

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 HOUSE BILL 2675

By: Faught

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6 AS INTRODUCED

7 An Act relating to public finance; prohibiting state
8 governmental entities from awarding or executing
9 contracts in excess of specified dollar amount after
10 declaration of revenue shortfall; prescribing
11 procedures; requiring review of certain contracts by
Department of Central Services; requiring
certification to Office of State Finance; providing
for codification; providing an effective date; and
declaring an emergency.

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 90.15 of Title 74, unless there
17 is created a duplication in numbering, reads as follows:

18 A. If the Director of the Office of State Finance declares a
19 revenue shortfall pursuant to the Oklahoma State Finance Act, no
20 agency, board, commission or other state government entity subject
21 to the provisions of the Oklahoma State Finance Act shall award or
22 execute any contract requiring an expenditure in excess of One
23 Hundred Thousand Dollars (\$100,000.00) unless the chief
24 administrative officer of the entity certifies, upon a form to be

1 prescribed for such purpose by the Department of Central Services,
2 that the contract is necessary for continued operation of the
3 governmental functions of the entity and that the agency could not
4 perform the function without the performance required pursuant to
5 the terms of the contract. The Director of the Department of
6 Central Services shall be required to transmit a certification
7 regarding the determination required by this subsection to the
8 Office of State Finance.

9 B. If the Director of the Office of State Finance declares a
10 revenue shortfall pursuant to the provisions of the Oklahoma State
11 Finance Act, all agencies, boards, commissions or other state
12 government entities subject to the Oklahoma State Finance Act shall
13 be required to submit contracts executed prior to such declaration
14 that require an expenditure in excess of One Hundred Thousand
15 Dollars (\$100,000.00), and for which full payment has not yet been
16 made to the applicable vendor as of the date of the revenue
17 shortfall declaration, to the Director of the Department of Central
18 Services for a determination that the contract is necessary for
19 continued operation of the governmental functions of the entity and
20 that the agency could not perform the function without the
21 performance required pursuant to the terms of the contract. The
22 Director of the Department of Central Services shall be required to
23 transmit a certification regarding the determination required by
24 this subsection to the Office of State Finance.

1 SECTION 2. This act shall become effective July 1, 2010.

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

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