

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 COMMITTEE SUBSTITUTE

4 FOR

HOUSE BILL NO. 1323

By: Kern and Brumbaugh

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7 COMMITTEE SUBSTITUTE

8 An Act relating to state government; providing for  
9 audit of books and records of certain nonprofit  
10 entities; requiring contracts to contain audit  
11 clause; requiring disclosure related to nonprofit  
12 entities; requiring information to be accessible  
through website; imposing requirement for search  
access; providing for codification; providing an  
effective date; and declaring an emergency.

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

16 SECTION 1. NEW LAW A new section of law to be codified  
17 in the Oklahoma Statutes as Section 212.5 of Title 74, unless there  
18 is created a duplication in numbering, reads as follows:

19 Any state agency providing a grant or contracting with any  
20 entity organized as a nonprofit corporation shall require the  
21 contract to contain an audit clause which acknowledges that the  
22 State Auditor and Inspector has the authority and power to audit the  
23 financial records, books, accounts or other documents of said entity

1 as may be required at the discretion of the State Auditor and  
2 Inspector.

3 SECTION 2. NEW LAW A new section of law to be codified  
4 in the Oklahoma Statutes as Section 34.37.1 of Title 62, unless  
5 there is created a duplication in numbering, reads as follows:

6 A. Each agency shall submit to the Office of Enterprise and  
7 Management Services as part of the budget work program a complete  
8 and detailed itemization of all appropriated funds that will be or  
9 may be passed through to a nonprofit entity during the fiscal year.  
10 The information shall specifically identify the nonprofit entity  
11 using the name contained in the instrument by which the nonprofit  
12 entity was organized, the federal employer identification number of  
13 the nonprofit entity and such other information as the Office of  
14 Enterprise and Management Services may require.

15 B. Each agency shall also make the disclosures required  
16 pursuant to subsection A of this section on a publicly accessible  
17 website maintained by or on behalf of the agency and shall allow for  
18 the information to be searched by contract or other pass-through  
19 amount, nonprofit entity name, federal employer identification  
20 number and such other search terms or parameters as required by the  
21 Office of Enterprise and Management Services.

22 SECTION 3. This act shall become effective July 1, 2013.

23 SECTION 4. It being immediately necessary for the preservation  
24 of the public peace, health and safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and  
2 be in full force from and after its passage and approval.

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