

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 54th Legislature (2013)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 1323

By: Kern and Brumbaugh of the  
House

and

Anderdson of the Senate

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11                                   COMMITTEE SUBSTITUTE

12                   An Act relating to state government; providing for  
13                   audit of books and records of certain nonprofit  
14                   entities; requiring contracts to contain audit  
15                   clause; requiring disclosure related to nonprofit  
16                   entities; requiring information to be accessible  
17                   through website; imposing requirement for search  
18                   access; providing for codification; providing an  
19                   effective date; and declaring an emergency.

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

21                   SECTION 1.           NEW LAW           A new section of law to be codified  
22                   in the Oklahoma Statutes as Section 212.5 of Title 74, unless there  
23                   is created a duplication in numbering, reads as follows:  
24

UNDERLINED language denotes Amendments to present Statutes.  
**BOLD FACE CAPITALIZED** language denotes Committee Amendments.  
~~Strike thru~~ language denotes deletion from present Statutes.

1 Any state agency providing a grant or contracting with any  
2 entity organized as a nonprofit corporation shall require the  
3 contract to contain an audit clause which acknowledges that the  
4 State Auditor and Inspector has the authority and power to audit the  
5 financial records, books, accounts or other documents of said entity  
6 as may be required at the discretion of the State Auditor and  
7 Inspector.

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

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

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

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

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

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10 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT, dated  
11 02/14/2013 - DO PASS, As Amended and Coauthored.

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