

STATE OF OKLAHOMA

2nd Session of the 54th Legislature (2014)

COMMITTEE SUBSTITUTE

FOR

HOUSE BILL NO. 2908

By: Brumbaugh

COMMITTEE SUBSTITUTE

An Act relating to public finance; amending 62 O.S. 2011, Section 34.36, as last amended by Section 2, Chapter 237, O.S.L. 2013 (62 O.S. Supp. 2013, Section 34.36), which relates to estimate of needs; modifying provisions related to shared services; requiring report; modifying duties imposed upon Office of Management and Enterprise Services; defining term; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 62 O.S. 2011, Section 34.36, as last amended by Section 2, Chapter 237, O.S.L. 2013 (62 O.S. Supp. 2013, Section 34.36), is amended to read as follows:

Section 34.36 A. On the first day of October preceding each regular session of the Legislature, each state agency, including those created or established pursuant to constitutional provisions, shall report to the Director of the Office of Management and Enterprise Services and the Chair and Vice Chair of the Legislative

1 Oversight Committee on State Budget Performance an itemized request
2 showing the amount needed for the ensuing fiscal year beginning with
3 the first day of July.

4 B. The forms which must be used in making these reports shall
5 be approved by the Director of the Office of Management and
6 Enterprise Services and the Legislative Oversight Committee on State
7 Budget Performance.

8 C. The forms shall be uniform, and shall clearly designate the
9 information to be given.

10 D. The information provided shall include, but not be limited
11 to:

12 1. A budget analysis of existing and proposed programs
13 utilizing zero-based budgeting techniques. Such analysis shall be
14 included as a part of the estimate of funds needed;

15 2. A statement listing any other state, federal or local
16 agencies which administer a similar or cooperating program and an
17 outline of the interaction among such agencies;

18 3. A statement of the statutory authority for the missions and
19 quantified objectives of each program;

20 4. A description of the groups of people served by each program
21 in the agency;

22 5. A quantification of the need for the program;

23 6. A description of the tactics which are intended to
24 accomplish each objective;

1 7. A list of quantifiable program outcomes which measure the
2 efficiency and effectiveness of each program;

3 8. A ranking of these programs by priority;

4 9. Actual program expenditures for the current fiscal year and
5 prior fiscal years and the number of personnel required to
6 accomplish each program;

7 10. Revenues expected to be generated by each program, if any;

8 11. With respect to appropriated state agencies, a detailed
9 listing of all employees and resources dedicated to the provision of
10 financial services including but not limited to procurement,
11 payroll, accounts receivable and accounts payable. The provisions
12 of this paragraph shall not be applicable to the Oklahoma State
13 Regents for Higher Education or to any institutions within The
14 Oklahoma State System of Higher Education; and

15 12. A certification that following the effective date of this
16 act and prior to July 1, 2011, no expenditure shall have been made
17 or funds encumbered for the purchase, lease, lease-purchase or
18 rental of any computers, software, telecom, information technology
19 hardware, firmware or information technology services, including
20 support services without the prior written approval of the State
21 Comptroller or his or her designee.

22 E. These appropriated agencies shall make an itemized estimate
23 of needs and request for funds for the ensuing fiscal year and an
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1 estimate of the revenues from all sources to be received by the
2 agency during the ensuing fiscal year.

3 F. The Director of the Office of Management and Enterprise
4 Services shall submit to the Governor and the Legislative Oversight
5 Committee on State Budget Performance no later than the fifth day of
6 October a complete list of all spending agencies which have failed
7 to submit budgets by October 1.

8 G. The reports required by this section shall include an
9 itemized listing of outstanding capital lease debt and estimated
10 capital lease needs for the ensuing fiscal year, and shall be
11 provided on forms prescribed by the Director of the Office of
12 Management and Enterprise Services.

13 H. For the purposes of this section, "capital lease" means a
14 lease-purchase agreement which provides an option for the State of
15 Oklahoma or its agencies to purchase property, including personal
16 and real property, which is the subject thereof and/or a lease
17 agreement that provides an option for the State of Oklahoma or its
18 agencies to lease such property, which is the subject thereof, at a
19 nominal annual amount, after a period in which leased property is
20 rented at fair market value.

21 I. The provisions of this section shall not apply to CompSource
22 Oklahoma if CompSource Oklahoma is operating pursuant to a pilot
23 program authorized by Sections 3316 and 3317 of Title 74 of the
24 Oklahoma Statutes.

1 J. Not later than January 1, the Director of the Office of
2 Management and Enterprise Services shall publish a ~~financial~~ shared
3 services cost-performance assessment ~~which shall document the cost~~
4 ~~for~~ report documenting the amount of each state agency's financial
5 cost for providing shared services ~~including but not limited to~~
6 ~~procurement, payroll, accounts receivable and accounts payable.~~ The
7 ~~Office of Management and Enterprise Services shall evaluate the ten~~
8 ~~agencies with the lowest rankings.~~ The lowest ranking state
9 agencies shall enter into a contract with the Office of Management
10 and Enterprise Services for the provision of shared financial
11 services, provided that the Director of the Office of Management and
12 Enterprise Services determines that implementation of such a
13 contract would be feasible and documents that the contractual
14 agreement will result in cost savings or efficiencies to the state.
15 Contracts required by this subsection shall be entered into at the
16 start of the next fiscal year. When a state agency is contracted
17 with the Office of Management and Enterprise Services for the
18 provision of shared financial services, the agency may discontinue
19 using shared services when documentation showing that the agency can
20 provide the services at a lower cost to the state is provided to and
21 approved by the Director of the Office of Management and Enterprise
22 Services. As used in this subsection, "shared services" means
23 process, resource utilization or action as defined by administrative
24 rule. On a yearly basis the Director of the Office of Management

1 and Enterprise Services shall compile and publish a report
2 documenting the cost savings resulting from shared services
3 contracts. The provisions of this subsection shall not be
4 applicable to the Oklahoma State Regents for Higher Education or to
5 any institutions within The Oklahoma State System of Higher
6 Education.

7 SECTION 2. This act shall become effective July 1, 2014.

8 SECTION 3. It being immediately necessary for the preservation
9 of the public peace, health and safety, an emergency is hereby
10 declared to exist, by reason whereof this act shall take effect and
11 be in full force from and after its passage and approval.

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