System, the Oklahoma Police  
5 Pension and Retirement System, the Uniform Retirement System for  
6 Justices and Judges, the Oklahoma Law Enforcement Retirement System,  
7 the Oklahoma Public Employees Retirement System, the Teachers'  
8 Retirement System of Oklahoma, the State Insurance Fund, the State  
9 and Education Employees Group Insurance Board, the Commissioners of  
10 the Land Office, and the Oklahoma State Regents for Higher Education  
11 for its Endowment Trust Fund are exempt from the requirements of  
12 this section, and shall be placed with the respective custodian bank  
13 or trust company.

14 SECTION 37. AMENDATORY 62 O.S. 2001, Section 7.3, is  
15 amended to read as follows:

16 Section 7.3 A. Each state agency shall furnish to the Director  
17 of the Office of State Finance, in such form as the Director shall  
18 prescribe, detailed information showing the income, disbursements,  
19 and transfers for each agency clearing account and each agency's  
20 special account. Income, disbursements and transfers shall be  
21 identified in accordance with code designations as provided in the  
22 accounting procedures of the Office of State Finance.

23  
24

1 B. The Director of the Office of State Finance may approve any  
2 modification in the code designations of income, disbursements and  
3 transfers that he or she finds expedient.

4 C. The State Treasurer shall not honor vouchers disbursing and  
5 transferring monies from agency clearing accounts or special  
6 accounts, when he or she has been notified by the Director of the  
7 Office of State Finance that an agency is not in compliance with the  
8 provisions of subsection A of this section.

9 SECTION 38. AMENDATORY 62 O.S. 2001, Section 41.13a, is  
10 amended to read as follows:

11 Section 41.13a No state agency ~~or entity~~ shall commit or expend  
12 any funds from federal block grant funds created after ~~the effective~~  
13 ~~date of this act~~ June 9, 1995, including, but not limited to,  
14 employment, job training, vocational education, vocational  
15 rehabilitation, adult education or literacy programs without:

- 16 1. Prior authorization;
- 17 2. Appropriation of the funds by the Legislature as provided in  
18 Section 23 of Article ~~10~~ X of the Oklahoma Constitution; or
- 19 3. Other formal expression of legislative intent.

20 SECTION 39. AMENDATORY 62 O.S. 2001, Section 41.16, is  
21 amended to read as follows:

22 Section 41.16 Encumbrance requirements for payments from funds  
23 of the state shall include the following:

24

1       A. 1. Whenever ~~departments, institutions, boards, commissions~~  
2 ~~or~~ agencies of this state enter into contracts for, or on behalf of  
3 the state for the purchase of ~~goods, wares or merchandise, or for~~  
4 ~~construction of buildings, roads, bridges or any other thing for~~  
5 ~~which labor and materials must be furnished by outside vendors~~  
6 tangible or intangible property, or for services or labor, such  
7 agreement shall be evidenced by written contracts or purchase  
8 orders, and must be transmitted to the Director of the Office of  
9 State Finance within a reasonable time from the date of the awarding  
10 of the contract or purchase order, as determined by the Director ~~of~~  
11 ~~State Finance from the date of awarding of such contract or purchase~~  
12 ~~order.~~;

13       B. 2. The Director of the Office of State Finance shall charge  
14 such contracts, or purchase orders ~~or agreements,~~ against the proper  
15 ~~appropriation allotment~~ account as an outstanding order until it is  
16 liquidated by payment of a claim, or claims, against said contracts  
17 or purchase orders, or by cancellation. of the contract or purchase  
18 order;

19       C. 3. The Director of the Office of State Finance shall have  
20 the ~~authority, and is hereby given the~~ power to authorize  
21 ~~departments, institutions, boards, commissions or agencies of the~~  
22 state to make purchases ~~not requiring~~ without the submission of  
23 competitive bids ~~pursuant to Section~~ as otherwise required by  
24 Sections 85.7 and 85.12 of Title 74 of the Oklahoma Statutes, ~~or~~

1 ~~excluded from the purview of the Central Purchasing Act pursuant to~~  
2 ~~Section 85.12 of Title 74 of the Oklahoma Statutes, for or on behalf~~  
3 ~~of the state whenever the Director of State Finance determines that~~  
4 it is in the best interests of the state ~~are served thereby.~~ The  
5 administrative head of any agency shall be personally liable for  
6 obligations incurred in excess of the authorization granted by the  
7 Director ~~of State Finance.~~;

8 ~~D.~~ 4. The Director of the Office of State Finance shall never  
9 authorize payment of claims ~~for the purchase of goods, wares and~~  
10 ~~merchandise, or claims for contractual services,~~ for any agency of  
11 the state unless ~~it is~~ they are supported by ~~(1):~~

- 12 a. contracts or purchase orders of the ~~State Board of~~  
13 ~~Public Affairs~~ Department of Central Services, ~~or (2)~~
- 14 b. institutional purchase orders or contracts, ~~or (3)~~
- 15 c. departmental purchase orders or contracts, or ~~(4)~~
- 16 d. authorizations for purchases granted by the Director  
17 ~~of State Finance~~ as provided by ~~subsection C~~ paragraph  
18 3 of this section.;

19 5. Any invoice or claim dated prior to the date of any of the  
20 above-mentioned encumbrance documents shall be rejected by the  
21 Director Office of State Finance.;

22 6. Any encumbrance document that is outstanding on the records  
23 in the Office of State Finance ~~for a period of one (1) year~~ when its  
24 funding source or sources lapse shall be canceled, ~~encumbrances for~~

1 ~~capital outlay excepted.~~ unless another current funding source is  
2 assigned; and

3 7. The Commissioners of the Land Office shall be authorized to  
4 make payment of fees to its custodial bank and investment managers  
5 from the proceeds of total realized investment gains and such  
6 payments may be made from a special fund hereby created in the State  
7 Treasury for this purpose. Total payments for this purpose in a  
8 fiscal year shall not exceed one-half percent (0.5%) of the market  
9 value of the funds under the Commissioners' management on June 30 of  
10 the previous fiscal year.

11 SECTION 40. AMENDATORY 62 O.S. 2001, Section 41.18, is  
12 amended to read as follows:

13 Section 41.18 A. The State Treasurer shall be the disbursing  
14 agency of the state and shall draw either checks or warrants payable  
15 at the State Treasury, in payment of all claims, including payrolls,  
16 against the state which shall be ~~by law directed to be~~ paid out of  
17 the Treasury-, as follows:

18 1. Each check or warrant shall specify the date of its issue  
19 and the name of the person to whom payable. ~~Each; and~~

20 2. For each check, or warrant, issued by the State Treasurer,  
21 there shall be a record which shall specify ~~on its face~~ the gross  
22 amount, the amount of withholding, if any, and the net amount  
23 payable to the payee.

24

1        B. At the end of each month the State Treasurer shall report to  
2 the Director of the Office of State Finance in such form as the  
3 Director ~~of State Finance~~ shall prescribe, all checks or warrants  
4 issued during the month. ~~Effective July 1, 1947, and thereafter,~~  
5 ~~checks~~

6        C. Checks or warrants issued by the State Treasurer shall be  
7 registered on the records of the State Treasurer in such manner as  
8 shall be prescribed by the ~~Budget~~ Director of the Office of State  
9 Finance; provided, that each check or warrant shall indicate thereon  
10 the fund against which the same shall be charged. The purpose of  
11 this section is to permit checks or warrants to be registered in the  
12 order in which they are drawn upon the State Treasury; ~~provided,~~  
13 ~~such checks or warrants indicate the treasury fund against which the~~  
14 ~~same is charged.~~

15        SECTION 41.        AMENDATORY        62 O.S. 2001, Section 41.21, as  
16 amended by Section 1, Chapter 150, O.S.L. 2002 (62 O.S. Supp. 2008,  
17 Section 41.21), is amended to read as follows:

18        Section 41.21 A. Except as otherwise provided ~~by subsections~~  
19 ~~B, C, D, E, F, G, H, K and L of this section~~ in the Oklahoma State  
20 Finance Act, procedures for ~~effecting payment of~~ paying claims or  
21 payrolls shall include the following:

22        1. All miscellaneous claims and payroll claims ~~which are to be~~  
23 ~~used to authorize~~ for the payment of money from the State Treasury,  
24 shall be filed with the Director of the Office of State Finance for

1 audit and settlement prior to being filed for payment with the State  
2 Treasurer; ~~provided, the~~

3 2. The Director of the Office of State Finance may establish  
4 alternative procedures for the settlement of claims ~~through the~~  
5 ~~Office of State Finance~~ whenever such procedures are ~~deemed~~ more  
6 advantageous ~~and~~ so long as they are consistent with the  
7 requirements of ~~Section 41.1 et seq. of this title.~~ state law;

8 3. Such alternative procedures ~~may include, but are not limited~~  
9 ~~to,~~ shall be at the discretion of the Director of the Office of  
10 State Finance and may include, but are not limited to:

- 11 a. a procedure to permit consolidated payment to vendors  
12 for claims involving more than one agency of the state  
13 when audit and settlement of such claims, as  
14 hereinafter provided, can in all respects be  
15 accomplished,
- 16 b. procedures based upon valid statistical sampling  
17 models for preaudit of claims, ~~except for payroll~~  
18 ~~claims and travel claims,~~ against contracts, purchase  
19 orders and other commitments before entering such  
20 claims against the ~~appropriation allotment~~ accounts,  
21 and
- 22 c. policies, procedures and performance criteria for the  
23 participation of agencies or departments, not  
24 authorized ~~in subsections B through H of~~ by this

1 section, to engage in an alternative system for the  
2 settlement of claims ~~through the Office of State~~  
3 ~~Finance~~; and

4 ~~2-~~ 4. The Director of the Office of State Finance may use a  
5 numeric or alphanumeric designation to cross-reference claims or  
6 payrolls to check warrant numbers, transfer entry or optional  
7 settlement mode used in the payment thereof.

8 B. After claims or payrolls or both have been properly audited  
9 and recorded against the respective contracts, purchase orders,  
10 other commitments and ~~appropriation allotment~~ accounts, the Division  
11 of Central Accounting and Reporting shall certify such claims or  
12 payrolls to the State Treasurer for payment.

13 C. It shall be the responsibility of the Division of Central  
14 Accounting and Reporting to determine that:

15 ~~a. that all~~

16 1. All material legal requirements concerning the expenditure  
17 of monies involved in each claim or payroll have been complied with,  
18 and;

19 ~~b. that funds~~

20 2. Funds have been properly and legally allotted for the  
21 payment of the claim or payroll; and that a

22 3. A sufficient balance exists for the payment of same.

23 ~~Sufficient space shall be provided on each claim and payroll for~~  
24 ~~the Director of State Finance to indicate that the claim or payroll~~

1 ~~has been approved for payment by the Division of Central Accounting~~  
2 ~~and Reporting.~~

3 D. ~~The Director of the Office of State Finance shall authorize~~  
4 ~~or bonded employees in the Division of Central Accounting and~~  
5 ~~Reporting to execute the signed approval of each claim or payroll~~  
6 ~~which authorized by the Director shall be certified certify to the~~  
7 ~~State Treasurer that the claim or payroll has been approved for~~  
8 ~~payment.~~

9 ~~B.~~ ~~The Department of Human Services is authorized to establish~~  
10 ~~an encumbrance and preaudit system for settlement of claims relating~~  
11 ~~to public assistance, social service benefits and medical benefits~~  
12 ~~to or for persons eligible under applicable federal laws and rules,~~  
13 ~~Oklahoma Statutes, and policies established by the Oklahoma~~  
14 ~~Commission for Human Services. The following programs shall be~~  
15 ~~eligible for this procedure:~~

- 16 ~~1. Aid to Families with Dependent Children;~~
- 17 ~~2. Aid to Aged, Blind and Disabled;~~
- 18 ~~3. Medical Assistance;~~
- 19 ~~4. Day Care;~~
- 20 ~~5. Refugee Resettlement;~~
- 21 ~~6. Low Income Heating and Energy Assistance;~~
- 22 ~~7. General Assistance;~~
- 23 ~~8. Crippled Children;~~

24

1 ~~9. Social Services under Title XX of the U.S. Social Security~~  
2 ~~Act, 42 U.S.C., Section 301 et seq.;~~

3 ~~10. Adoption Subsidies;~~

4 ~~11. Foster Care;~~

5 ~~12. Medical Examination;~~

6 ~~13. Area Agencies on Aging;~~

7 ~~14. Any contract for service for which the Department of~~  
8 ~~Central Services has approved as qualifying for a fixed and uniform~~  
9 ~~rate pursuant to Section 85.7 of Title 74 of the Oklahoma Statutes;~~

10 ~~15. Sheltered Workshops;~~

11 ~~16. Contracted Group Homes;~~

12 ~~17. Rehabilitative Client Interpreters;~~

13 ~~18. Rehabilitative Client Drivers; and~~

14 ~~19. Maternal and Child Health Services Block Grant.~~

15 ~~The Department of Human Services shall provide to the Director~~  
16 ~~of State Finance, for approval prior to inclusion in this procedure,~~  
17 ~~detailed listings of the type of payments to be made for each of~~  
18 ~~these programs. The Department of Human Services shall provide the~~  
19 ~~Director of State Finance a daily report of the dollar amount of~~  
20 ~~claims settled and checks or warrants written, the dollar amount of~~  
21 ~~checks or warrants canceled, and the dollar amount of checks or~~  
22 ~~warrants canceled by statutes.~~

23 ~~C. The State Department of Rehabilitation Services is~~  
24 ~~authorized to establish an encumbrance and preaudit system for~~

1 ~~settlement of claims relating to social service benefits and medical~~  
2 ~~benefits to or for persons eligible under applicable federal laws~~  
3 ~~and regulations, Oklahoma Statutes, and policies established by the~~  
4 ~~Commission for Rehabilitation Services for the following programs:~~

- 5 ~~1. Vocational and other rehabilitation;~~
- 6 ~~2. Educational services;~~
- 7 ~~3. Disability Determination Services; and~~
- 8 ~~4. Visual Services.~~

9 ~~The State Department of Rehabilitation Services shall provide to~~  
10 ~~the Director of State Finance, for approval prior to inclusion in~~  
11 ~~this procedure, detailed listings of the type of payments to be made~~  
12 ~~for each of these programs. The State Department of Rehabilitation~~  
13 ~~Services shall provide the Director of State Finance a daily report~~  
14 ~~of the dollar amount of claims settled and checks or warrants~~  
15 ~~written, the dollar amount of checks or warrants canceled, and the~~  
16 ~~dollar amount of checks or warrants canceled by statutes.~~

17 ~~D. The Oklahoma State Regents for Higher Education and the~~  
18 ~~Director of State Finance shall jointly establish a system for the~~  
19 ~~settlement of claims, except for payroll, by entities of The~~  
20 ~~Oklahoma State System of Higher Education. The settlement system~~  
21 ~~shall include policy, procedures, and performance criteria for~~  
22 ~~participation. The State Regents are authorized to approve or~~  
23 ~~disapprove the participation of any institution or other entity of~~  
24 ~~the State System in the claims settlement system.~~

1 E. 1. The Director of the Office of State Finance shall be  
2 authorized to establish necessary agency disbursing funds to  
3 efficiently accommodate the cash flow requirements of applicable  
4 federal regulations, bond indebtedness and other directives deemed  
5 appropriate by the Director ~~of State Finance~~.

6 2. Agencies operating such disbursing funds are authorized to  
7 establish a preaudit and settlement system for claims or payments or  
8 both relating to the purposes of the stated directives.

9 3. The State Treasurer shall establish procedures for the state  
10 in accordance with Federal Banking and National Automated Clearing  
11 House Association standards and agencies shall be required to  
12 utilize automated clearing house procedures established by the State  
13 Treasurer ~~provided that no~~.

14 4. No individual or entity shall be required to have a bank  
15 account unless required by federal law or federal regulation.

16 5. Agencies shall be further required to present these  
17 transactions to the Office of State Finance in a summarized format  
18 and shall include any accounting information necessary as determined  
19 by the Director of the Office of State Finance including, but not  
20 limited to, information related to ~~Public Law 101-453 the Cash~~  
21 ~~Management Improvement Act, 31 U.S.C., Sections 3335, 6501 and 6503~~  
22 federal law.

23 6. Administrative expenditures shall not be eligible for these  
24 procedures.

1        7. The efficiency of the payment system shall be considered  
2 when the interest earnings of the state are not diminished.

3        F. The Director of the Office of State Finance shall be  
4 authorized to process payments for federal tax withholding without  
5 claim forms. The Director ~~of State Finance~~ shall establish a  
6 separate fund for the purpose of accumulating federal income tax  
7 withholding from payrolls and remitting same to the United States  
8 Treasury.

9        ~~G. The Department of Education and the Oklahoma Department of~~  
10 ~~Career and Technology Education are authorized to establish a~~  
11 ~~preaudit and settlement system for claims and/or payments of state~~  
12 ~~funded assistance to school districts and institutions within The~~  
13 ~~Oklahoma State System of Higher Education. The payment system shall~~  
14 ~~be neutral as to interest income to the state and the school~~  
15 ~~districts.~~

16        H. 1. The Director of the Office of State Finance shall be  
17 authorized to process, without claim forms, interest payments to the  
18 U.S. Treasury as required by ~~Public Law 101 453, the Cash Management~~  
19 ~~Improvement Act, 31 U.S.C., Sections 3335, 6501 and 6503~~ federal  
20 law.

21        2. Agencies are responsible for the accrual of such interest  
22 liability of the state and shall provide payment to the Office of  
23 State Finance in the amount and method prescribed by the Director of  
24 the Office of State Finance.

1        3. Any liability of the U.S. Treasury as determined by ~~Public~~  
2 ~~Law 101 453, the Cash Management Improvement Act, 31 U.S.C.,~~  
3 ~~Sections 3335, 6501 and 6503~~ federal law shall be deposited in the  
4 State Treasury and transferred by the Director of the Office of  
5 State Finance to the General Revenue Fund of the state subsequent to  
6 final determination and necessary audit resolution.

7        ~~I. The State Treasurer shall write checks or warrants in~~  
8 ~~payment of claims and payrolls certified to the State Treasurer for~~  
9 ~~payment by the Division of Central Accounting and Reporting or the~~  
10 ~~Department of Human Services or institutions within The Oklahoma~~  
11 ~~State System of Higher Education. The State Treasurer, within such~~  
12 ~~limitations as the State Treasurer may prescribe, may authorize the~~  
13 ~~Director of State Finance, the Department of Human Services, or an~~  
14 ~~institution within The Oklahoma State System of Higher Education to~~  
15 ~~write the checks or warrants for payment of claims and payrolls that~~  
16 ~~have been certified by the respective agency. The Director of State~~  
17 ~~Finance, the Department of Human Services, and The Oklahoma State~~  
18 ~~System of Higher Education institutions shall provide the State~~  
19 ~~Treasurer a register of each payment for each check or warrant~~  
20 ~~written. Provided, in lieu of checks or warrants:~~

21        ~~1. The Director of State Finance may, with the concurrence of~~  
22 ~~the State Treasurer, establish a procedure to effect the settlement~~  
23 ~~of interagency claims by transfer entry; and~~

24

1       ~~2. At the discretion of the State Treasurer, payment of claims~~  
2 ~~and payrolls may be made by the electronic transfer of funds.~~

3       ~~Such optional settlement modes may be implemented when the~~  
4 ~~authorized officer or officers of the state are satisfied such modes~~  
5 ~~will substantially operate to the benefit of the state and without~~  
6 ~~sacrifice to the security and integrity of the monies and records of~~  
7 ~~the state.~~

8       ~~J. The Director of State Finance is authorized to use a numeric~~  
9 ~~or alphanumeric designation to cross reference claims or payrolls to~~  
10 ~~check warrant numbers, transfer entry or optional settlement mode~~  
11 ~~used in the payment thereof.~~

12       ~~K. The Department of Human Services and the Director of State~~  
13 ~~Finance shall jointly establish a system for the settlement of~~  
14 ~~claims, except for payroll, by the Department of Human Services.~~  
15 ~~The settlement system shall include policy, procedures and~~  
16 ~~performance criteria for participation.~~

17       ~~L. The Department of Transportation may establish a preaudit~~  
18 ~~and settlement system for claims and payments of state funded~~  
19 ~~contractor estimates and right of way payments. Provided, however,~~  
20 ~~that nothing herein shall modify or alter condemnation proceedings~~  
21 ~~as provided by law.~~

22       SECTION 42.       AMENDATORY       74 O.S. 2001, Section 86.1, is  
23 amended to read as follows:  
24

1 Section 86.1 A. To facilitate the payment of vendor invoices  
2 and contract estimates, ~~the State Budget Director of the Office of~~  
3 State Finance shall ~~design~~ prescribe a uniform ~~jacket~~ document to be  
4 used by all ~~departments, institutions and~~ agencies of the state,  
5 ~~whereon.~~ The document shall ~~be provided~~ provide summarized  
6 information relative to the ~~enclosed~~ referenced invoices or contract  
7 estimates, together with a space for the approval of the head of the  
8 ~~department, institution or~~ agency approving said vendor invoices or  
9 contract estimates for payment.

10 B. Vendor invoices and contract estimates shall be accepted by  
11 the state in lieu of the claim form previously required in the same  
12 manner as commercial invoices are paid.

13 C. Vendor invoices and contract estimates shall be filed with  
14 the ~~department, institution or~~ agency receiving the merchandise or  
15 services in the same manner as invoices are filed with commercial  
16 firms.

17 D. Upon receipt of invoices or contract estimates, the head of  
18 ~~the department, institution or~~ agency, or ~~his~~ the agency's  
19 authorized agent, may approve said documents for payment ~~by~~  
20 ~~executing a certificate~~ as confirmation of delivery or acceptance of  
21 the goods or services. Whereupon, the ~~authorized official of said~~  
22 ~~agency may approve said~~ approved invoices or contract estimates ~~for~~  
23 ~~payment by enclosing the invoice or contract estimate in a jacket~~  
24 shall be attached to the document provided for such purpose and

1 ~~affixing his~~ the head of the agency approving such invoices of  
2 contract estimates for payment shall affix the approval in the space  
3 provided on the jacket document. ~~The provisions of this section~~  
4 ~~shall become effective July 1, 1949, and thereafter commercial~~

5 E. Commercial invoices shall be accepted in lieu of the  
6 standard notarized claim prescribed by the state.

7 SECTION 43. NEW LAW A new section of law to be codified  
8 in the Oklahoma Statutes as Section 34.66 of Title 62, unless there  
9 is created a duplication in numbering, reads as follows:

10 A. The State Treasurer shall write checks or warrants in  
11 payment of claims and payrolls certified to the State Treasurer for  
12 payment by the Division of Central Accounting and Reporting or:

- 13 1. The Department of Human Services;
- 14 2. The Department of Rehabilitative Services;
- 15 3. The State Department of Health;
- 16 4. The Department of Transportation;
- 17 5. The State Department of Education;
- 18 6. The Oklahoma Department of Career and Technology Education;

19 and

20 7. The institutions within The Oklahoma State System of Higher  
21 Education.

22 B. The State Treasurer, within such limitations as the State  
23 Treasurer may prescribe, may authorize the Director of the Office of  
24 State Finance and the entities specified in subsection A of this

1 section to issue the checks or warrants for payment of claims and  
2 payrolls that have been certified by the respective agency.

3 C. The Director of the Office of State Finance and the entities  
4 specified in subsection A of this section shall provide the State  
5 Treasurer a register of each payment for each check or warrant  
6 issued.

7 D. In lieu of checks or warrants:

8 1. The Director of the Office of State Finance may, with the  
9 concurrence of the State Treasurer, settle interagency claims by  
10 transfer entry; and

11 2. At the discretion of the State Treasurer, pay claims and  
12 payrolls by the electronic transfer of funds.

13 SECTION 44. AMENDATORY 62 O.S. 2001, Section 41.17, is  
14 amended to read as follows:

15 Section 41.17 A. ~~The State Budget~~ Director of the Office of  
16 State Finance is hereby authorized to ~~revise and~~ prescribe ~~the blank~~  
17 ~~claim~~ forms and electronic systems to process claims and payroll  
18 ~~forms~~ to be used by the various agencies of the state. Any agency  
19 of the state may file a claim against more than one item of the  
20 current ~~appropriation~~ allotments within ~~the same fund~~ funds by  
21 indicating on the claim or payroll ~~in the space provided,~~ the  
22 ~~allotment~~ account, or accounts to be charged ~~and the State Budget.~~  
23 The Director shall approve and charge ~~the same~~ such claim to the

24

1 account, or accounts, indicated after proper audit ~~and approval of~~  
2 the claim or payroll. ~~Payroll forms~~

3 B. These payroll systems are hereby authorized for use in  
4 claiming amounts due individually to all employees within a  
5 ~~department, board, commission, institution or an~~ agency of the state  
6 ~~when the bonded executive head or bonded employee of such spending~~  
7 ~~agency certifies on the payroll form that the amount shown after~~  
8 ~~each named employee is the amount due for the period of time shown~~  
9 ~~on the payroll form~~. Each payroll ~~form~~ record shall show ~~in~~  
10 ~~separate columns~~ the total earnings, the amount of each type of  
11 withholding and the net amount due each employee. Withholdings may  
12 be reserved by the ~~Budget~~ Director of the Office of State Finance to  
13 be paid to the proper ~~governmental agency~~ entity by ~~subsequent~~ lump  
14 sum payments.

15 SECTION 45. AMENDATORY 62 O.S. 2001, Section 41.26, is  
16 amended to read as follows:

17 Section 41.26 ~~Individual claims and/or payrolls listing amounts~~  
18 ~~claimed by more than one person which are used as the basis for the~~  
19 ~~payment of money from the State Treasury from any fund shall be~~  
20 ~~approved only by the elected or appointed head of any state~~  
21 ~~department, board, commission, institution or agency, or their~~  
22 ~~designated administrative employees. Provided, the~~

23 A. The elected or appointed executives of any state agency or  
24 their designated administrative employees shall approve individual

1 claims of the agency which are used as the basis for the payment of  
2 money from the State Treasury from any fund. These individuals  
3 shall be known as the "agency approving officers".

4 B. Payrolls shall show the amount to be paid to each named  
5 person for the period of time shown.

6 C. The number of persons authorized to make such approval shall  
7 not exceed ~~two~~ five people for any one state ~~department, board,~~  
8 ~~commission, institution or~~ agency without the special approval of  
9 the Director of the Office of State Finance, ~~and in no case shall~~  
10 ~~the number of such persons exceed five.~~

11 D. All ~~officials and employees~~ authorized to approve claims or  
12 ~~payrolls, if not already under bond for such purpose,~~ agency  
13 approving officers shall execute a bond issued by a surety company  
14 licensed to do business in this state, payable to the state in the  
15 amount required by the Director of the Office of State Finance but  
16 ~~not to exceed Twenty five Thousand Dollars (\$25,000.00), unless~~  
17 ~~otherwise provided by law,~~ less than Fifty Thousand Dollars  
18 (\$50,000.00) and conditioned for the faithful performance of their  
19 ~~duties, with some surety company authorized to do business in this~~  
20 ~~state,~~ as surety, which ~~bond~~ shall be approved by the Director of  
21 the Office of State Finance and filed in the office of the Secretary  
22 of State.

23 E. After state claims and/or payrolls have been approved by the  
24 above ~~officials and employees~~ agency approving officers, they shall

1 be filed with the Director of the Office of State Finance for  
2 auditing and settlement.

3 SECTION 46. AMENDATORY 62 O.S. 2001, Section 7.6, is  
4 amended to read as follows:

5 Section 7.6 There is hereby created in the State Treasury a  
6 Payroll Fund which shall be used by the Director of the Office of  
7 State Finance and the State Treasurer to issue a consolidated  
8 payroll for each ~~state department, board, commission, institution or~~  
9 agency of the state. Payrolls of state agencies shall be charged  
10 against the Payroll Fund created herein. Each state agency shall  
11 prepare summary distributions of the amounts of payrolls to be  
12 charged against each fund within the State Treasury and the Director  
13 ~~of State Finance~~ shall transfer monies from each fund in the State  
14 Treasury to the Payroll Fund amounts as shown on payroll  
15 distribution summaries, and shall charge such amounts to the  
16 ~~appropriation allotment~~ account affected thereby.

17 SECTION 47. AMENDATORY 62 O.S. 2001, Section 7.10, as  
18 last amended by Section 1, Chapter 392, O.S.L. 2008 (62 O.S. Supp.  
19 2008, Section 7.10), is amended to read as follows:

20 Section 7.10 A. 1. Upon the request of a state employee, a  
21 state agency, ~~board, or commission~~ shall make voluntary payroll  
22 deductions for the employee to any credit union, bank, or savings  
23 association having an office in this state.

24

1           2. If the governing body of any county, municipality, or school  
2 district provides for voluntary payroll deductions to a credit union  
3 serving the employees of the county, municipality, or school  
4 district, it shall provide voluntary payroll deductions to any  
5 credit union, bank, or savings association having an office in this  
6 state which has a minimum participation of twenty percent (20%) of  
7 the employees of the county, municipality, or school district.

8           B. Upon the request of a state employee and pursuant to  
9 procedures established by the Administrator of the Office of  
10 Personnel Management, a state agency, ~~board, or commission~~ shall  
11 make payroll deductions for:

12           1. The payment of any insurance premiums due a private  
13 insurance organization with a minimum participation of five hundred  
14 (500) state employees for life, accident, and health insurance which  
15 is supplemental to that provided for by the state;

16           2. The payment of any insurance premiums due a private  
17 insurance organization or service company which is regulated by the  
18 State Insurance Commissioner and with a minimum participation of  
19 five hundred (500) state employees for legal services;

20           3. Premiums or payments for retirement plans with a minimum  
21 participation of five hundred (500) state employees for retirement  
22 plans which are supplemental to that provided for by the state;

23           4. Salary adjustment agreements included in a flexible benefits  
24 plan as authorized by the State Employees Flexible Benefits Act;

1           5. Membership dues utilized for benefits, goods or services  
2 provided by the Oklahoma Public Employees Association to the  
3 organization's membership or any other statewide association limited  
4 to state employee membership with a minimum membership of two  
5 thousand (2,000) dues-paying members. For purposes of this  
6 paragraph, state agencies shall accept online or electronically  
7 submitted forms from the Oklahoma Public Employees Association and  
8 other state employee associations. The Office of Personnel  
9 Management shall develop and implement a verification process for  
10 online or electronically submitted forms which may include the use  
11 of electronic signature technology or other process as determined  
12 appropriate;

13           6. Contributions to ~~its~~ any foundation organized pursuant to 26  
14 U.S.C., Section 501(c)(3) ~~in~~ of the Oklahoma Public Employees  
15 Association or any other statewide association limited to state  
16 employee membership with a minimum membership of one thousand  
17 (1,000) dues-paying members;

18           7. Payments to a college savings account administered under the  
19 Oklahoma College Savings Plan Act pursuant to Section 3970.1 et seq.  
20 of Title 70 of the Oklahoma Statutes; and

21           8. Subscriptions to the Oklahoma Today magazine published by  
22 the State of Oklahoma through the Oklahoma Tourism and Recreation  
23 Department.

24

1 C. The administrative costs of processing payroll deductions or  
2 administering salary adjustment agreements for insurance premiums as  
3 provided for in subsection B of this section shall be a charge of  
4 two percent (2%) of the gross annual premiums for insurance plans.  
5 The administrative costs of processing payroll deductions or  
6 administering salary adjustment agreements for payments for  
7 retirement plans as provided for in subsection B of this section  
8 shall be one percent (1%) of the gross annual payments for  
9 retirement plans. These charges shall be collected monthly from the  
10 private insurance or retirement plan organization by the Office of  
11 Personnel Management and shall be deposited to the credit of the  
12 General Revenue Fund. Provided that these costs shall not be  
13 collected from state employees or state agencies unless otherwise  
14 directed in ~~Section 1 et seq. of this title~~ the Oklahoma State  
15 Finance Act.

16 D. Any statewide association granted a payroll deduction prior  
17 to January 1, 2008, shall be exempt from the minimum state employee  
18 membership requirement.

19 E. Approval of a payroll deduction or salary adjustment  
20 agreement for any insurance organization, line of coverage or policy  
21 shall not be construed as an assumption of liability, for the term  
22 of policy or the performance of the insurance organization, by this  
23 state, or any of its agencies, ~~boards, commissions, institutions~~ or  
24 any officer or employee thereof. Contracts for such insurance shall

1 be in all respects subject to the insurance laws of this state, and  
2 shall be enforceable solely pursuant to such laws.

3 F. The Oklahoma Employment Security Commission is authorized to  
4 deduct from the wages or salary of its employees the employees'  
5 contribution to the Oklahoma Employment Security Commission  
6 Retirement Plan.

7 G. Payroll deductions shall be made for premium payments for  
8 group insurance for retired members or beneficiaries of any state-  
9 supported retirement system upon proper authorization given by the  
10 member or beneficiary to the board from which the member or  
11 beneficiary is currently receiving retirement benefits.

12 H. Upon request of instructional personnel employed at either  
13 the Oklahoma School for the Blind or the Oklahoma School for the  
14 Deaf and pursuant to procedures established by the Administrator of  
15 the Office of Personnel Management, the Commission for  
16 Rehabilitation Services shall make payroll deductions for membership  
17 dues in any statewide educational employee organization or  
18 association.

19 I. Upon the request of a state employee of the Department of  
20 Corrections, the Department shall make voluntary payroll deductions  
21 for the employee to the Correctional Peace Officer Foundation.

22 SECTION 48. AMENDATORY 62 O.S. 2001, Section 41.4a, is  
23 amended to read as follows:

24

1       Section 41.4a ~~By November 1, 1983, the~~ The Director of the  
2 Office of State Finance shall establish a procedure to ~~expedite~~  
3 issue payment for of a proper invoice for goods or services ~~not~~  
4 ~~later~~ within no less than forty-five (45) days from the date on  
5 which the invoice ~~is~~ was received in the ~~appropriate~~ office  
6 designated by the agency to which the goods or services were sold  
7 and delivered.

8       SECTION 49.       AMENDATORY       62 O.S. 2001, Section 41.4b, is  
9 amended to read as follows:

10       Section 41.4b The Director of the Office of State Finance shall  
11 ~~also~~ establish a procedure ~~whereby interest shall be paid from to~~  
12 assess and pay interest for the late payment of an invoice, which  
13 interest shall be calculated beginning the thirtieth day after  
14 receipt by the designated office of a proper invoice for which  
15 payment has not been mailed, transmitted, or delivered to a vendor  
16 by the close of business on the forty-fifth day. Such interest  
17 shall be at an annualized rate ~~as reported by the State Treasurer~~  
18 based on an average of the interest rate for thirty-day time  
19 deposits of state funds during the last calendar quarter of the last  
20 preceding fiscal year, as reported by the State Treasurer.

21       SECTION 50.       AMENDATORY       62 O.S. 2001, Section 41.4c, is  
22 amended to read as follows:

23       Section 41.4c ~~For the purposes described in this joint~~  
24 ~~resolution,~~ a A "proper invoice" means one which is complete in all

1 requirements necessary for processing it for payment in accordance  
2 with the terms of appropriate contracts and applicable state or  
3 federal statutes, ~~including but not limited to such documentation as~~  
4 ~~may be required.~~

5 SECTION 51. AMENDATORY 62 O.S. 2001, Section 41.4d, is  
6 amended to read as follows:

7 Section 41.4d Any vendor of goods or services purchased by or  
8 delivered to an agency of the state ~~who is aggrieved by delay in~~  
9 ~~payment~~ whose payment is delayed beyond the forty-five-day limit  
10 ~~and/or~~ who has not been compensated by payment of interest as  
11 provided for in ~~this joint resolution~~ the Oklahoma State Finance Act  
12 may file ~~such a~~ grievance with the Office of the Governor, ~~by whom~~  
13 ~~it shall be transmitted~~ who shall transmit it to the Director of the  
14 Office of State Finance. Upon receipt of such grievance, the  
15 Director ~~of State Finance~~ shall ~~act~~ pay the total amount of such  
16 invoice with interest as required, within fifteen (15) days, to  
17 remedy such grievance ~~by payment with interest as provided for in~~  
18 ~~this joint resolution, or.~~ If the Director determines that the  
19 invoice or interest should not be paid, such determination and the  
20 reasons therefor shall report be reported to the Governor and the  
21 aggrieved vendor ~~why such payment may not be paid.~~

22 SECTION 52. NEW LAW A new section of law to be codified  
23 in the Oklahoma Statutes as Section 34.75 of Title 62, unless there  
24 is created a duplication in numbering, reads as follows:

1       A. The Department of Human Services may establish an  
2 encumbrance and preaudit system for settlement of claims relating to  
3 public assistance, social service benefits and medical benefits to  
4 or for persons eligible under applicable federal laws and rules,  
5 Oklahoma Statutes, and policies established by the Oklahoma  
6 Commission for Human Services. The following programs shall be  
7 eligible for this procedure:

- 8       1. Aid to Families with Dependent Children;
- 9       2. Aid to Aged, Blind and Disabled;
- 10       3. Medical Assistance;
- 11       4. Day Care;
- 12       5. Refugee Resettlement;
- 13       6. Low Income Heating and Energy Assistance;
- 14       7. General Assistance;
- 15       8. Crippled Children;
- 16       9. Social Services under Title XX of the U.S. Social Security  
17 Act, 42 U.S.C., Section 301 et seq.;
- 18       10. Adoption Subsidies;
- 19       11. Foster Care;
- 20       12. Medical Examination;
- 21       13. Area Agencies on Aging;
- 22       14. Any contract for service for which the Department of  
23 Central Services has approved as qualifying for a fixed and uniform  
24 rate pursuant to Section 85.7 of Title 74 of the Oklahoma Statutes;

- 1 15. Sheltered Workshops;
- 2 16. Contracted Group Homes;
- 3 17. Rehabilitative Client Interpreters;
- 4 18. Rehabilitative Client Drivers; and
- 5 19. Maternal and Child Health Services Block Grant.

6 B. Prior to inclusion in this procedure, the Department of  
7 Human Services shall provide to the Director of the Office of State  
8 Finance, for approval, detailed listings of the type of payments to  
9 be made for each of these programs specified in subsection A of this  
10 section.

11 C. The Department of Human Services shall provide the Director  
12 of the Office of State Finance a daily report of the dollar amount  
13 of claims settled and checks or warrants issued, the dollar amount  
14 of checks or warrants canceled, and the dollar amount of checks or  
15 warrants canceled by statutes.

16 D. The Department of Human Services and the Director of the  
17 Office of State Finance shall jointly establish a system for the  
18 settlement of claims, except for payroll, by the Department of Human  
19 Services. The settlement system shall include policy, procedures  
20 and performance criteria for participation.

21 SECTION 53. AMENDATORY 62 O.S. 2001, Section 41.16a, is  
22 amended to read as follows:

23 Section 41.16a A. The State Department of Health is authorized  
24 to enter into contracts with third party administrators to establish

1 a system for processing claims for payment pursuant to the United  
2 States Department of Agriculture Women, Infants and Children  
3 Supplemental Nutrition Program.

4 B. The State Board of Health shall promulgate rules and develop  
5 procedures necessary for implementation and administration of the  
6 system. ~~The State Department of Health shall implement the system  
7 by January 1, 1993.~~

8 C. The State Board of Health is authorized to develop  
9 procedures that allow for the payment of gross vouchers received by  
10 a third party administrator adjusted by returned items or any other  
11 disallowances.

12 D. The State Department of Health is authorized to transfer  
13 ~~funds from~~ any available federal or revolving ~~or federal~~ funds  
14 ~~available~~ to their WIC Disbursing Fund as needed for the purpose of  
15 providing cash flow until federal funds are received. Any such  
16 funds transferred into the WIC Disbursing Fund shall be transferred  
17 back to the original fund source before the end of the fiscal year  
18 in which the transfer was made.

19 SECTION 54. NEW LAW A new section of law to be codified  
20 in the Oklahoma Statutes as Section 34.77 of Title 62, unless there  
21 is created a duplication in numbering, reads as follows:

22 A. The State Department of Rehabilitation Services is  
23 authorized to establish an encumbrance and preaudit system for  
24 settlement of claims relating to social service benefits and medical

1 benefits to or for persons eligible under applicable federal laws  
2 and regulations, Oklahoma Statutes, and policies established by the  
3 Commission for Rehabilitation Services for the following programs:

- 4 1. Vocational and other rehabilitation;
- 5 2. Educational services;
- 6 3. Disability Determination Services; and
- 7 4. Visual Services.

8 B. Prior to inclusion in this procedure, the State Department  
9 of Rehabilitation Services shall provide to the Director of the  
10 Office of State Finance, for approval, detailed listings of the type  
11 of payments to be made for each of these programs specified in  
12 subsection A of this section.

13 C. The State Department of Rehabilitation Services shall  
14 provide the Director of the Office of State Finance a daily report  
15 of the dollar amount of claims settled and checks or warrants  
16 issued, the dollar amount of checks or warrants canceled, and the  
17 dollar amount of checks or warrants canceled by statutes.

18 SECTION 55. NEW LAW A new section of law to be codified  
19 in the Oklahoma Statutes as Section 34.78 of Title 62, unless there  
20 is created a duplication in numbering, reads as follows:

21 A. The Oklahoma State Regents for Higher Education and the  
22 Director of the Office of State Finance shall jointly establish a  
23 system for the settlement of claims, except for payroll, by  
24 institutions of The Oklahoma State System of Higher Education. The

1 settlement system shall include policy, procedures, and performance  
2 criteria for participation. The State Regents may approve or  
3 disapprove the participation of any institution or other entity of  
4 the State System in the claims settlement system.

5 B. The Department of Education and the Oklahoma Department of  
6 Career and Technology Education may establish a preaudit and  
7 settlement system for claims and/or payments of state-funded  
8 assistance to school districts and institutions within The Oklahoma  
9 State System of Higher Education. The payment system shall be  
10 neutral as to interest income to the state and the school districts.

11 SECTION 56. NEW LAW A new section of law to be codified  
12 in the Oklahoma Statutes as Section 34.79 of Title 62, unless there  
13 is created a duplication in numbering, reads as follows:

14 A. The Department of Transportation may establish a preaudit  
15 and settlement system for claims and payments of state-funded  
16 contractor estimates and right-of-way payments.

17 B. Nothing in this section shall modify or alter condemnation  
18 proceedings as provided by law.

19 SECTION 57. AMENDATORY 62 O.S. 2001, Section 41.19, is  
20 amended to read as follows:

21 Section 41.19 A. ~~All bonds and interest coupons redeemed by~~  
22 ~~the State Treasurer and a duplicate of each and every receipt issued~~  
23 ~~for monies received into the State Treasury, shall be delivered~~  
24 ~~immediately to, and receipted for, by the Director of State Finance~~

1 ~~who shall maintain such documents as a permanent record of his or~~  
2 ~~her office. It shall be the duty of the Director of State Finance~~  
3 ~~to audit such redeemed documents and to apportion and distribute the~~  
4 ~~collections as indicated by the State Treasury receipts to the~~  
5 ~~respective funds and account to which the same shall have accrued,~~  
6 ~~or may belong. All warrants and checks redeemed by the State~~  
7 ~~Treasurer shall be maintained by the State Treasurer in accordance~~  
8 ~~with the provisions of Sections 305 through 317 of Title 67 of the~~  
9 ~~Oklahoma Statutes. In the event that nonpayable warrants are issued~~  
10 ~~pursuant to the provisions of Section 23 of Article X of the~~  
11 ~~Constitution of the State of Oklahoma, it shall be the duty of the~~  
12 ~~Director of State Finance to issue and publish the official call for~~  
13 ~~payment for any warrants that may be outstanding and registered as~~  
14 ~~"nonpayable". Notice of such call shall be published in some~~  
15 ~~newspaper of general circulation, published at the seat of~~  
16 ~~government, and interest on all warrants so called for payment shall~~  
17 ~~cease on or after ten (10) days from the date of the first~~  
18 ~~publication of such notice. The Director of State Finance shall be~~  
19 ~~responsible for the custody of claims certified for payment which~~  
20 ~~call for the disbursement of money from the Treasury. Such claims~~  
21 ~~shall be maintained in files accessible to the Division of Central~~  
22 ~~Accounting and Reporting and the employees of the Division of~~  
23 ~~Central Accounting and Reporting shall have authority to inspect~~

24

1 ~~such claims for the purpose of making accounting adjustments on the~~  
2 ~~records maintained by the Director of State Finance.~~

3 ~~B.~~ All warrants, checks or orders issued by the State Treasurer  
4 against claims submitted through the ~~Director~~ Office of State  
5 Finance in payment of obligations of the state which shall for any  
6 cause remain outstanding or unpaid for a period of ninety (90) days  
7 after funds are available for their payment shall be revoked and  
8 canceled.

9 ~~The Director of State Finance shall forthwith make proper entry~~  
10 ~~thereof on~~ B. Such warrants, checks or orders shall be entered into  
11 ~~the records of his or her office~~ the Office of State Finance and  
12 ~~shall notify both~~ the State Treasurer and the administrative head of  
13 the agency certifying the claim for payment ~~of the fact of such~~  
14 ~~entry of cancellation. Thereafter, no such warrants shall be paid~~  
15 ~~except that the holder of any warrant that may be canceled pursuant~~  
16 ~~to the provisions of this section, may, within thirty six (36)~~  
17 ~~months following the month in which the warrant was canceled,~~  
18 ~~present the warrant or an affidavit of loss or destruction, and a~~  
19 ~~request for reissue to the Director of State Finance who shall on~~  
20 ~~the third Monday of each month certify a claim for payment of those~~  
21 ~~verified unpaid requests presented during months past~~ shall be  
22 notified that such items have been canceled.

23 C. If, for any reason, a warrant should not be issued to  
24 replace a warrant canceled pursuant to the provisions of this

1 section, the administrative head of the agency originally certifying  
2 the claim for payment shall, within seven (7) days after  
3 notification of the cancellation, advise the Director of the Office  
4 of State Finance that a reissue should not be made. ~~Warrants~~

5 D. Notwithstanding the provisions of subsection B of this  
6 section, warrants issued or caused to be issued by the Department of  
7 Human Services for public assistance or medical assistance may be  
8 reissued at any time within three (3) years after cancellation upon  
9 submission of the canceled warrants to the Department, ~~provided the~~  
10 ~~three year limitation shall not apply to warrants issued prior to~~  
11 May 1, 1992.

12 ~~C.~~ E. No canceled warrants shall be paid, except that the  
13 holder of any warrant that may have been canceled pursuant to the  
14 provisions of this section may, within thirty-six (36) months  
15 following the month in which the warrant was canceled, present the  
16 warrant or an affidavit of loss or destruction, and a request for  
17 reissuance to the Director of the Office of State Finance.

18 F. The Director of the Office of State Finance shall certify a  
19 claim as needed for payment of those verified unpaid requests  
20 presented, unless the certifying agency has advised that a  
21 reissuance should not be made.

22 G. 1. There is hereby created in the State Treasury a fund to  
23 be known as the Canceled Warrant Fund.  
24

1        2. The Director of the Office of State Finance shall transfer  
2 to the Canceled Warrant Fund the total of the payable amounts of the  
3 warrants canceled pursuant to the provisions of this section from  
4 the funds and accounts against which the canceled warrants had been  
5 drawn, ~~and~~.

6        3. The Office of State Finance shall disburse from the fund  
7 such amounts as necessary to pay warrants reissued as provided in  
8 this section. ~~The expenditure~~

9        4. These expenditures shall ~~be~~ remain recorded in the ~~fund~~  
10 funds and ~~account~~ accounts against which the original canceled  
11 ~~warrant was~~ warrants were issued and ~~disbursements from the Canceled~~  
12 ~~Warrant Fund~~ they shall not be considered expenses of the state nor  
13 shall receipts to the fund be considered revenue to the state.  
14 ~~Claims~~

15        5. Any such claim drawn against the Canceled Warrant Fund shall  
16 identify the current holder of record and the warrant number of the  
17 canceled warrant, which shall be provided on the warrant record.

18        ~~D.~~ H. The Director of the Office of State Finance shall  
19 determine the minimum necessary balance to be maintained in the  
20 Canceled Warrant Fund and on the third Monday of October shall  
21 transfer the amount in excess of the required minimum balance to the  
22 General Revenue Fund of the current year. The minimum balance  
23 retained shall be not less than the total amount of the warrants  
24 canceled by statute within the past thirty-six (36) months preceding

1 October 1 of each year and which remain eligible for replacement  
2 according to the records of the Office of State Finance.

3 SECTION 58. AMENDATORY 74 O.S. 2001, Section 34, is  
4 amended to read as follows:

5 Section 34. A. The State Treasurer is hereby authorized and  
6 empowered to issue a replacement warrant or bond in lieu of any  
7 warrant or bond that has been lost or destroyed; provided, that no  
8 replacement warrant or bond shall be issued until an affidavit  
9 setting forth the facts as to the loss or destruction of said  
10 original warrant or bond has been filed with the ~~State Treasurer~~  
11 Director of the Office of State Finance.

12 B. The Director ~~of State Finance~~ and the State Treasurer shall  
13 ~~make such~~ maintain appropriate records in their ~~respective~~ offices  
14 ~~as will~~ to prevent, as nearly as reasonably possible, ~~preclude any~~  
15 ~~loss being sustained by the state on account of the issue of~~ from  
16 mistakenly issuing any replacement warrant or bond.

17 C. Such ~~entries~~ records shall include a stop payment order  
18 against the original warrant ~~which will, as nearly as possible, to~~  
19 ~~cancel said~~ the original warrant. ~~The~~

20 D. For such lost or destroyed miscellaneous warrants, the  
21 Director of the Office of State Finance shall cancel the original  
22 warrant record and process a replacement warrant against the  
23 original disbursement claim when possible, or otherwise shall  
24 transfer to the Canceled Warrant Fund the payable amount of lost or

1 destroyed warrants on which payment has been stopped pursuant to the  
2 provisions of this section from the fund and account against which  
3 said warrant had been drawn. ~~Warrants issued to replace lost or~~  
4 ~~destroyed warrants pursuant to the provisions of this section shall~~  
5 ~~be drawn against~~ and issue a replacement from the Canceled Warrant  
6 Fund.

7 E. For lost or destroyed payroll warrants, the Director of the  
8 Office of State Finance shall issue all payroll replacement warrants  
9 pursuant to the provisions of this section from the Canceled Warrant  
10 Fund. The Director shall allow the original payroll warrant record  
11 to cancel by statute and shall transfer to the Canceled Warrant Fund  
12 the payable amount to cover the lost or destroyed warrants on which  
13 payment has been stopped pursuant to the provisions of this section  
14 from the fund and account against which the warrant had been drawn.

15 SECTION 59. NEW LAW A new section of law to be codified  
16 in the Oklahoma Statutes as Section 34.82 of Title 62, unless there  
17 is created a duplication in numbering, reads as follows:

18 A. Disbursement information for all bonds and interest coupons  
19 redeemed by the State Treasurer shall be delivered to the Director  
20 of the Office of State Finance for posting. Deposit information for  
21 each and every receipt issued for monies received into the State  
22 Treasury shall be receipted for by the Office of State Finance.

23 B. Such information shall be maintained as a permanent record  
24 in the Office of State Finance.

1 C. The Office of State Finance shall audit such redeemed  
2 information and apportion and distribute the collections as  
3 indicated by the State Treasury receipts.

4 D. All warrants and checks redeemed by the State Treasurer  
5 shall be maintained by the State Treasurer in accordance with state  
6 law.

7 SECTION 60. NEW LAW A new section of law to be codified  
8 in the Oklahoma Statutes as Section 34.83 of Title 62, unless there  
9 is created a duplication in numbering, reads as follows:

10 A. If nonpayable warrants are issued pursuant to the provisions  
11 of Section 23 of Article X of the Oklahoma Constitution, the  
12 Director of the Office of State Finance shall issue and publish the  
13 official call for payment for any warrants that may be outstanding  
14 and registered as "nonpayable".

15 B. Notice of such call shall be published in some newspaper of  
16 general circulation, published at the seat of government, and  
17 interest on all warrants so called for payment shall cease on or  
18 after ten (10) days from the date of the first publication of such  
19 notice.

20 C. The Director of the Office of State Finance shall be  
21 responsible for the custody of claims certified for payment which  
22 call for the disbursement of money from the Treasury.

23 D. Such claims shall be maintained in files accessible to the  
24 Division of Central Accounting and Reporting and the employees of

1 the Division of Central Accounting and Reporting shall have  
2 authority to inspect such claims for the purpose of making  
3 accounting adjustments in the records maintained by the Office of  
4 State Finance.

5 SECTION 61. AMENDATORY 62 O.S. 2001, Section 41.27, is  
6 amended to read as follows:

7 Section 41.27 A. The Governor ~~may, in his~~ shall have  
8 discretion, to issue a deficiency certificate or certificates, for  
9 the benefit of any ~~department, institution, or~~ agency of the state,  
10 if the amount of such deficiency certificate, or certificates, ~~be~~ is  
11 within the limit of the current appropriation for that ~~department,~~  
12 ~~institution, or agency, whereupon the.~~

13 B. The State Treasurer shall issue warrants to the extent of  
14 such certificate or certificates for the payment of such claims as  
15 may be authorized by the Governor, ~~and such.~~

16 C. Such warrants shall become a part of the public debt and  
17 shall be paid out of any money appropriated by the Legislature and  
18 made lawfully available therefor, ~~provided further, that in.~~

19 D. In no event shall said deficiency certificate, or  
20 certificates, exceed in the aggregate the sum of Five Hundred  
21 Thousand Dollars (\$500,000.00), in any fiscal year.

22 SECTION 62. AMENDATORY 62 O.S. 2001, Section 41.29e, as  
23 last amended by Section 5, Chapter 355, O.S.L. 2007 (62 O.S. Supp.  
24 2008, Section 41.29e), is amended to read as follows:

1 Section 41.29e A. There is hereby created in the State  
2 Treasury a revolving fund for the Oklahoma State Regents for Higher  
3 Education to be designated the "Oklahoma Student Aid Revolving  
4 Fund". The fund shall be a continuing fund, not subject to fiscal  
5 year limitations, and shall consist of monies received pursuant to  
6 the provisions of subparagraph c of paragraph 2 and subparagraph c  
7 of paragraph 3 of Section 1004 of Title 68 of the Oklahoma Statutes  
8 and any funds previously deposited in the Oklahoma Tuition  
9 Scholarship Fund. All monies accruing to the credit of the fund are  
10 hereby appropriated and may be budgeted and expended by the Oklahoma  
11 State Regents for Higher Education as authorized by the Oklahoma  
12 Legislature. Expenditures from said fund shall be made upon  
13 warrants issued by the State Treasurer against claims filed as  
14 prescribed by law with the Director of the Office of State Finance  
15 for approval and payment.

16 B. Beginning with fiscal year 2003, monies accruing to the  
17 credit of the Oklahoma Student Aid Revolving Fund shall be  
18 appropriated for and budgeted and expended for providing student aid  
19 in the form of state tuition aid grants awarded pursuant to the  
20 Higher Education Tuition Aid Act and scholarships awarded pursuant  
21 to the Oklahoma State Regents' Academic Scholars Program.

22 SECTION 63. REPEALER 62 O.S. 2001, Sections 41.1 and  
23 41.37, are hereby repealed.

24

1 SECTION 64. RECODIFICATION 62 O.S. 2001, Section 2, as  
2 amended by Section 2 of this act, shall be recodified as Section  
3 34.1 of Title 62 of the Oklahoma Statutes, unless there is created a  
4 duplication in numbering.

5 62 O.S. 2001, Section 41.7b, as amended by Section 3 of this  
6 act, shall be recodified as Section 34.2 of Title 62 of the Oklahoma  
7 Statutes, unless there is created a duplication in numbering.

8 62 O.S. 2001, Section 41.3, as amended by Section 4 of this act,  
9 shall be recodified as Section 34.3 of Title 62 of the Oklahoma  
10 Statutes, unless there is created a duplication in numbering.

11 62 O.S. 2001, Section 41.40, as amended by Section 5 of this  
12 act, shall be recodified as Section 34.4 of Title 62 of the Oklahoma  
13 Statutes, unless there is created a duplication in numbering.

14 62 O.S. 2001, Section 41.2, as amended by Section 6 of this act,  
15 shall be recodified as Section 34.5 of Title 62 of the Oklahoma  
16 Statutes, unless there is created a duplication in numbering.

17 62 O.S. 2001, Section 41.4, as amended by Section 7 of this act,  
18 shall be recodified as Section 34.6 of Title 62 of the Oklahoma  
19 Statutes, unless there is created a duplication in numbering.

20 62 O.S. 2001, Section 41.23, as amended by Section 8 of this  
21 act, shall be recodified as Section 34.7 of Title 62 of the Oklahoma  
22 Statutes, unless there is created a duplication in numbering.

23

24

1       62 O.S. 2001, Section 41.42, as amended by Section 9 of this  
2 act, shall be recodified as Section 34.8 of Title 62 of the Oklahoma  
3 Statutes, unless there is created a duplication in numbering.

4       62 O.S. 2001, Section 7.5, as amended by Section 10 of this act,  
5 shall be recodified as Section 34.9 of Title 62 of the Oklahoma  
6 Statutes, unless there is created a duplication in numbering.

7       62 O.S. 2001, Section 7.13, as amended by Section 11 of this  
8 act, shall be recodified as Section 34.10 of Title 62 of the  
9 Oklahoma Statutes, unless there is created a duplication in  
10 numbering.

11       62 O.S. 2001, Section 41.5, as amended by Section 12 of this  
12 act, shall be recodified as Section 34.11 of Title 62 of the  
13 Oklahoma Statutes, unless there is created a duplication in  
14 numbering.

15       62 O.S. 2001, Section 41.5a, as last amended by Section 1,  
16 Chapter 266, O.S.L. 2006 (62 O.S. Supp. 2008, Section 41.5a), shall  
17 be recodified as Section 34.12 of Title 62 of the Oklahoma Statutes,  
18 unless there is created a duplication in numbering.

19       62 O.S. 2001, Section 41.5a-1, as amended by Section 2, Chapter  
20 266, O.S.L. 2006 (62 O.S. Supp. 2008, Section 41.5a-1), shall be  
21 recodified as Section 34.13 of Title 62 of the Oklahoma Statutes,  
22 unless there is created a duplication in numbering.

23       Section 5, Chapter 391, O.S.L. 2005 (62 O.S. Supp. 2008, Section  
24 41.5a-2), shall be recodified as Section 34.14 of Title 62 of the

1 Oklahoma Statutes, unless there is created a duplication in  
2 numbering.

3 Section 3, Chapter 148, O.S.L. 2007 (62 O.S. Supp. 2008, Section  
4 41.5a-3), shall be recodified as Section 34.15 of Title 62 of the  
5 Oklahoma Statutes, unless there is created a duplication in  
6 numbering.

7 62 O.S. 2001, Section 41.5e, as last amended by Section 3,  
8 Chapter 266, O.S.L. 2006 (62 O.S. Supp. 2008, Section 41.5e), shall  
9 be recodified as Section 34.16 of Title 62 of the Oklahoma Statutes,  
10 unless there is created a duplication in numbering.

11 62 O.S. 2001, Section 41.5f, as amended by Section 1, Chapter  
12 148, O.S.L. 2007 (62 O.S. Supp. 2008, Section 41.5f), shall be  
13 recodified as Section 34.17 of Title 62 of the Oklahoma Statutes,  
14 unless there is created a duplication in numbering.

15 62 O.S. 2001, Section 41.5g, as last amended by Section 13 of  
16 this act, shall be recodified as Section 34.18 of Title 62 of the  
17 Oklahoma Statutes, unless there is created a duplication in  
18 numbering.

19 62 O.S. 2001, Section 41.5h, as amended by Section 4, Chapter  
20 266, O.S.L. 2006 (62 O.S. Supp. 2008, Section 41.5h), shall be  
21 recodified as Section 34.19 of Title 62 of the Oklahoma Statutes,  
22 unless there is created a duplication in numbering.

23 62 O.S. 2001, Section 41.5i, as last amended by Section 5,  
24 Chapter 266, O.S.L. 2006 (62 O.S. Supp. 2008, Section 41.5i), shall

1 be recodified as Section 34.20 of Title 62 of the Oklahoma Statutes,  
2 unless there is created a duplication in numbering.

3 62 O.S. 2001, Section 41.5j, as amended by Section 6, Chapter  
4 266, O.S.L. 2006 (62 O.S. Supp. 2008, Section 41.5j), shall be  
5 recodified as Section 34.21 of Title 62 of the Oklahoma Statutes,  
6 unless there is created a duplication in numbering.

7 62 O.S. 2001, Section 41.5l, as amended by Section 8, Chapter  
8 266, O.S.L. 2006 (62 O.S. Supp. 2008, Section 41.5l), shall be  
9 recodified as Section 34.22 of Title 62 of the Oklahoma Statutes,  
10 unless there is created a duplication in numbering.

11 62 O.S. 2001, Section 41.5m, as amended by Section 9, Chapter  
12 266, O.S.L. 2006 (62 O.S. Supp. 2008, Section 41.5m), shall be  
13 recodified as Section 34.23 of Title 62 of the Oklahoma Statutes,  
14 unless there is created a duplication in numbering.

15 62 O.S. 2001, Section 41.5p, as amended by Section 10, Chapter  
16 266, O.S.L. 2006 (62 O.S. Supp. 2008, Section 41.5p), shall be  
17 recodified as Section 34.24 of Title 62 of the Oklahoma Statutes,  
18 unless there is created a duplication in numbering.

19 62 O.S. 2001, Section 41.5q, as amended by Section 11, Chapter  
20 266, O.S.L. 2006 (62 O.S. Supp. 2008, Section 41.5q), shall be  
21 recodified as Section 34.25 of Title 62 of the Oklahoma Statutes,  
22 unless there is created a duplication in numbering.

23

24

1       62 O.S. 2001, Section 41.5r, shall be recodified as Section  
2 34.26 of Title 62 of the Oklahoma Statutes, unless there is created  
3 a duplication in numbering.

4       62 O.S. 2001, Section 41.5s, as amended by Section 12, Chapter  
5 266, O.S.L. 2006 (62 O.S. Supp. 2008, Section 41.5s), shall be  
6 recodified as Section 34.27 of Title 62 of the Oklahoma Statutes,  
7 unless there is created a duplication in numbering.

8       Section 2, Chapter 128, O.S.L. 2004, as amended by Section 3,  
9 Chapter 391, O.S.L. 2005 (62 O.S. Supp. 2008, Section 41.5t), shall  
10 be recodified as Section 34.28 of Title 62 of the Oklahoma Statutes,  
11 unless there is created a duplication in numbering.

12       Section 3, Chapter 128, O.S.L. 2004, as amended by Section 13,  
13 Chapter 266, O.S.L. 2006 (62 O.S. Supp. 2008, Section 41.5t.1),  
14 shall be recodified as Section 34.29 of Title 62 of the Oklahoma  
15 Statutes, unless there is created a duplication in numbering.

16       Section 4, Chapter 128, O.S.L. 2004, as last amended by Section  
17 1, Chapter 330, O.S.L. 2008 (62 O.S. Supp. 2008, Section 41.5t.2),  
18 shall be recodified as Section 34.30 of Title 62 of the Oklahoma  
19 Statutes, unless there is created a duplication in numbering.

20       Section 4, Chapter 391, O.S.L. 2005, as amended by Section 1,  
21 Chapter 310, O.S.L. 2006 (62 O.S. Supp. 2008, Section 41.5u), shall  
22 be recodified as Section 34.31 of Title 62 of the Oklahoma Statutes,  
23 unless there is created a duplication in numbering.

24

1 Section 15, Chapter 266, O.S.L. 2006 (62 O.S. Supp. 2008,  
2 Section 41.5v), shall be recodified as Section 34.32 of Title 62 of  
3 the Oklahoma Statutes, unless there is created a duplication in  
4 numbering.

5 Section 1, Chapter 205, O.S.L. 2007 (62 O.S. Supp. 2008, Section  
6 41.5x), shall be recodified as Section 34.33 of Title 62 of the  
7 Oklahoma Statutes, unless there is created a duplication in  
8 numbering.

9 62 O.S. 2001, Section 41.31, as amended by Section 14 of this  
10 act, shall be recodified as Section 34.34 of Title 62 of the  
11 Oklahoma Statutes, unless there is created a duplication in  
12 numbering.

13 62 O.S. 2001, Section 41.30, as amended by Section 15 of this  
14 act, shall be recodified as Section 34.35 of Title 62 of the  
15 Oklahoma Statutes, unless there is created a duplication in  
16 numbering.

17 62 O.S. 2001, Section 41.29, as last amended by Section 16 of  
18 this act, shall be recodified as Section 34.36 of Title 62 of the  
19 Oklahoma Statutes, unless there is created a duplication in  
20 numbering.

21 62 O.S. 2001, Section 41.34, as last amended by Section 17 of  
22 this act, shall be recodified as Section 34.37 of Title 62 of the  
23 Oklahoma Statutes, unless there is created a duplication in  
24 numbering.

1       62 O.S. 2001, Section 41.33, as last amended by Section 18 of  
2 this act, shall be recodified as Section 34.38 of Title 62 of the  
3 Oklahoma Statutes, unless there is created a duplication in  
4 numbering.

5       62 O.S. 2001, Section 9.10, as amended by Section 19 of this  
6 act, shall be recodified as Section 34.39 of Title 62 of the  
7 Oklahoma Statutes, unless there is created a duplication in  
8 numbering.

9       62 O.S. 2001, Section 41.11, as amended by Section 20 of this  
10 act, shall be recodified as Section 34.40 of Title 62 of the  
11 Oklahoma Statutes, unless there is created a duplication in  
12 numbering.

13       62 O.S. 2001, Section 41.6, as amended by Section 21 of this  
14 act, shall be recodified as Section 34.41 of Title 62 of the  
15 Oklahoma Statutes, unless there is created a duplication in  
16 numbering.

17       62 O.S. 2001, Section 41.7c, as amended by Section 22 of this  
18 act, shall be recodified as Section 34.42 of Title 62 of the  
19 Oklahoma Statutes, unless there is created a duplication in  
20 numbering.

21       62 O.S. 2001, Section 41.41, as amended by Section 23 of this  
22 act, shall be recodified as Section 34.43 of Title 62 of the  
23 Oklahoma Statutes, unless there is created a duplication in  
24 numbering.

1       62 O.S. 2001, Section 41.32, as amended by Section 24 of this  
2 act, shall be recodified as Section 34.44 of Title 62 of the  
3 Oklahoma Statutes, unless there is created a duplication in  
4 numbering.

5       62 O.S. 2001, Section 41.39, as amended by Section 25 of this  
6 act, shall be recodified as Section 34.45 of Title 62 of the  
7 Oklahoma Statutes, unless there is created a duplication in  
8 numbering.

9       62 O.S. 2001, Section 9.1, as amended by Section 26 of this act,  
10 shall be recodified as Section 34.46 of Title 62 of the Oklahoma  
11 Statutes, unless there is created a duplication in numbering.

12       62 O.S. 2001, Section 41.15, as amended by Section 27 of this  
13 act, shall be recodified as Section 34.47 of Title 62 of the  
14 Oklahoma Statutes, unless there is created a duplication in  
15 numbering.

16       62 O.S. 2001, Section 41.8, as amended by Section 28 of this  
17 act, shall be recodified as Section 34.48 of Title 62 of the  
18 Oklahoma Statutes, unless there is created a duplication in  
19 numbering.

20       62 O.S. 2001, Section 41.9, as amended by Section 29 of this  
21 act, shall be recodified as Section 34.49 of Title 62 of the  
22 Oklahoma Statutes, unless there is created a duplication in  
23 numbering.

24

1       62 O.S. 2001, Section 41.13, as amended by Section 30 of this  
2 act, shall be recodified as Section 34.50 of Title 62 of the  
3 Oklahoma Statutes, unless there is created a duplication in  
4 numbering.

5       62 O.S. 2001, Section 41.10, as amended by Section 31 of this  
6 act, shall be recodified as Section 34.51 of Title 62 of the  
7 Oklahoma Statutes, unless there is created a duplication in  
8 numbering.

9       62 O.S. 2001, Section 41.46, as amended by Section 32 of this  
10 act, shall be recodified as Section 34.52 of Title 62 of the  
11 Oklahoma Statutes, unless there is created a duplication in  
12 numbering.

13       62 O.S. 2001, Section 41.14, as amended by Section 33 of this  
14 act, shall be recodified as Section 34.53 of Title 62 of the  
15 Oklahoma Statutes, unless there is created a duplication in  
16 numbering.

17       62 O.S. 2001, Section 10.1, as amended by Section 34 of this  
18 act, shall be recodified as Section 34.54 of Title 62 of the  
19 Oklahoma Statutes, unless there is created a duplication in  
20 numbering.

21       62 O.S. 2001, Section 10.3, as amended by Section 35 of this  
22 act, shall be recodified as Section 34.55 of Title 62 of the  
23 Oklahoma Statutes, unless there is created a duplication in  
24 numbering.

1       62 O.S. 2001, Section 7.2, as last amended by Section 36 of this  
2 act, shall be recodified as Section 34.56 of Title 62 of the  
3 Oklahoma Statutes, unless there is created a duplication in  
4 numbering.

5       62 O.S. 2001, Section 7.1, as amended by Section 1, Chapter 123,  
6 O.S.L. 2008 (62 O.S. Supp. 2008, Section 7.1), shall be recodified  
7 as Section 34.57 of Title 62 of the Oklahoma Statutes, unless there  
8 is created a duplication in numbering.

9       62 O.S. 2001, Section 7.3, as amended by Section 37 of this act,  
10 shall be recodified as Section 34.58 of Title 62 of the Oklahoma  
11 Statutes, unless there is created a duplication in numbering.

12       62 O.S. 2001, Section 7.4, shall be recodified as Section 34.59  
13 of Title 62 of the Oklahoma Statutes, unless there is created a  
14 duplication in numbering.

15       62 O.S. 2001, Section 7.5a, shall be recodified as Section 34.60  
16 of Title 62 of the Oklahoma Statutes, unless there is created a  
17 duplication in numbering.

18       62 O.S. 2001, Section 41.13a, as amended by Section 38 of this  
19 act, shall be recodified as Section 34.61 of Title 62 of the  
20 Oklahoma Statutes, unless there is created a duplication in  
21 numbering.

22       62 O.S. 2001, Section 41.16, as amended by Section 39 of this  
23 act, shall be recodified as Section 34.62 of Title 62 of the  
24

1 Oklahoma Statutes, unless there is created a duplication in  
2 numbering.

3 62 O.S. 2001, Section 41.18, as amended by Section 40 of this  
4 act, shall be recodified as Section 34.63 of Title 62 of the  
5 Oklahoma Statutes, unless there is created a duplication in  
6 numbering.

7 62 O.S. 2001, Section 41.21, as last amended by Section 41 of  
8 this act, shall be recodified as Section 34.64 of Title 62 of the  
9 Oklahoma Statutes, unless there is created a duplication in  
10 numbering.

11 74 O.S. 2001, Section 86.1, as amended by Section 42 of this  
12 act, shall be recodified as Section 34.65 of Title 62 of the  
13 Oklahoma Statutes, unless there is created a duplication in  
14 numbering.

15 62 O.S. 2001, Section 41.17, as amended by Section 44 of this  
16 act, shall be recodified as Section 34.67 of Title 62 of the  
17 Oklahoma Statutes, unless there is created a duplication in  
18 numbering.

19 62 O.S. 2001, Section 41.26, as amended by Section 45 of this  
20 act, shall be recodified as Section 34.68 of Title 62 of the  
21 Oklahoma Statutes, unless there is created a duplication in  
22 numbering.

23

24

1       62 O.S. 2001, Section 7.6, as amended by Section 46 of this act,  
2 shall be recodified as Section 34.69 of Title 62 of the Oklahoma  
3 Statutes, unless there is created a duplication in numbering.

4       62 O.S. 2001, Section 7.10, as last amended by Section 47 of  
5 this act, shall be recodified as Section 34.70 of Title 62 of the  
6 Oklahoma Statutes, unless there is created a duplication in  
7 numbering.

8       62 O.S. 2001, Section 41.4a, as amended by Section 48 of this  
9 act, shall be recodified as Section 34.71 of Title 62 of the  
10 Oklahoma Statutes, unless there is created a duplication in  
11 numbering.

12       62 O.S. 2001, Section 41.4b, as amended by Section 49 of this  
13 act, shall be recodified as Section 34.72 of Title 62 of the  
14 Oklahoma Statutes, unless there is created a duplication in  
15 numbering.

16       62 O.S. 2001, Section 41.4c, as amended by Section 50 of this  
17 act, shall be recodified as Section 34.73 of Title 62 of the  
18 Oklahoma Statutes, unless there is created a duplication in  
19 numbering.

20       62 O.S. 2001, Section 41.4d, as amended by Section 51 of this  
21 act, shall be recodified as Section 34.74 of Title 62 of the  
22 Oklahoma Statutes, unless there is created a duplication in  
23 numbering.

24

1 62 O.S. 2001, Section 41.16a, as amended by Section 53 of this  
2 act, shall be recodified as Section 34.76 of Title 62 of the  
3 Oklahoma Statutes, unless there is created a duplication in  
4 numbering.

5 62 O.S. 2001, Section 41.19, as amended by Section 57 of this  
6 act, shall be recodified as Section 34.80 of Title 62 of the  
7 Oklahoma Statutes, unless there is created a duplication in  
8 numbering.

9 74 O.S. 2001, Section 34, as amended by Section 58 of this act,  
10 shall be recodified as Section 34.81 of Title 62 of the Oklahoma  
11 Statutes, unless there is created a duplication in numbering.

12 62 O.S. 2001, Section 41.27, as amended by Section 61 of this  
13 act, shall be recodified as Section 34.84 of Title 62 of the  
14 Oklahoma Statutes, unless there is created a duplication in  
15 numbering.

16 62 O.S. 2001, Section 41.28, shall be recodified as Section  
17 34.85 of Title 62 of the Oklahoma Statutes, unless there is created  
18 a duplication in numbering.

19 Section 1, Chapter 132, O.S.L. 2003 (62 O.S. Supp. 2008, Section  
20 9.11), shall be recodified as Section 34.86 of Title 62 of the  
21 Oklahoma Statutes, unless there is created a duplication in  
22 numbering.

23 Section 4, Chapter 355, O.S.L. 2007 (62 O.S. Supp. 2008, Section  
24 10.4), shall be recodified as Section 34.87 of Title 62 of the

1 Oklahoma Statutes, unless there is created a duplication in  
2 numbering.

3 62 O.S. 2001, Section 41.29a, shall be recodified as Section  
4 34.88 of Title 62 of the Oklahoma Statutes, unless there is created  
5 a duplication in numbering.

6 62 O.S. 2001, Section 41.29b, as last amended by Section 16,  
7 Chapter 322, O.S.L. 2004 (62 O.S. Supp. 2008, Section 41.29b), shall  
8 be recodified as Section 34.89 of Title 62 of the Oklahoma Statutes,  
9 unless there is created a duplication in numbering.

10 62 O.S. 2001, Section 41.29c, shall be recodified as Section  
11 34.90 of Title 62 of the Oklahoma Statutes, unless there is created  
12 a duplication in numbering.

13 62 O.S. 2001, Section 41.29d, shall be recodified as Section  
14 34.91 of Title 62 of the Oklahoma Statutes, unless there is created  
15 a duplication in numbering.

16 62 O.S. 2001, Section 41.29e, as last amended by Section 62 of  
17 this act, shall be recodified as Section 34.92 of Title 62 of the  
18 Oklahoma Statutes, unless there is created a duplication in  
19 numbering.

20 62 O.S. 2001, Section 41.29f, shall be recodified as Section  
21 34.93 of Title 62 of the Oklahoma Statutes, unless there is created  
22 a duplication in numbering.

23 Section 6, Chapter 301, O.S.L. 2002 (62 O.S. Supp. 2008, Section  
24 41.29g), shall be recodified as Section 34.94 of Title 62 of the

1 Oklahoma Statutes, unless there is created a duplication in  
2 numbering.

3 Section 2, Chapter 301, O.S.L. 2003 (62 O.S. Supp. 2008, Section  
4 41.29-1), shall be recodified as Section 34.95 of Title 62 of the  
5 Oklahoma Statutes, unless there is created a duplication in  
6 numbering.

7 62 O.S. 2001, Section 41.47, as amended by Section 3, Chapter  
8 301, O.S.L. 2003 (62 O.S. Supp. 2008, Section 41.47), shall be  
9 recodified as Section 34.96 of Title 62 of the Oklahoma Statutes,  
10 unless there is created a duplication in numbering.

11 62 O.S. 2001, Section 41.24, shall be recodified as Section  
12 212.4 of Title 74 of the Oklahoma Statutes, unless there is created  
13 a duplication in numbering.

14 SECTION 65. This act shall become effective July 1, 2009.

15 SECTION 66. It being immediately necessary for the preservation  
16 of the public peace, health and safety, an emergency is hereby  
17 declared to exist, by reason whereof this act shall take effect and  
18 be in full force from and after its passage and approval.

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1 Passed the House of Representatives the 10th day of March, 2009.

2  
3  
4 Presiding Officer of the House of  
Representatives

5  
6 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2009.

7  
8  
9 Presiding Officer of the Senate