

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 55th Legislature (2016)

4 HOUSE
5 RESOLUTION 1046

By: Brown

6
7 AS INTRODUCED

8 A Resolution relating to the Secretary of Finance,
9 Administration, and Information Technology; creating
10 a Resolution of No Confidence; and directing
11 distribution.

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13 WHEREAS, the position of the Secretary of Finance,
14 Administration, and Information Technology has been created,
15 reaffirmed, and authorized by Governor Mary Fallin pursuant to
16 Executive Order 2015-07; and

17 WHEREAS, Executive Order 2015-07 charges the Secretary of
18 Finance, Administration, and Information Technology with oversight
19 of the Abstractors Board, Accountancy Board, Alternative Fuels
20 Technician Examiners and Board, the State Auditor and Inspector, the
21 State Banking Board and the State Banking Department, Bipartisan
22 Legislative Apportionment Commission, the State Bond Advisor, the
23 Council of Bond Oversight, the Building Bonds Commission, the
24 Capital Investment Board, the Capitol-Medical Center Improvement and

1 Zoning Commission, the State Capitol Preservation Commission, Cash
2 Management Oversight Committee, Compensation and Unclassified
3 Positions Review Board, Construction Industries Board, Consumer
4 Credit Commission and Department of Consumer Credit, Contingency
5 Review Board, Development Finance Authority, Electronic and
6 Information Technology Accessibility Advisory Council, the State
7 Employee Assistance Program and Advisory Council, Employee Insurance
8 and Benefits Board, the State Board of Equalization, the
9 Firefighters Pension and Retirement System and Board, Committee of
10 Home Inspector Examiners, the Incentive Approval Committee, the
11 Committee for Incentive Awards for State Employees, the Insurance
12 Commissioner and State Insurance Department, the Oklahoma Commission
13 on Interstate Cooperation, the Commissioners of the Land Office, Law
14 Enforcement Retirement System and Board, Board of Legislative
15 Compensation, Life and Health Insurance Guaranty Association and
16 Board of Directors, Long-Range Capital Planning Commission, the
17 Lottery Commission and Board of Trustees, the Office of Management
18 and Enterprise Services, the Manufactured Home Advisory Committee,
19 Market Assistance Association and Board of Directors, Merit
20 Protection Commission, Motor Vehicle Commission, Oversight Committee
21 for State Employee Charitable Contributions, the State Pension
22 Commission, Police Pension and Retirement System and Board, Program
23 Development and Credit Review Committee, Public Employees Relations
24 Board, Public Employees Retirement System and Board, Securities

1 Commission and Department of Securities, the State Credit Union
2 Board, State Governmental Technology Applications Review Board, the
3 Oklahoma Tax Commission, Teachers' Retirement System Board of
4 Trustees and the Teachers' Retirement System, the State Treasurer,
5 and the Used Motor Vehicle and Parts Commission, along with other
6 duties including but not limited to those outlined in Section 840-
7 1.6A of Title 74 of the Oklahoma Statutes; and

8 WHEREAS, pursuant to Section 2 of Title 74 of the Oklahoma
9 Statutes, the Governor has the sole power to remove any officers
10 whom she appoints due to incompetency, neglect of duty, or
11 malfeasance in office; and

12 WHEREAS, the current appointed Secretary of Finance,
13 Administration, and Information Technology, Preston Doerflinger, has
14 on multiple occasions used his position to engage in overtly
15 political actions, broadcasts, and writings; has acted in his
16 official capacity in a manner that presents a clear conflict of
17 interest through continued political engagement; and has committed
18 acts of moral turpitude, adversely affecting the performance of his
19 official duties.

20 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES
21 OF THE 2ND SESSION OF THE 55TH OKLAHOMA LEGISLATURE:

22 THAT the Legislature of the State of Oklahoma does hereby issue
23 to Governor Mary Fallin a Resolution of No Confidence in Preston
24 Doerflinger's ability to carry out his official duties as Oklahoma

1 State Secretary of Finance, Administration, and Information
2 Technology.

3 THAT Governor Mary Fallin immediately suspend, without pay and
4 benefits, Preston Doerflinger and solicit applications for a
5 professionally qualified replacement.

6 THAT in the event a suitable replacement cannot be located in a
7 timely manner, the President Pro Tempore of the Oklahoma State
8 Senate with the Speaker of the Oklahoma House of Representatives
9 shall each provide a list of suitable candidates from which the
10 Governor shall choose a replacement.

11 THAT a copy of this resolution be distributed to the Secretary
12 of Finance, Administration, and Information Technology and the
13 Office of Management and Enterprise Services.

14
15 DIRECT TO CALENDAR.

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