

# An Act

ENROLLED SENATE  
BILL NO. 596

By: Holt of the Senate

and

Murphey and Turner of the  
House

An Act relating to state government; amending 62 O.S. 2011, Section 45.8, which relates to requiring evaluation of certain report in certain performance audits; requiring annual report to certain legislative committees and state agency by certain date; stating required information; defining terms; requiring posting of certain reports on certain agency website; requiring notice of posting; providing for codification; and providing an effective date.

SUBJECT: State agency performance records

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

SECTION 1. AMENDATORY 62 O.S. 2011, Section 45.8, is amended to read as follows:

Section 45.8. A. The State Auditor and Inspector when in the conduct of a performance audit of a state agency shall consider in the evaluation of an agency the extent to which the agency conforms to the agency's strategic plan and management and performance report.

B. The Joint Committee on Accountability in Government pursuant to its procedures may conduct a performance investigation of a state

agency to consider to what extent an agency has improved performance.

C. The activities of the Joint Committee shall not preclude other oversight activities by other legislative entities.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 45.11 of Title 62, unless there is created a duplication in numbering, reads as follows:

A. No later than October 1 of each year, each state agency shall submit a program management and performance report to the Chair and Vice Chair of the House Appropriations and Budget Committee, the Chair and Vice Chair of the Senate Appropriations Committee, the Chair and Vice Chair of the Senate Finance Committee, and the Director of the Office of Management and Enterprise Services. The report shall contain, at a minimum, detailed data for each agency program relating to each of the evaluation factors set out in Section 45.9 of Title 62 of the Oklahoma Statutes. It shall also list:

1. Specific cost avoidance and cost containment measures implemented during the previous fiscal year;

2. The agency's methodology for:

- a. determining its fee structure,
- b. calculating fees, and
- c. measuring customer satisfaction;

3. Programs or operations not required for the agency's core function; and

4. Details showing the actual cost of any programs or operations listed under paragraph 3 of this subsection.

B. For purposes of this section:

1. "State agency" means a governmental agency as defined in Section 34.29 of Title 62 of the Oklahoma Statutes that receives an appropriation and is authorized to adopt a fee; and

2. "Program" means a service, contract, operation or procedure of an agency.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 63.5 of Title 74, unless there is created a duplication in numbering, reads as follows:

Upon receipt of reports required by Section 2 of this act, the Office of Management and Enterprise Services shall cause the reports to be posted on the documents.ok.gov website. The Office shall also send a notice of such posting to the Governor, the President Pro Tempore of the Senate and the Speaker of the House of Representatives.

SECTION 4. This act shall become effective November 1, 2013.

Passed the Senate the 30th day of April, 2013.

\_\_\_\_\_  
Presiding Officer of the Senate

Passed the House of Representatives the 17th day of April, 2013.

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_