

# An Act

ENROLLED SENATE  
BILL NO. 907

By: Treat and Ivester of the  
Senate

and

Osborn and Turner of the  
House

An Act relating to state government; creating the Joint Legislative Committee on Accountability; specifying powers and duties of Committee; requiring State Auditor and Inspector to conduct certain audit; defining term; creating a revolving fund; stating purpose; amending 74 O.S. 2011, Section 219A, which relates to continuing professional education for staff of the State Auditor and Inspector; providing for deposit of certain payments; amending 74 O.S. 2011, Section 227.9, as amended by Section 845, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2012, Section 227.9), which relates to the State Auditor and Inspector Revolving Fund; modifying funding sources; providing for codification; and providing an effective date.

SUBJECT: Executive entity performance

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 465.10 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. There is hereby created the Joint Legislative Committee on Accountability.

B. The Committee shall consist of the following:

1. An even number, to be mutually agreed upon with the President Pro Tempore of the Senate, of appointees which reflect the approximate partisan composition of the House of Representatives, and to be selected by the Speaker of the House of Representatives;

2. An odd number, to be mutually agreed upon with the Speaker of the House of Representatives, of appointees which reflect the approximate partisan composition of the Senate, and to be selected by the President Pro Tempore of the Senate; and

3. Such appointments shall include two members from the private sector, with current significant business experience in internal auditing and performance auditing. These members shall serve with no compensation.

C. The Joint Legislative Committee on Accountability shall undertake a review of executive branch entities and shall perform such duties as the Speaker of the House of Representatives and the President Pro Tempore of the Senate may direct.

D. The State Auditor and Inspector shall conduct or shall cause to be conducted a performance audit of any executive entity of state government upon the recommendation to perform such audit by the Joint Legislative Committee on Accountability subject to the availability of funds for such purpose. To the extent that sufficient funds are available, the State Auditor and Inspector may conduct a performance audit in conformance with Section 212 of Title 74 of the Oklahoma Statutes.

E. As used in this section, "performance audit" means an audit of a program, activity, or function of a state agency conducted in accordance with applicable Government Audit Standards. The term includes, but is not limited to, an audit to assess program, activity, or function effectiveness, economy and efficiency, internal control, or compliance.

F. There is hereby created in the State Treasury a revolving fund for the Office of the State Auditor and Inspector to be designated the "State Government Performance Accountability Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of monies appropriated or otherwise provided by the Legislature for the purpose of providing funds for the State Auditor and Inspector to conduct such audits as recommended by the Joint Legislative Committee on Accountability.

SECTION 2. AMENDATORY 74 O.S. 2011, Section 219A, is amended to read as follows:

Section 219A. The State Auditor and Inspector shall provide adequate continuing professional education for all staff members necessary to comply fully with federal requirements to ensure the acceptability of all audits performed under Section ~~2~~ 212 of this ~~act~~ title. Such training may take the form of courses presented by competent state and federal employees, the American Institute of Certified Public Accountants and other organizations recognized by the Office of Management and Budget as competent to provide such training. Employees of other state entities who can demonstrate they are mandated to participate in continuing professional education because of their assignment may be included in relevant training sessions if, within available resources, the State Auditor and Inspector is reimbursed for the costs of their participation. All payments received by the State Auditor and Inspector from providing continuing professional education shall be deposited to the State Auditor and Inspector Revolving Fund.

SECTION 3. AMENDATORY 74 O.S. 2011, Section 227.9, as amended by Section 845, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2012, Section 227.9), is amended to read as follows:

Section 227.9 There is hereby created in the State Treasury a revolving fund for the Office of the State Auditor and Inspector to be designated the "State Auditor and Inspector Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all money paid to and received by the State Auditor and Inspector from all sources including, but not limited to, state agencies, boards and commissions authorized by statute to pay the expense of audits and consulting services, money received for performance of audits and consulting services pursuant

to contract entered into under the authority ~~of Section 227.8 of this title~~ as provided by state law, funds received from state agencies, boards and commissions receiving federal grants of funds which require periodic audits under said grants or any federal regulations, all money received from counties, cities, towns and public trusts in payment of audit expense, funds appropriated to state agencies, boards and commissions for payment of audit expense, and fees collected pursuant to Section 212A of this title and any other monies received by the State Auditor and Inspector. All monies accruing to the credit of ~~said~~ the fund are hereby appropriated and may be budgeted and expended by the Office of the State Auditor and Inspector for expenses necessary for the performance of duties imposed upon the Office of the State Auditor and Inspector by law. Expenditures from ~~said~~ the fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of the Office of Management and Enterprise Services for approval and payment. The State Auditor and Inspector shall at the close of each fiscal year pay into the General Revenue Fund of the state any unencumbered balance remaining in ~~said~~ the revolving fund in excess of Eight Hundred Fifty Thousand Dollars (\$850,000.00).

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

Passed the Senate the 6th day of May, 2013.

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Presiding Officer of the Senate

Passed the House of Representatives the 23rd day of April, 2013.

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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: \_\_\_\_\_