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April 7, 2021

ENGROSSED HOUSE  
BILL NO. 2932

By: McCall, O'Donnell, Fugate,  
Rosecrants, Virgin,  
Crosswhite Hader and Hill  
of the House

and

Treat and Bullard of the  
Senate

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

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

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

The Legislature finds that federal funds made available to the State of Oklahoma pursuant to the Coronavirus Aid, Relief, and Economic Security Act (CARES), P.L. 116-136, did not allow for direct participation by the Legislature, which is directly responsible for funding many of the agencies which received and

1 utilized much of these relief funds. The Legislature further finds  
2 that the legislative advisory group formed in May 2020, while  
3 providing some level of review for agency spending decisions, did  
4 not provide a method to analyze whether the expenditures were in  
5 compliance with the CARES Act requirements or a method to prevent  
6 such expenditures from causing increases in executive agency budgets  
7 for the fiscal year ending June 30, 2021, or fiscal years  
8 thereafter.

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

12 A. Unless expressly authorized by the Legislature pursuant to  
13 legislation enacted during or after the 1st Regular Session of the  
14 58th Oklahoma Legislature, no agency, board, commission, department,  
15 council, instrumentality or other entity organized within the  
16 executive branch of state government shall utilize the federal funds  
17 from the Coronavirus Aid, Relief, and Economic Security Act (CARES)  
18 allocated to it, in a manner that will or that will be likely to  
19 increase the demand for state-appropriated funds or any other state  
20 funds, however allocated, apportioned, directed or otherwise  
21 provided to any such entity, for the fiscal year ending June 30,  
22 2021, or any fiscal year thereafter.

23 B. The provisions of subsection A of this section shall be  
24 applicable to any federal funds allocated or otherwise made

1 available for expenditure by an act of Congress or pursuant to  
2 federal administrative rules or directives of an agency of the  
3 federal government authorized by federal law on or after December 1,  
4 2020.

5 SECTION 3. It being immediately necessary for the preservation  
6 of the public peace, health or 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.

9 COMMITTEE REPORT BY: COMMITTEE ON RULES  
10 April 7, 2021 - DO PASS  
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