

THE HOUSE OF REPRESENTATIVES
Wednesday, February 25, 2009

Committee Substitute for
House Bill No. 2176

COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 2176 - By: NELSON AND HICKMAN of the House and ALDRIDGE of the Senate.

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

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

1 SECTION 1. AMENDATORY 62 O.S. 2001, Section 45.1, as amended by
2 Section 4, Chapter 301, O.S.L. 2003 (62 O.S. Supp. 2008, Section 45.1), is amended to
3 read as follows:
4 Section 45.1 Sections 45.1 through 45.10 of this title shall be known and may be
5 cited as the "Oklahoma Program Performance Budgeting and Accountability Act". All
6 state agencies are to prepare and submit their budgetary systems in a program format.
7 In addition, all state agencies are to collect and identify data to measure performance of
8 their programs. If any nonappropriated state agency fails to file a report under the
9 Oklahoma Program Performance Budgeting and Accountability Act, the agency shall be
10 subject to a penalty of one percent (1%) for the first violation, two percent (2%) for the
11 second violation, and five percent (5%) for any other violations, of the agency's fee

1 revenue which shall be apportioned to the General Revenue Fund of the State Treasury,
2 or the cost of an auditor to prepare and file a report on behalf of the agency which shall
3 be paid to the Legislative Service Bureau, whichever is greater. The agency shall submit
4 its computations to the Office of State Finance, and the Office of State Finance shall take
5 such steps to cause the revenue of the affected agency to be reduced accordingly. The
6 Office of State Finance shall prepare a list of nonappropriated state agencies that violate
7 this section to be published annually on the website of the Office of State Finance.

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

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

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

16 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET,
17 dated 02-24-09 - DO PASS, As Amended and Coauthored.

UNDERLINED language denotes Amendments to present Statutes.
BOLD FACE CAPITALIZED language denotes Committee Amendments.
~~Strike thru~~ language denotes deletion from present Statutes.