

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 58th Legislature (2021)

4 HOUSE BILL 2932

 By: McCall and O'Donnell

7 AS INTRODUCED

8 An Act relating to public finance; making legislative
9 findings related to federal funds allocated pursuant
10 to the Coronavirus Aid, Relief, and Economic Security
11 Act (CARES); prohibiting entities within the
12 executive branch of state government from using CARES
13 funds in certain manner; providing exception;
14 imposing prohibition with respect to federal funds
15 allocated on or after designated date; providing for
16 codification; providing for noncodification; and
17 declaring an emergency.

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

19 SECTION 1. NEW LAW A new section of law not to be
20 codified in the Oklahoma Statutes reads as follows:

21 The Legislature finds that federal funds made available to the
22 State of Oklahoma pursuant to the Coronavirus Aid, Relief, and
23 Economic Security Act, P.L. 116-136, did not allow for direct
24 participation by the Legislature, which is directly responsible for
 funding many of the agencies which received and utilized much of
 these relief funds. The Legislature further finds that the
 legislative advisory group formed in May 2020, while providing some

1 level of review for agency spending decisions, did not provide a
2 method to analyze whether the expenditures were in compliance with
3 the CARES Act requirements or a method to prevent such expenditures
4 from causing increases in executive agency budgets for the fiscal
5 year ending June 30, 2021, or fiscal years thereafter.

6 SECTION 2. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 34.501 of Title 62, unless there
8 is created a duplication in numbering, reads as follows:

9 A. Unless expressly authorized by the Legislature pursuant to
10 legislation enacted during or after the 1st Regular Session of the
11 58th Oklahoma Legislature, no agency, board, commission, department,
12 council, instrumentality or other entity organized within the
13 executive branch of state government shall utilize the federal funds
14 from the Coronavirus Aid, Relief, and Economic Security Act (CARES)
15 allocated to it, in a manner that will or that will be likely to
16 increase the demand for state-appropriated funds or any other state
17 funds, however allocated, apportioned, directed or otherwise
18 provided to any such entity, for the fiscal year ending June 30,
19 2021, or any fiscal year thereafter.

20 B. The provisions of subsection A of this section shall be
21 applicable to any federal funds allocated or otherwise made
22 available for expenditure by an act of Congress or pursuant to
23 federal administrative rules or directives of an agency of the
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1 federal government authorized by federal law on or after December 1,
2 2020.

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

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8 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 02/10/2021 - DO PASS.

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