

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB2080
Page _____ Section _____ Lines _____
Of the printed Bill
Of the Engrossed Bill

By restoring the title.

and

Page 1, Section 2, Line 20:

By deleting Section 2 in its entirety and inserting the following:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Ken Walker

Reading Clerk

1 "SECTION 2. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 3121 of Title 74, unless there
3 is created a duplication in numbering, reads as follows:

4 A. For purposes of the Memorandum of Understanding Act, "state
5 agency" means any office, bureau, board, counsel, commission,
6 institution, division or body of the executive branch but shall not
7 include any nonappropriated state agency as defined pursuant to
8 Section 35.3 of Title 62 of the Oklahoma Statutes, the Oklahoma
9 State Regents for Higher Education, the institutions of The Oklahoma
10 State System of Higher Education, the State Board of Career and
11 Technology Education, the Oklahoma Department of Career and
12 Technology Education, technology center school districts and school
13 districts as defined by Section 1-108 of Title 70 of the Oklahoma
14 Statutes.

15 B. When any state agency enters into a Memorandum of
16 Understanding or Memorandum of Agreement, and when the state
17 Legislature is in session, the state agency shall provide the chair
18 of the appropriate legislative committee, based on the subject
19 matter or agency executing the document, with a copy of the
20 Memorandum of Understanding or Memorandum of Agreement. The state
21 agency shall publish the final agreement documents on the
22 *documents.ok.gov* website within thirty (30) days of executing the
23 document.

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1 C. The state agency shall publish an annual report on its
2 website and the *documents.ok.gov* website, no later than September 15
3 of each year, of all Memorandums of Understanding or Memorandums of
4 Agreement currently active with any agencies, departments and any
5 organizations receiving appropriated money, grants, contracts from
6 the State of Oklahoma, or any other state, or funds from the
7 government of the United States. The annual report shall contain a
8 detailed accounting of each Memorandum of Understanding or
9 Memorandum of Agreement which shall include:

10 1. The effective date of the Memorandum of Understanding or
11 Memorandum of Agreement;

12 2. The duration of the Memorandum of Understanding or
13 Memorandum of Agreement;

14 3. The entities subject to the Memorandum of Understanding or
15 Memorandum of Agreement;

16 4. The purpose of the Memorandum of Understanding or Memorandum
17 of Agreement; and

18 5. The Constitutional provisions allowing for the subject
19 addressed in the Memorandum of Understanding or Memorandum of
20 Agreement.

21 D. Provided, the state agency shall not publish any such report
22 on a Memorandum of Understanding or Memorandum of Agreement that is
23 privileged under law pursuant to the Oklahoma Open Records Act.
24 However, the report shall still indicate what entities are subject

1 to the Memorandum of Understanding or Memorandum of Agreement and
2 its duration.

3 E. Memorandums of Understanding or Memorandums of Agreement
4 solely between departments or agencies of this state shall cite
5 authority granted in the Constitution of the State of Oklahoma for
6 the subject addressed in the Memorandum of Understanding or
7 Memorandum of Agreement. Memorandums of Understanding or
8 Memorandums of Agreement between any agencies, departments and any
9 organizations receiving appropriated money, grants, contracts from
10 the State of Oklahoma, or any other state, or funds from the
11 government of the United States shall cite the authority granted in
12 the Constitution of the United States as well as the Constitution of
13 the State of Oklahoma for the subject addressed in the Memorandum of
14 Understanding or Memorandum of Agreement."

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