

1 ENGROSSED SENATE
2 BILL NO. 1471

By: Quinn of the Senate

3 and

4 O'Donnell of the House

5
6 An Act relating to the Oklahoma Employment Security
7 Commission; requiring performance audit of the
8 Oklahoma Employment Security Commission; setting
9 minimal interval for audit; authorizing incremental
10 audits for certain purpose; directing payment of
11 audit from certain fund; making audit payment subject
12 to funds available; providing for audit report;
13 directing report distribution to certain persons by
14 certain date; requiring certain compliance; amending
15 40 O.S. 2011, Section 4-901, as amended by Section
16 133, Chapter 304, O.S.L. 2012 (40 O.S. Supp. 2019,
17 Section 4-901), which relates to Oklahoma Employment
18 Security Commission Revolving Fund; modifying
19 language; and providing an effective date.

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 4-902 of Title 40, unless there
23 is created a duplication in numbering, reads as follows:

24 A. The Oklahoma Employment Security Commission shall be
required to have a performance audit conducted by the State Auditor
and Inspector not less than once every five (5) years to ensure the
proper and efficient operation of the agency; provided, however, the
Executive Director of the Oklahoma Employment Security Commission is
authorized to divide the required performance audit into annual

1 incremental audits of programs, departments or divisions of the
2 agency to expedite and complete a five-year audit plan.

3 B. The cost of each audit required in subsection A of this
4 section shall be paid with funds from the Oklahoma Employment
5 Security Commission Revolving Fund, subject to availability.

6 C. The State Auditor and Inspector shall provide a report of
7 each audit to the Governor, President Pro Tempore of the Senate and
8 the Speaker of the House of Representatives by January 1 after the
9 audit is completed. Each audit and report shall comply with 20
10 C.F.R. Section 603.

11 SECTION 2. AMENDATORY 40 O.S. 2011, Section 4-901, as
12 amended by Section 133, Chapter 304, O.S.L. 2012 (40 O.S. Supp.
13 2019, Section 4-901), is amended to read as follows:

14 Section 4-901. There is hereby created in the State Treasury a
15 revolving fund for the Oklahoma Employment Security Commission, to
16 be designated the "Oklahoma Employment Security Commission Revolving
17 Fund". The revolving fund shall consist of all penalties and
18 interest received by the Oklahoma Employment Security Commission.
19 ~~Said~~ The revolving fund shall be a continuing fund, not subject to
20 fiscal year limitations and shall not be subject to legislative
21 appropriation. Expenditures from ~~said~~ the revolving fund shall be
22 made pursuant to the laws of this state and the statutes relating to
23 the Oklahoma Employment Security Commission and shall be for
24 administration expenses of the Oklahoma Employment Security

1 Commission, performance audit expenses and for any other purpose
2 which the Legislature directs. Warrants for expenditures from ~~said~~
3 the fund shall be drawn by the State Treasurer, based on claims
4 signed by an authorized employee or employees of the Oklahoma
5 Employment Security Commission and approved for payment by the
6 Director of the Office of Management and Enterprise Services.

7 SECTION 3. This act shall become effective November 1, 2020.

8 Passed the Senate the 10th day of March, 2020.

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10 _____
11 Presiding Officer of the Senate

12 Passed the House of Representatives the ____ day of _____,
13 2020.

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16 Presiding Officer of the House
17 of Representatives
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