

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

HOUSE BILL 2932

By: McCall and O'Donnell

AS INTRODUCED

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, 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 utilized much of these relief funds. The Legislature further finds that the legislative advisory group formed in May 2020, while providing some level of review for agency spending decisions, did not provide a

1 method to analyze whether the expenditures were in compliance with
2 the CARES Act requirements or a method to prevent such expenditures
3 from causing increases in executive agency budgets for the fiscal
4 year ending June 30, 2021, or fiscal years thereafter.

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

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

19 B. The provisions of subsection A of this section shall be
20 applicable to any federal funds allocated or otherwise made
21 available for expenditure by an act of Congress or pursuant to
22 federal administrative rules or directives of an agency of the
23 federal government authorized by federal law on or after December 1,
24 2020.

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

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