

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

SENATE BILL 1356

By: Bullard

AS INTRODUCED

An Act relating to state government; amending 57 O.S. 2021, Section 510.8c, which relates to the Criminal Justice Pay for Success Revolving Fund; transferring certain fund to the Department of Corrections; amending 62 O.S. 2021, Section 34.36, as amended by Section 2, Chapter 199, O.S.L. 2025 (62 O.S. Supp. 2025, Section 34.36), which relates to estimate of funds; requiring the Office of Management and Enterprise Services to offer certain contract to state agencies; providing process for state agencies to decline certain contract; requiring publication of certain report; providing for state agencies to enter into certain contract in certain circumstance; amending 62 O.S. 2021, Section 34.301, as last amended by Section 1, Chapter 319, O.S.L. 2025 (62 O.S. Supp. 2025, Section 34.301), which relates to the Civil Service and Human Capital Modernization Act; transferring the Civil Service Division to the Department of Labor; removing provision for the Office of Management and Enterprise Services; requiring Commissioner of Labor to establish certain procedures; amending 62 O.S. 2021, Sections 9010.4 and 9010.5, which relate to the Pay for Success Act; removing option to use Pay for Success Innovation Fund for certain purpose; returning monies from the Pay for Success Innovation Fund to certain state agencies; requiring that no further monies be deposited in certain revolving fund; transferring the Office of Veterans Placement from the Human Capital Management Division of the Office of Management and Enterprise Services to the Oklahoma Department of Veterans Affairs; requiring the Office of Veterans Placement to offer certain services; authorizing promulgation of rules by certain Department; amending 74 O.S. 2021, Sections 78, as amended by Section 1,

Chapter 351, O.S.L. 2023, 78a, as amended by Section 8, Chapter 199, O.S.L. 2025, 78b, as amended by Section 9, Chapter 199, O.S.L. 2025, 78c, and 78d, as amended by Section 2, Chapter 351, O.S.L. 2023 (74 O.S. Supp. 2025, Sections 78, 78a, 78b, and 78d), which relate to the Fleet Management Division of the Office of Management and Enterprise Services; changing name of Fleet Management Division to Fleet Oversight Division; requiring Director of the Office of Management and Enterprise Services to take certain actions; mandating the promulgation of certain rules; providing duties of Fleet Oversight Manager; requiring state agencies to submit certain report after acquisition of motor vehicle; providing for state agencies to submit certain report after disposal of motor vehicle; returning monies from the State Fleet Management Fund to certain state agencies; requiring that no further monies be deposited in certain fund; providing for Division to submit certain annual report; granting certain state agencies certain authority; requiring submission of certain report to Division; amending 74 O.S. 2021, Section 85.5a, which relates to state purchase card; removing reference to state fleet card; amending 74 O.S. 2021, Section 85.42, as amended by Section 9, Chapter 336, O.S.L. 2025 (74 O.S. Supp. 2025, Section 85.42), which relates to one-year limitation on entering into contracts; allowing for specified designee to make certain statement; amending 74 O.S. 2021, Section 110.3, which relates to inventory records of state agency motor vehicles; requiring state agencies to submit certain report to Division; amending 74 O.S. 2021, Section 840-1.6A, as amended by Section 4, Chapter 243, O.S.L. 2022 (74 O.S. Supp. 2025, Section 840-1.6A), which relates to the duties of the Director of the Office of Management and Enterprise Services; removing certain duty; amending 74 O.S. 2021, Sections 3001, as amended by Section 1, Chapter 252, O.S.L. 2022, 2, Chapter 252, O.S.L. 2022, 3003, as amended by Section 3, Chapter 252, O.S.L. 2022, 3004, as amended by Section 4, Chapter 252, O.S.L. 2022, 3004.1, as amended by Section 5, Chapter 252, O.S.L. 2022, 3004.2, as amended by Section 6, Chapter 252, O.S.L. 2022, 3005, as amended by Section 7, Chapter 252, O.S.L. 2022, 3006, as amended by Section 8, Chapter 252, O.S.L. 2022, 3007, as amended by Section 9, Chapter 252, O.S.L. 2022,

3008, as amended by Section 10, Chapter 252, O.S.L. 2022, and 3009, as amended by Section 11, Chapter 252, O.S.L. 2022 (74 O.S. Supp. 2025, Sections 3001, 3001.1, 3003, 3004, 3004.1, 3004.2, 3005, 3006, 3007, 3008, and 3009), which relate to the State Use Advisory Council; transferring State Use Advisory Council to the State Department of Rehabilitation Services; transferring certain duties from the Office of Management and Enterprise Services to certain Department; transferring the State Use Advisory Council Revolving Fund to certain Department; allowing for electronic submission of reports; updating statutory language; updating statutory references; providing for codification; providing for recodification; repealing 74 O.S. 2021, Section 78e, which relates to alternative fueling infrastructure; repealing 74 O.S. 2021, Section 78f, which relates to compressed natural gas fueling infrastructure; repealing 74 O.S. 2021, Section 80.1, which relates to the Task Force to Study the Fleet Management Division; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 57 O.S. 2021, Section 510.8c, is amended to read as follows:

Section 510.8c. A. There is hereby created in the State Treasury a revolving fund for the ~~Office of Management and Enterprise Services~~ Department of Corrections to be designated the "Criminal Justice Pay for Success Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies appropriated to the Criminal Justice Pay

1 for Success Revolving Fund and monies which may otherwise be
2 available to the ~~Office of Management and Enterprise Services~~
3 Department for use as provided for in this section.

4 B. All monies appropriated to the fund shall be budgeted and
5 expended by the ~~Office of Management and Enterprise Services~~
6 Department for the purpose of funding contracts for those criminal
7 justice programs that have outcomes associated with reducing public
8 sector costs. Pursuant to contract, the ~~Office of Management and~~
9 ~~Enterprise Services~~ Department shall provide payment to social
10 service providers for the delivery of predefined criminal justice
11 outcomes. The ~~Office of Management and Enterprise Services~~
12 Department shall approve only those contracts that meet the
13 following requirements:

14 1. The social service provider can provide not less than Two
15 Million Dollars (\$2,000,000.00) in capital to fund the delivery of
16 services necessary to achieve the predefined criminal justice
17 outcomes;

18 2. The social service provider can provide verifiable evidence
19 of successful completion rates of persons who participated in the
20 diversion or reentry program offered by the service provider; and

21 3. Persons participating in the diversion or reentry programs
22 offered by the service provider are not under the custody or control
23 of the Department ~~of Corrections~~.

1 C. Expenditures from the fund shall be made upon verification
2 by the ~~Office of Management and Enterprise Services~~ Department that
3 successful completion of the diversion or reentry program was
4 achieved by the participant pursuant to contract. Expenditures from
5 the fund shall be made upon warrants issued by the State Treasurer
6 against claims filed as prescribed by law with the Director of the
7 Office of Management and Enterprise Services for approval and
8 payment.

9 SECTION 2. AMENDATORY 62 O.S. 2021, Section 34.36, as
10 amended by Section 2, Chapter 199, O.S.L. 2025 (62 O.S. Supp. 2025,
11 Section 34.36), is amended to read as follows:

12 Section 34.36. A. On the first day of October preceding each
13 regular session of the Legislature, each state agency, including
14 those created or established pursuant to constitutional provisions,
15 shall report to the Director of the Office of Management and
16 Enterprise Services and the Chair and Vice Chair of the Legislative
17 Oversight Committee on State Budget Performance an itemized request
18 showing the amount needed for the ensuing fiscal year beginning with
19 the first day of July.

20 B. The forms which must be used in making these reports shall
21 be approved by the Director of the Office of Management and
22 Enterprise Services and the Legislative Oversight Committee on State
23 Budget Performance.
24

1 C. The forms shall be uniform, and shall clearly designate the
2 information to be given.

3 D. The information provided shall include, but not be limited
4 to:

5 1. A budget analysis of existing and proposed programs
6 utilizing performance-informed budgeting techniques. Such analysis
7 shall be included as a part of the estimate of funds needed;

8 2. A statement listing any other state, federal or local
9 agencies which administer a similar or cooperating program and an
10 outline of the interaction among such agencies;

11 3. A statement of the statutory authority for the missions and
12 quantified objectives of each program;

13 4. A description of the groups of people served by each program
14 in the agency;

15 5. A quantification of the need for the program;

16 6. A description of the tactics which are intended to
17 accomplish each objective;

18 7. A list of quantifiable program outcomes which measure the
19 efficiency and effectiveness of each program;

20 8. A ranking of these programs by priority;

21 9. Actual program expenditures for the current fiscal year and
22 prior fiscal years and the number of personnel required to
23 accomplish each program;

24 10. Revenues expected to be generated by each program, if any;

1 11. With respect to appropriated state agencies, a detailed
2 listing of all employees and resources dedicated to the provision of
3 financial services including, but not limited to, procurement,
4 payroll, accounts receivable and accounts payable. The provisions
5 of this paragraph shall not be applicable to the Oklahoma State
6 Regents for Higher Education or to any institutions within The
7 Oklahoma State System of Higher Education; and

8 12. A certification that following the effective date of this
9 act and prior to July 1, 2011, no expenditure shall have been made
10 or funds encumbered for the purchase, lease, lease-purchase or
11 rental of any computers, software, telecom, information technology
12 hardware, firmware or information technology services, including
13 support services without the prior written approval of the State
14 Comptroller or his or her designee.

15 E. These appropriated agencies shall make an itemized estimate
16 of needs for the ensuing fiscal year and the following two (2)
17 fiscal years and request for funds for the ensuing fiscal year and
18 an estimate of the revenues from all sources to be received by the
19 agency during the ensuing fiscal year and the following two (2)
20 fiscal years.

21 F. The Director of the Office of Management and Enterprise
22 Services shall submit electronically to the Governor and the
23 Legislative Oversight Committee on State Budget Performance no later
24

1 than the fifth day of October a complete list of all spending
2 agencies which have failed to submit budgets by October 1.

3 G. The reports required by this section shall include an
4 itemized listing of outstanding capital lease debt and estimated
5 capital lease needs for the ensuing fiscal year and the following
6 two (2) fiscal years, and shall be provided on forms prescribed by
7 the Director of the Office of Management and Enterprise Services.

8 H. For the purposes of this section, "capital lease" means a
9 lease-purchase agreement which provides an option for the State of
10 Oklahoma or its agencies to purchase property, including personal
11 and real property, which is the subject thereof ~~and/or~~ or a lease
12 agreement that provides an option for the State of Oklahoma or its
13 agencies to lease such property, which is the subject thereof, at a
14 nominal annual amount, after a period in which leased property is
15 rented at fair market value.

16 I. 1. Not later than January 1, the Director of the Office of
17 Management and Enterprise Services shall publish a shared financial
18 services cost-performance assessment report documenting the amount
19 of each state agency's cost for providing shared financial services.
20 The lowest ranking state agencies shall ~~enter into~~ be offered a
21 contract with the Office of Management and Enterprise Services for
22 the provision of shared financial services, provided that the
23 Director of the Office of Management and Enterprise Services:
24

1 a. determines that implementation of such a contract
2 would be feasible, and

3 b. documents that the contractual agreement will result
4 in cost savings or efficiencies to the state.

5 Contracts ~~required~~ provided for by this subsection shall be
6 entered into at the start of the next fiscal year.

7 2. When a state agency ~~is contracted~~ receives an offer to
8 contract with the Office of Management and Enterprise Services for
9 the provision of shared financial services, the agency may
10 ~~discontinue using~~ decline such shared financial services ~~when by~~
11 providing to the Director of the Office of Management and Enterprise
12 Services documentation showing that the agency can provide the
13 financial services at a lower cost to the state ~~is provided to and~~
14 ~~approved by the Director of the Office of Management and Enterprise~~
15 ~~Services. As used in this subsection, "shared services" means~~
16 ~~process, resource utilization or action as defined by administrative~~
17 ~~rule.~~

18 3. On a yearly basis, the Director of the Office of Management
19 and Enterprise Services shall compile and publish a report
20 documenting the cost savings resulting from shared financial
21 services contracts. The provisions of this subsection shall not be
22 applicable to the Oklahoma State Regents for Higher Education or to
23 any institutions within The Oklahoma State System of Higher
24 Education.

1 4. On a yearly basis, a state agency that declined an offer to
2 contract with the Office of Management and Enterprise Services for
3 the provision of shared financial services shall compile and publish
4 a report demonstrating that the agency provided such services at a
5 lower cost to the state. If an agency fails to publish such report
6 or demonstrate such lower cost, the agency shall enter into a
7 contract with the Office of Management and Enterprise Services to
8 provide shared financial services at the start of the next fiscal
9 year.

10 5. As used in this subsection, "financial services" means
11 purchasing, billing, financial reporting, budget support, and other
12 related processes.

13 SECTION 3. AMENDATORY 62 O.S. 2021, Section 34.301, as
14 last amended by Section 1, Chapter 319, O.S.L. 2025 (62 O.S. Supp.
15 2025, Section 34.301), is amended to read as follows:

16 Section 34.301. A. This act shall be known and may be cited as
17 the "Civil Service and Human Capital Modernization Act".

18 B. The ~~Human Capital Management Division and the Civil Service~~
19 ~~Division of the Office of Management and Enterprise Services~~
20 Department of Labor shall:

21 1. Establish and maintain a State Employee Dispute Resolution
22 Program, which may include mediation, to provide dispute resolution
23 services for state agencies and state employees. Actions agreed to
24 through the State Employee Dispute Resolution Program shall be

1 consistent with applicable laws and rules and shall not alter,
2 reduce, or modify any existing right or authority as provided by
3 statute or rule;

4 2. Establish rules pursuant to the Administrative Procedures
5 Act as may be necessary to perform the duties and functions of ~~this~~
6 ~~act, including creating an Office of Veterans Placement to offer~~
7 ~~counseling, assessment and assistance to veterans seeking state~~
8 ~~employment~~ the Civil Service and Human Capital Modernization Act;

9 3. Receive and only act on complaints by state employees
10 arising from disciplinary action;

11 4. Use administrative law judges as independent contractors or
12 administrative law judges provided by the Office of the Attorney
13 General to exercise the provisions of ~~this act~~ the Civil Service and
14 Human Capital Modernization Act;

15 5. ~~Submit~~ Electronically submit quarterly reports on workload
16 statistics to the Governor, the Speaker of the ~~Oklahoma~~ House of
17 Representatives, and the President Pro Tempore of the ~~Oklahoma State~~
18 Senate containing the following information:

- 19 a. the number of cases, complaints, and requests for
20 hearings filed, disposed of and pending with the
21 ~~Divisions~~ Division for each month of the quarter, and
22 b. a numerical breakdown of the methods of disposition of
23 such cases, complaints, and requests for hearing.

1 Quarterly reports shall be submitted within thirty (30) days
2 following the last day of the month of the appropriate quarter;

3 6. Create a confidential whistleblower program and serve as the
4 chief administrator of such program whereby a state employee may
5 confidentially report claims of agency or employee mismanagement as
6 well as criminal misuse of state funds or property. Mismanagement
7 includes fraudulent activity or abuse or violation of a well-
8 established, articulated, clear, and compelling public policy. The
9 Office of the Attorney General shall have the authority to
10 investigate and determine whether to prosecute such whistleblower
11 claims. The Attorney General shall also have the power to refer
12 such claims to the appropriate district attorney; and

13 7. Receive and act upon complaints from disciplinary action and
14 grievances filed by state employees employed to perform duties as
15 outlined in paragraph 6 of subsection E of Section 3311 of Title 70
16 and Section 2-105 of Title 47 of the Oklahoma Statutes and to
17 establish rules pursuant to the Administrative Procedures Act as may
18 be necessary to carry out this objective and the right to be heard.

19 C. Complaints shall be filed with the Civil Service Division
20 within ten (10) business days of the date of when such action
21 occurred and hearings shall take place within thirty (30) business
22 days from the filing of the complaint, with the exception of actions
23 filed pursuant to paragraph 7 of subsection B of this section.
24

1 D. Employees filing a complaint with the Civil Service Division
2 shall prove that there was no reasonable basis for the disciplinary
3 action by the state agency. The review of the merits of the
4 complaint may be limited to the employee disciplinary file directly
5 at issue. In the event documents needed are not maintained in the
6 disciplinary file, or additional witnesses are requested by the
7 parties, the administrative law judge shall have the discretion to
8 allow additional documentation or witnesses regarding the
9 disciplinary action taken. Complaints relating to punitive
10 transfers shall be administrated through mediation first and shall
11 only proceed to a hearing if mediation is unsuccessful. Employees
12 who were offered a relocation incentive as set forth in
13 administrative rule shall not be deemed as being subject to a
14 punitive transfer. Complaints relating to written reprimands shall
15 be administered through mediation exclusively, and state employees
16 employed to perform duties as outlined in paragraph 6 of subsection
17 E of Section 3311 of Title 70 and Section 2-105 of Title 47 of the
18 Oklahoma Statutes shall be permitted to proceed to a hearing if
19 mediation is unsuccessful. Mediation may also be available for
20 other disciplinary actions.

21 E. Claimants shall be permitted to secure and utilize
22 representation during the adverse action process.

23 F. The presiding officer of any proceeding before the Civil
24 Service Division may require payment of reasonable attorney fees and
25

costs to the prevailing party if the position of the nonprevailing party was without reasonable basis or was frivolous.

G. For purposes of this section, "disciplinary actions" means termination, suspension without pay, involuntary demotion, punitive transfers, or written reprimand.

H. Nothing in this section shall apply to:

1. Persons employed by the Governor, the Lieutenant Governor, ~~Oklahoma~~ the House of Representatives, ~~Oklahoma State~~ the Senate, the Legislative Service Bureau, or the Legislative Office of Fiscal Transparency;

2. Elected officials;

3. Political appointees;

4. District attorneys, assistant district attorneys or other employees of the district attorney's office, and the District Attorneys Council;

5. The state judiciary or persons employed by the state judiciary;

6. Not more than five percent (5%) of an agency's employees designated as executive management as determined by the agency director and the agency shall designate the status of the employee as state employee or executive management in the State of Oklahoma's ~~Human Resources Information System~~ human resources information system, maintained by the Human Capital Management Division;

1 7. Temporary employees employed to work less than one thousand
2 (1,000) hours in any twelve-month period;

3 8. Seasonal employees employed to work less than one thousand
4 six hundred (1,600) hours in any twelve-month period;

5 9. Employees in a trial period; or

6 10. State employees whose employment status is otherwise
7 provided by law.

8 I. Except as provided by subsection H of this section,
9 effective January 1, 2022, all state employee positions shall be
10 administered by the ~~Human Capital Management~~ Civil Service Division
11 of the ~~Office of Management and Enterprise Services~~ Department of
12 Labor, without reference to prior classified or unclassified status.

13 J. In collaboration with executive branch agencies, and their
14 human resources personnel, the ~~Human Capital Management~~
15 ~~Administrator~~ Commissioner of Labor shall establish and define
16 statewide minimum standards for human resource business processes,
17 based on industry standards and statewide best practices, to be
18 followed by all executive branch agencies. The ~~Human Capital~~
19 ~~Management Administrator~~ Commissioner of Labor has the authority to
20 grant exceptions to the statewide minimum standards. Additionally,
21 the ~~Human Capital Management Administrator~~ Commissioner of Labor
22 shall establish and maintain a statewide job catalog and pay
23 structure for executive branch jobs and establish policies and
24 procedures for a market-based pay system, pay-for-performance

1 system, and dispute resolution process for issues that do not rise
2 to a disciplinary action as provided by the Civil Service and Human
3 Capital Modernization Act. The ~~Human Capital Management~~
4 ~~Administrator~~ Commissioner of Labor shall promulgate rules necessary
5 to carry out the authority set forth in this section.

6 K. The Civil Service Division is authorized to employ attorneys
7 or contract with private attorneys to serve as legal counsel to the
8 Civil Service Division. The attorneys shall be authorized to appear
9 for and represent the Civil Service Division in all litigation that
10 may arise from the discharge of its duties, including the
11 representation of the Civil Service Division when its decisions are
12 appealed to higher courts. Attorneys employed by the ~~Office of~~
13 ~~Management and Enterprise Services~~ Department to represent the Civil
14 Service Division shall represent the Civil Service Division
15 notwithstanding its representation of the ~~Office of Management and~~
16 ~~Enterprise Services~~ Department in the same or related matters
17 pending before the Civil Service Division or before any court. The
18 ~~Office of Management and Enterprise Services~~ Department shall
19 establish internal administrative procedures to ensure that all
20 ~~departments~~ divisions within the ~~Office of Management and Enterprise~~
21 ~~Services~~ Department are provided independent legal representation,
22 and such simultaneous representation shall not, of itself, be deemed
23 to constitute a conflict of interest.

1 L. The Civil Service Division shall be exempt from the
2 requirements set forth in Section 20i of Title 74 of the Oklahoma
3 Statutes when carrying out the duties and functions of ~~this act~~ the
4 Civil Service and Human Capital Modernization Act.

5 M. On and after the effective date of this act, the Civil
6 Service Division of the Office of Management and Enterprise Services
7 is transferred to the Department of Labor. All personnel of the
8 Civil Service Division are hereby transferred to the Department and
9 shall become employees of the Department.

10 SECTION 4. AMENDATORY 62 O.S. 2021, Section 9010.4, is
11 amended to read as follows:

12 Section 9010.4. A. An agency or agencies may enter into a pay-
13 for-success contract with a private entity or entities to receive
14 up-front capital to fund a service or program. The agency or
15 agencies may not enter into a pay-for-success contract until each
16 state agency head entering into the contract determines with
17 reasonable certainty that the contract will result in a public
18 benefit to the state.

19 B. Each pay-for-success contract shall:

20 1. Require a private entity to underwrite or secure up-front
21 capital from private funding sources, including foundations,
22 financial institutions, businesses or individuals;

23 2. Identify the specific service or program to be funded under
24 the contract;

1 3. Identify performance targets and outcome measures against
2 which the service or program's success can be measured to determine
3 whether the service or program has achieved quantifiable public
4 benefits or monetary savings;

5 4. Require and specify an independent third-party evaluator to
6 review and issue reports annually at specific times during the
7 contract term specifying the degree to which the service or program
8 has met the identified performance targets and outcome measures
9 specified in the contract;

10 5. Identify the calculation or algorithm to be used by the
11 agency or agencies in determining the amount and timing of
12 reimbursable success payments to the private entity;

13 6. Contain a statement that the independent third-party
14 evaluator will annually provide a report to the agency or agencies
15 that includes data deemed relevant by the agency or agencies; and

16 7. State that the amount of funds to be reimbursed to the
17 private entity is contingent upon the degree to which the service or
18 program has met the performance targets and outcome measures as
19 evaluated by the independent third-party evaluator.

20 C. No later than April 1 annually, the agency or agencies shall
21 provide a report to the chairs of the legislative appropriations
22 committees that contains the evaluation from the independent third-
23 party evaluator.

1 D. Payments to private entities for the delivery of performance
2 targets and outcome measures as authorized in this section shall be
3 made only in accordance with the terms of the pay-for-success
4 contract. Payments may be made utilizing ~~the Pay for Success~~
5 ~~Innovation Fund created in Section 5 of this act or utilizing other~~
6 appropriated agency funds in accordance with Oklahoma law.

7 SECTION 5. AMENDATORY 62 O.S. 2021, Section 9010.5, is
8 amended to read as follows:

9 Section 9010.5. ~~A. There is hereby created in the State~~
10 ~~Treasury a revolving fund for the Office of Management and~~
11 ~~Enterprise Services to be designated the "Pay for Success Innovation~~
12 ~~Fund". The fund shall be a continuing fund, not subject to fiscal~~
13 ~~year limitations, and shall consist of all monies designated by~~
14 ~~state agencies to the Pay for Success Innovation Fund and monies~~
15 ~~which may otherwise be available to the Office of Management and~~
16 ~~Enterprise Services for use as provided for in this section.~~

17 ~~B. All monies appropriated to the fund shall be budgeted and~~
18 ~~expended by the Office of Management and Enterprise Services for the~~
19 ~~purpose of funding contracts as authorized by this act. Pursuant to~~
20 ~~contract, the Office of Management and Enterprise Services shall~~
21 ~~provide payment to private entities for the delivery of performance~~
22 ~~targets and outcome measures at the direction of the agency engaged~~
23 ~~in the contract and only in accordance with the terms of the pay-~~
24 ~~for success contract.~~

1 ~~C. To the extent that any money credited to this fund for a~~
2 ~~particular pay-for-success contract remains unpaid at the time the~~
3 ~~particular contract expires or is terminated, as soon after the~~
4 ~~contract expiration as is practicable, the Office of Management and~~
5 ~~Enterprise Services shall return the unpaid amount to the agency to~~
6 ~~which the money was originally appropriated.~~

7 ~~D. The Office of Management and Enterprise Services may enter~~
8 ~~into memorandums of understanding with other agencies and promulgate~~
9 ~~rules as necessary to administer this section and pay-for-success~~
10 ~~contracts entered into under this section~~ On the effective date of
11 this act, all monies accrued to the credit of the fund shall be
12 returned to the agencies to which the monies were originally
13 appropriated for the purpose of funding contracts as authorized by
14 the Pay for Success Act. No further monies shall be deposited in
15 the fund after the effective date of this act.

16 SECTION 6. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 63.23 of Title 72, unless there
18 is created a duplication in numbering, reads as follows:

19 A. On and after the effective date of this act, the Office of
20 Veterans Placement in the Human Capital Management Division of the
21 Office of Management and Enterprise Services is transferred to the
22 Oklahoma Department of Veterans Affairs. All personnel of the
23 Office of Veterans Placement are hereby transferred to the
24 Department and shall become employees of the Department.

1 B. The Office of Veterans Placement shall offer counseling,
2 assessment, and assistance to veterans seeking state employment.

3 C. The Department is authorized to promulgate rules necessary
4 to effectuate the provisions of this section.

5 SECTION 7. AMENDATORY 74 O.S. 2021, Section 78, as
6 amended by Section 1, Chapter 351, O.S.L. 2023 (74 O.S. Supp. 2025,
7 Section 78), is amended to read as follows:

8 Section 78. A. There is hereby created and established within
9 the Office of Management and Enterprise Services, the Fleet
10 ~~Management~~ Oversight Division. The Division shall provide oversight
11 of ~~and advice to~~ state agencies that own, operate, and utilize motor
12 vehicles. All agencies shall be subject to Fleet ~~Management~~
13 Oversight Division reporting requirements. ~~The following agencies~~
14 ~~are exempt from Fleet Management Division oversight and advice, but~~
15 ~~are still subject to required reporting from Fleet Management~~
16 ~~Division to provide full transparency of the statewide fleet:~~
17 ~~Department of Public Safety, the Department of Transportation, the~~
18 ~~Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, the~~
19 ~~Military Department of the State of Oklahoma, the Oklahoma State~~
20 ~~Bureau of Investigation, the Commissioners of the Land Office and~~
21 ~~The Oklahoma State System of Higher Education.~~

22 B. The Director of the Office of Management and Enterprise
23 Services shall:

1 1. Appoint and fix duties and compensation for a Fleet
2 Oversight Manager who shall serve as the administrative head of the
3 ~~division~~ Division;

4 2. Hire personnel as necessary to provide fleet oversight
5 services;

6 3. ~~Acquire facilities to maintain vehicles;~~

7 4. ~~Promulgate rules for efficient and economical operations to~~
8 ~~provide fleet services~~ to ensure a uniform system of marking
9 vehicles, recordkeeping, and reporting; and

10 5. ~~4.~~ Report electronically to the Governor, the Speaker of the
11 House of Representatives, and the President Pro Tempore of the
12 Senate those agencies that fail to comply with the provisions of law
13 and the rules of the Fleet ~~Management~~ Oversight Division regarding
14 submission of reports, ~~vehicle use, and vehicle maintenance.~~

15 C. The rules shall include provisions to:

16 1. ~~Establish uniform written vehicle acquisition, leasing,~~
17 ~~maintenance, repairs, and disposal standards for use by all state~~
18 ~~agencies to justify actual need for vehicles;~~

19 2. ~~Establish standards for routine vehicle inspection and~~
20 ~~maintenance;~~

21 3. ~~Provide standards and forms for recordkeeping of fleet~~
22 acquisition, operation, maintenance, and repair costs for mandatory
23 use by all state agencies to report the data to the Fleet ~~Management~~

1 Oversight Division on a monthly basis as provided for in Section 12
2 of this act;

3 ~~4. Provide standards and utilize methods for disposal of~~
4 ~~vehicles pursuant to the Oklahoma Surplus Property Act and any other~~
5 ~~applicable state laws;~~

6 ~~5. Establish mandatory maintenance contracts throughout the~~
7 ~~state for all agencies to access for vehicle repairs and service at~~
8 ~~discounted rates and parts;~~

9 ~~6. Require all agencies with in-house repair and service~~
10 ~~facilities to assign a value to the preventive maintenance services,~~
11 ~~track those services with a dollar value, and report costs to the~~
12 ~~Fleet Manager for the prior month no later than the twentieth day~~
13 ~~following the close of each month;~~

14 ~~7.~~ 2. Promulgate rules requiring all state-owned motor vehicles
15 to be marked in a uniform, highly visible manner, except for certain
16 vehicles driven by law enforcement agencies or other agencies
17 requiring confidentiality; and

18 ~~8.~~ 3. Require agencies to produce and maintain written
19 justification for any vehicle that travels fewer than twelve
20 thousand (12,000) miles annually and report to the Fleet Oversight
21 Manager such information by ~~October 1~~ or before June 30 of each
22 year; ~~and~~

1 ~~9. Address any other matter or practice which relates to the~~
2 ~~responsibilities of the Director of the Office of Management and~~
3 ~~Enterprise Services.~~

4 D. The Fleet Oversight Manager shall:

5 ~~1. Develop specifications for contracts for vehicle maintenance~~
6 ~~for state vehicles not serviced or maintained by state agencies;~~

7 ~~2. Conduct on-site inspections to verify the inventory of motor~~
8 ~~vehicles for each state agency or supplier compliance with Division~~
9 ~~standards for inspections, maintenance and recordkeeping;~~

10 ~~3. Assess state agency needs for vehicles and types of~~
11 ~~vehicles;~~

12 ~~4. Assign, transfer or lease vehicles to a state agency to meet~~
13 ~~the needs of the state agency;~~

14 ~~5. Unless otherwise provided by law, determine whether a state~~
15 ~~agency may use or operate a vehicle without state identifying~~
16 ~~markings, bearing a license plate used by a privately owned vehicle~~
17 ~~to perform the duties of the state agency without hindrance;~~

18 ~~6.~~ 2. Report to the Director of the Office of Management and
19 Enterprise Services occurrences of agencies failing to comply with
20 the provisions of law and the rules of the Fleet ~~Management~~
21 Oversight Division regarding submission of reports, ~~vehicle use, and~~
22 ~~vehicle maintenance;~~

23 ~~7. Offer guidelines to agencies to assist in determining the~~
24 ~~most cost-effective and reasonable modes of travel for single trips~~

1 ~~from the following options: state vehicle, private rental, or~~
2 ~~mileage reimbursement; and~~

3 ~~8. 3.~~ Provide, upon the request of the Governor, the President
4 Pro Tempore of the Senate, or the Speaker of the House of
5 Representatives, electronic reports from data the Fleet Oversight
6 Manager collects.

7 ~~E. The Director of the Office of Management and Enterprise~~
8 ~~Services may enter into agreements with any political subdivision of~~
9 ~~this state for the purpose of providing fleet services established~~
10 ~~by the Fleet Management Division pursuant to this section and rules~~
11 ~~promulgated pursuant to this section.~~

12 ~~F. The Director of the Office of Management and Enterprise~~
13 ~~Services, through the Fleet Management Division, may enter into~~
14 ~~partnership agreements with political subdivisions and private~~
15 ~~entities for the purposes of applying for, participating in, and~~
16 ~~administering federal grant funds. The partnership agreements and~~
17 ~~activities authorized in this subsection are hereby declared to be a~~
18 ~~public purpose.~~

19 ~~G. The Office may offer public access to alternative fueling~~
20 ~~infrastructure owned and operated by the Office in areas of the~~
21 ~~state in which access to an alternative fueling infrastructure is~~
22 ~~not readily available to the public. The Office shall cease~~
23 ~~allowing public access to an alternative fueling infrastructure~~
24 ~~operated by the Office if a privately owned alternative fueling~~

1 ~~infrastructure locates within a five-mile radius of the~~
2 ~~infrastructure operated by the Department.~~

3 ~~H. When used in relation to the Fleet Management Division:~~

4 ~~1. "Alternative fueling infrastructure" shall mean a fill~~
5 ~~station or charge station used to deliver or provide alternative~~
6 ~~fuels as defined in Section 130.2 of this title; and~~

7 ~~2. "Alternative fuel vehicle" shall mean a motor vehicle~~
8 ~~originally designed by the manufacturer to operate lawfully and~~
9 ~~principally on streets and highways which is propelled by an~~
10 ~~alternative fuel as defined in Section 130.2 of this title.~~

11 SECTION 8. AMENDATORY 74 O.S. 2021, Section 78a, as
12 amended by Section 8, Chapter 199, O.S.L. 2025 (74 O.S. Supp. 2025,
13 Section 78a), is amended to read as follows:

14 Section 78a. ~~A.~~ State agencies with authority to own motor
15 vehicles shall, after the acquisition of a motor vehicle,
16 electronically submit a requisition report to the Director Fleet
17 Oversight Division of the Office of Management and Enterprise
18 Services ~~prior to acquisition of a motor vehicle.~~ The ~~requisition~~
19 report shall state the type of vehicle, the intended purpose of the
20 vehicle, a statement that the agency has actual need for the
21 vehicle, the supplier of the vehicle, the amount that the state
22 agency expended to acquire the vehicle, and that the state agency
23 has sufficient funds to ~~acquire and maintain the vehicle and cite~~
24 ~~the statutory authority of the state agency to acquire a vehicle.~~

1 ~~B. The Director of the Office of Management and Enterprise~~
2 ~~Services shall review the requisition and approve or deny the~~
3 ~~request of the state agency within fifteen (15) days of receipt.~~

4 ~~C. The provisions of subsections A and B of this section shall~~
5 ~~not apply to the Department of Public Safety, the Commissioners of~~
6 ~~the Land Office, the Oklahoma State Bureau of Narcotics and~~
7 ~~Dangerous Drugs Control or the Oklahoma Military Department.~~

8 SECTION 9. AMENDATORY 74 O.S. 2021, Section 78b, as
9 amended by Section 9, Chapter 199, O.S.L. 2025 (74 O.S. Supp. 2025,
10 Section 78b), is amended to read as follows:

11 Section 78b. ~~A. A state agency shall notify the Fleet~~
12 ~~Management Division of the Office of Management and Enterprise~~
13 ~~Services not less than thirty (30) days prior to any vehicle~~
14 ~~disposal by the state agency.~~

15 ~~B.~~ A state agency shall not dispose of a passenger car, truck,
16 pickup, or other vehicle the state agency owns until it has been in
17 use for sixty thousand (60,000) miles or at least twenty-four (24)
18 months have elapsed since the day the claim was approved for the
19 payment thereof, unless the vehicle has damage and repairs that will
20 exceed Two Thousand Five Hundred Dollars (\$2,500.00), or the
21 ~~Director~~ executive head of the ~~Fleet Management Division of the~~
22 ~~Office of Management and Enterprise Services~~ state agency provides
23 written authorization for disposal. Such written authorization
24 shall be attached to the motor vehicle inventory records submitted

1 to the Fleet Oversight Division of the Office of Management and
2 Enterprise Services as provided for in Section 12 of this act.

3 SECTION 10. AMENDATORY 74 O.S. 2021, Section 78c, is
4 amended to read as follows:

5 Section 78c. ~~A. There is hereby created a special fund to be~~
6 ~~designated the "State Fleet Management Fund". The fund may be~~
7 ~~appropriated for and used for the acquisition, leasing, operation,~~
8 ~~storage, maintenance, repair and replacement of motor vehicles under~~
9 ~~the control of the Fleet Management Division, the payment of~~
10 ~~insurance premiums, the payment of the administrative expenses of~~
11 ~~the Division in connection with the operation of the motor pool,~~
12 ~~expenses the Office of Management and Enterprise Services incurs to~~
13 ~~support Division operations, and for expenses associated with~~
14 ~~constructing, installing, acquiring, and operating alternative~~
15 ~~fueling infrastructure and acquiring alternative fuel vehicles for~~
16 ~~use by state agencies or for leasing and transferring to political~~
17 ~~subdivisions of the state as authorized pursuant to Section 78c of~~
18 ~~this title.~~

19 ~~B. At the end of each month the Division shall render a~~
20 ~~statement, on such reasonable basis of mileage or rental as shall be~~
21 ~~established by the Division, to all state agencies to which~~
22 ~~transportation has been furnished, and all amounts collected shall~~
23 ~~be deposited to the credit of the "State Fleet Management Fund".~~
24

1 ~~C. Proceeds from the disposition of motor vehicles or other~~
2 ~~property owned by the Division shall be deposited to the credit of~~
3 ~~the fund.~~

4 ~~D. Payments received by the Office for the lease of alternative~~
5 ~~fueling infrastructure and vehicles as provided for in Section 78e~~
6 ~~of this title shall be deposited to the credit of the fund.~~

7 ~~E. The Fleet Management Division is authorized to maintain a~~
8 ~~petty cash fund in such amount not exceeding Two Thousand Dollars~~
9 ~~(\$2,000.00) to make immediate cash payments as are required or~~
10 ~~necessary in the opinion of the Fleet Management Director. Any such~~
11 ~~cash disbursement shall be made only by the persons so designated by~~
12 ~~the Fleet Management Director, and only in the payment of claims~~
13 ~~authorized by law. Such proofs and receipts shall be presented by~~
14 ~~the person making a claim as is required by the Fleet Management~~
15 ~~Director~~ On the effective date of this act, all monies accrued to
16 the credit of the fund shall be transferred to any state agency that
17 would have been required prior to the effective date of this act to
18 deposit monies in the fund. Such transfer of monies shall be made
19 on the basis of the proportion of the state vehicle fleet maintained
20 by such state agency. No further monies shall be deposited in this
21 fund after the effective date of this act.

22 SECTION 11. AMENDATORY 74 O.S. 2021, Section 78d, as
23 amended by Section 2, Chapter 351, O.S.L. 2023 (74 O.S. Supp. 2025,
24 Section 78d), is amended to read as follows:

1 Section 78d. The Fleet ~~Management~~ Oversight Division of the
2 Office of Management and Enterprise Services shall electronically
3 furnish to the Governor, the President Pro Tempore of the Senate,
4 and the Speaker of the House of Representatives, at the close of
5 each fiscal year ~~a statement showing the financial condition of the~~
6 ~~Division, an inventory of all motor vehicles regardless of exemption~~
7 ~~or oversight status,~~ the vehicle fleet of all state agencies; a
8 statement showing the amount spent by each state agency on
9 acquiring, maintaining, and utilizing motor vehicles; and such other
10 information ~~regarding the state motor vehicle transportation system~~
11 as is necessary for a proper understanding of the ~~operation of such~~
12 ~~system and of the financial condition of the motor pool operations~~
13 vehicle fleet of all state agencies.

14 SECTION 12. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 80 of Title 74, unless there is
16 created a duplication in numbering, reads as follows:

17 A. On and after the effective date of this act, each state
18 agency that is authorized to own, operate, and utilize motor
19 vehicles in this state shall be responsible for the purchase,
20 management, and maintenance of motor vehicles for the agency. Each
21 agency shall promulgate rules, develop a plan for routine
22 maintenance and inspection, and maintain accurate recordkeeping for
23 all motor vehicles within the fleet for reporting as prescribed by
24 law.

1 B. All state agencies that are authorized to own, operate, and
2 utilize motor vehicles shall, on or before June 30 of each year,
3 electronically submit a report regarding the amount spent to
4 purchase, manage, and maintain motor vehicles for the agency to the
5 Fleet Oversight Division of the Office of Management and Enterprise
6 Services.

7 SECTION 13. AMENDATORY 74 O.S. 2021, Section 85.5a, is
8 amended to read as follows:

9 Section 85.5a. A. ~~Except for the state fleet card, the~~ The
10 state purchase card program administered by the Purchasing Division
11 is the only card program authorized for use by state agencies.

12 B. On a monthly basis the State Purchasing Director and
13 institutions of higher education shall provide to the Director of
14 the Office of Management and Enterprise Services (OMES) a complete
15 listing in electronic format of all transactions paid by a state
16 purchase card. The list shall contain the name of the purchaser and
17 purchasing agency, amount of purchase and all available descriptions
18 of items purchased.

19 C. Upon receipt of the list described in subsection B of this
20 section, the Director of ~~the~~ OMES shall allow the public access to
21 the list in searchable format through its website defined in Section
22 46 of Title 62 of the Oklahoma Statutes.

1 D. The State Purchasing Director may authorize the use of a
2 state purchase card for acquisitions within the following
3 parameters:

4 1. No limit on the amount of the transaction for the following:

- 5 a. purchases from statewide contracts and from contracts
6 awarded by the State Purchasing Director for the
7 benefit of a state agency,
- 8 b. utilities,
- 9 c. interagency payments,
- 10 d. emergency acquisitions; provided, requirements to
11 establish an emergency pursuant to Section ~~5~~ 85.41a of
12 this ~~act~~ title or other applicable statute or rule
13 have been met, and
- 14 e. professional services as defined in Section 803 of
15 Title 18 of the Oklahoma Statutes; and

16 2. For any other transaction with a state purchase card, the
17 transaction shall not exceed the greater of Five Thousand Dollars
18 (\$5,000.00) or the limit determined by the State Purchasing
19 Director, not to exceed the fair and reasonable acquisition
20 threshold amount.

21 E. The State Purchasing Director may authorize personnel of the
22 Oklahoma Department of Commerce, upon a finding by the Secretary of
23 Commerce that such personnel have a legitimate need therefore, to
24 utilize a state purchase card for acquisitions for programs,

1 functions, or services essential to the mission of the agency while
2 traveling on Oklahoma Department of Commerce business in foreign
3 locations with transaction limits not to exceed Thirty-five Thousand
4 Dollars (\$35,000.00). The purchase cardholders are required to sign
5 a purchase card agreement prior to becoming ~~a cardholder~~ cardholders
6 and to attend purchase card procedure training. The Oklahoma
7 Department of Commerce will conduct quarterly internal auditing on
8 all purchase card transactions associated with business and travel
9 in foreign locations.

10 SECTION 14. AMENDATORY 74 O.S. 2021, Section 85.42, as
11 amended by Section 9, Chapter 336, O.S.L. 2025 (74 O.S. Supp. 2025,
12 Section 85.42), is amended to read as follows:

13 Section 85.42. A. 1. Except as otherwise provided for in this
14 section or other applicable law, any agency, whether or not such
15 agency is subject to the Oklahoma Central Purchasing Act, shall be
16 prohibited from entering into a sole-source contract or agreement or
17 a contract or agreement for professional services with or for the
18 services of any person who has terminated employment with or who has
19 been terminated by that agency for one (1) year after the
20 termination date of the employee from the agency. Any contract or
21 agreement entered into in violation of this subsection shall be
22 void. Any person found to have violated this subsection shall be
23 prohibited from entering into any state contract for a period of
24 five (5) years from the date of the execution of the contract or

1 agreement. The provisions of this subsection shall not prohibit an
2 agency from hiring or rehiring such person as a state employee.

3 2. Any chief administrative officer of an agency, whether or
4 not such agency is subject to the Oklahoma Central Purchasing Act,
5 shall not enter into any contract for nonprofessional or
6 professional services for the purpose of or which would result in
7 the circumvention of the full-time-equivalent employee limitation
8 established by law for such agency.

9 B. Each contract, including change orders, extensions,
10 renewals, or amendments, entered into by any person or firm with the
11 State of Oklahoma shall include a statement certifying that no
12 person who has been involved in any manner in the development,
13 approval, or negotiation of such contract while employed by the
14 state shall be employed or given anything of value to fulfill any of
15 the services provided for under the contract. Each contract,
16 including change orders, extensions, renewals, or amendments, shall
17 include a statement from the chief executive officer or head of the
18 contracting state agency, or specified designee of such, certifying
19 that no known officer or employee of the contracting state agency
20 who has any direct or indirect financial, pecuniary, or other
21 personal interest in the contract has been involved in any manner in
22 the development, approval, or negotiation of the contract through
23 influence, decision, recommendation, or otherwise. This subsection
24 shall not preclude faculty and staff of the institutions within The

1 Oklahoma State System of Higher Education from negotiating and
2 participating in research grants and educational contracts. This
3 subsection shall not apply to Oklahoma Department of Commerce
4 personnel who contract to provide services to the Oklahoma Capital
5 Investment Board.

6 C. As used in this section, "person" means any state official
7 or employee of a department, board, bureau, commission, agency,
8 trusteeship, authority, council, committee, trust, school district,
9 fair board, court, executive office, advisory group, task force,
10 study group, supported in whole or in part by public funds or
11 entrusted with the expenditure of public funds or administering or
12 operating public property, and all committees, or subcommittees
13 thereof, judges, justices and state legislators.

14 D. Notwithstanding anything to the contrary in this section,
15 the following sole-source or professional services contracts are
16 allowed at any time:

17 1. A contract for professional services at any time with a
18 person who is a qualified interpreter for the deaf; and

19 2. A contract between a business entity that is a part-time
20 certified court reporter and the Administrative Office of the
21 Courts, on behalf of the district courts, or the Office of the
22 Attorney General.
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1 E. Provided the provisions specified in subsection B of this
2 section are satisfied, the following professional services contracts
3 are allowed:

4 1. The Department of Transportation, Oklahoma Water Resources
5 Board, Department of Environmental Quality, Oklahoma Tourism and
6 Recreation Department, the Oklahoma Turnpike Authority and the
7 Oklahoma Department of Agriculture, Food, and Forestry may contract
8 with a person who has retired from state service;

9 2. To maintain public health infrastructure and preparedness,
10 the State Department of Health and city-county health departments
11 may contract with a physician assistant, Registered Nurse, ~~advanced~~
12 ~~practice nurse~~ Advanced Practice Registered Nurse, Nurse-Midwife,
13 registered dietitian, occupational therapist, physical therapist or
14 speech-language pathologist who has retired from state service; and

15 3. The Department of Mental Health and Substance Abuse Services
16 may contract with a physician, Registered Nurse, registered
17 pharmacist or person meeting the definition of a licensed mental
18 health professional, as defined in Title 43A of the Oklahoma
19 Statutes, who has separated ~~and/or~~ or retired from state service.

20 SECTION 15. AMENDATORY 74 O.S. 2021, Section 110.3, is
21 amended to read as follows:

22 Section 110.3. A. All state agencies shall maintain inventory
23 records of ~~its~~ their motor vehicles. The records shall include:
24
25

1. A detailed description of each vehicle, including its original cost;
2. The vehicle identification number;
3. The license tag number;
4. The make, model, and year of the vehicle; and
5. A designation of loaned or leased vehicles and the name of the vendor.

B. Each state agency ~~regardless of the exceptions granted in Section 78 of this title~~ shall, on or before June 30 of each year, provide motor vehicle inventory records to the ~~Office of Management and Enterprise Services~~ at such times as may be requested by the Fleet ~~Management~~ Oversight Division of the Office of Management and Enterprise Services, as provided for in Section 12 of this act.

SECTION 16. AMENDATORY 74 O.S. 2021, Section 840-1.6A, as amended by Section 4, Chapter 243, O.S.L. 2022 (74 O.S. Supp. 2025, Section 840-1.6A), is amended to read as follows:

Section 840-1.6A. The Office of Personnel Management Division of the Office of State Finance was consolidated into and renamed the Office of Management and Enterprise Services. Where the term "Office of Personnel Management" is used within the Oklahoma Statutes, it shall mean the Office of Management and Enterprise Services (OMES). The chief administrative officer shall be the Director of the Office of Management and Enterprise Services. In addition to the other duties imposed by law, the Director shall:

1 1. Be responsible for the development of an efficient and
2 effective system of personnel administration that meets the
3 management needs of the various agencies;

4 2. Organize ~~the Office~~ OMES to provide both service and
5 regulatory functions that are effective and efficient in meeting the
6 management needs of various state agencies. The Director is
7 directed to establish an agency service function to assist agencies
8 with human resource needs based upon the administrative capacity and
9 resources of the various agencies;

10 3. ~~Prepare, maintain, and revise a system of employment~~
11 ~~designed to ensure the impartial consideration of applicants for~~
12 ~~employment and to protect state employees from arbitrary dismissal~~
13 ~~or unfair treatment;~~

14 4. Develop and maintain a classification and compensation
15 system for all positions in the executive branch of state government
16 including those established by the Oklahoma Constitution;

17 5. 4. Conduct an analysis of the rates of pay prevailing in the
18 state in the public and private sectors for comparable jobs and
19 report electronically the findings to the Governor, the President
20 Pro Tempore of the Senate, and the Speaker of the House of
21 Representatives no later than December 1 of each year. Such
22 analysis shall include all forms of compensation including fringe
23 benefits. Information solicited by the Office of Management and
24 Enterprise Services from public and private sector employers for

1 such analysis, including, but not limited to, salaries, benefits,
2 and compensation policies and procedures, shall be confidential and
3 shall not be subject to disclosure under the Oklahoma Open Records
4 Act;

5 ~~6.~~ 5. Assist state agencies in implementing their duties and
6 obligations and provide standard forms to the agencies if necessary;

7 ~~7.~~ 6. Develop, in cooperation with appointing authorities,
8 employee training programs, management training programs, a
9 certified public manager program, a recruiting program, and a system
10 of performance appraisals, and assist appointing authorities in the
11 setting of productivity goals. The Director may establish and
12 collect fees for participation in training programs. The Director
13 is authorized to purchase awards for presentation to state employees
14 as part of employee recognition activities sponsored by the Office
15 of Management and Enterprise Services;

16 ~~8.~~ 7. Establish rules for leave and pay including, but not
17 limited to, rules for leave, furloughs, performance pay increases,
18 rates for pay differentials, on-call pay, and other types of pay
19 incentives and salary adjustments consistent with ~~this act~~ the Civil
20 Service and Human Capital Modernization Act and reduction-in-force;

21 ~~9.~~ 8. Be responsible for the development and maintenance of a
22 uniform occupation code system, grouped by job titles or duties, for
23 all state positions. The responsibility shall include the
24 establishment of rules governing the identification, tracking, and
25

1 reporting of all state positions as provided in Section 840-2.13 of
2 this title;

3 ~~10.~~ 9. Be responsible for advising state agencies on personnel
4 policy and administration;

5 ~~11.~~ 10. Establish standards for continuing training and
6 certification of personnel professionals in the executive branch of
7 state government, excluding institutions within The Oklahoma State
8 System of Higher Education. Employees appointed to professional
9 personnel positions shall complete an initial training program
10 within one (1) year after assuming the professional personnel
11 position. Thereafter, they shall complete annual training
12 requirements. Each appointing authority shall ensure that all
13 professional personnel employees are notified of, and scheduled to
14 attend, required training programs and shall make time available for
15 employees to complete the programs. The Director shall be
16 authorized to bill agencies for the training of personnel
17 professionals pursuant to this paragraph to recover reasonable costs
18 associated with the training. Monies received for such training
19 shall be deposited in the Human Capital Management Revolving Fund.
20 Expenditure of such funds collected for the training shall be exempt
21 from any expenditure limit on the Office of Management and
22 Enterprise Services established by law;

23 ~~12.~~ 11. Not less than once during each two-year period, conduct
24 a study identifying the following, by job family descriptors:

- a. selected jobs with a turnover rate in excess of ten percent (10%),
- b. selected jobs identified by the Director of the Office of Management and Enterprise Services with salaries and benefits that are ten percent (10%) or more below the market for such positions, and
- c. selected jobs identified by the Director in which recruitment efforts have yielded a low number of qualified applicants;

~~13.~~ 12. Establish a workforce planning function within the Office of Management and Enterprise Services to assist state agencies in analyzing the current workforce, determining future workforce needs, and implementing solutions so that agencies may accomplish their missions; and

~~14.~~ 13. Establish a quality management function within the Office of Management and Enterprise Services and shall assist state agencies in fully integrating quality management concepts and models into their business practices for the purpose of improving the overall efficiency and effectiveness of state government.

SECTION 17. AMENDATORY 74 O.S. 2021, Section 3001, as amended by Section 1, Chapter 252, O.S.L. 2022 (74 O.S. Supp. 2025, Section 3001), is amended to read as follows:

Section 3001. A. There is hereby created in the ~~Office of Management and Enterprise Services~~ State Department of

1 Rehabilitation Services an advisory council to be known as the
2 ~~"State State Use Advisory Council"~~ Council. The Council shall
3 consist of seven (7) members:

4 1. A private citizen conversant with the employment needs of
5 people with significant disabilities who shall be appointed by and
6 serve at the pleasure of the Governor to act as an advocate for the
7 employment needs of people with significant disabilities;

8 2. The Director of the Office of Management and Enterprise
9 Services, a or a designee;

10 3. The Director of the State Department of Rehabilitation
11 Services, or a designee;

12 4. One member who shall be a state use provider who shall be
13 appointed by the President Pro Tempore of the Senate;

14 5. An individual or a parent or guardian of an individual with
15 significant disabilities who participates in vocational programming
16 through a qualified nonprofit agency for individuals with
17 disabilities, to be appointed by the Speaker of the House of
18 Representatives;

19 6. The Director of Human Services, or a designee; and

20 7. A person employed by the Office of Management and Enterprise
21 Services ~~Central~~ Purchasing Division as a contracting officer,
22 appointed by the State Purchasing Director.

23 B. The private citizens on the Council shall serve for a period
24 of two (2) years and may be reappointed by the appointing authority.

1 Any private citizen appointed pursuant to this section to fill a
2 vacancy occurring prior to the expiration of the term for which the
3 predecessor was appointed shall be appointed only for the remainder
4 of the term.

5 The State Use Advisory Council shall meet a minimum of twice a
6 year for the purpose of exchanging ideas to market and improve the
7 State Use Program.

8 SECTION 18. AMENDATORY Section 2, Chapter 252, O.S.L.
9 2022 (74 O.S. Supp. 2025, Section 3001.1), is amended to read as
10 follows:

11 Section 3001.1. The State ~~Purchasing Director, under the~~
12 ~~supervision of the Director of the Office of Management and~~
13 ~~Enterprise Services, Department of Rehabilitation Services~~ shall
14 have the authority and responsibility to administer and oversee the
15 State Use Program including, but not limited to:

- 16 1. Promulgating rules relating to the program;
 - 17 2. Qualification of organizations participating in the program;
 - 18 3. Contracting with qualified organizations for products and
19 services to be included on the procurement schedule;
 - 20 4. Determination of fair market price of all products and
21 services to be included on the procurement schedule; and
 - 22 5. Designation and publication of a procurement schedule.
- 23
24
25

SECTION 19. AMENDATORY 74 O.S. 2021, Section 3003, as amended by Section 3, Chapter 252, O.S.L. 2022 (74 O.S. Supp. 2025, Section 3003), is amended to read as follows:

Section 3003. As used in Section 3001 et seq. of this title:

1. "Blind person" means a person having a visual acuity not to exceed 20/200 in the better eye, with correcting lenses, or visual acuity greater than 20/200 but with limitation in the field of vision such that the widest diameter of visual field subtends an angle no greater than twenty (20) degrees;

2. "Council" means the State Use Advisory Council;

3. "Qualified nonprofit agency for the employment of people with significant disabilities" means a nonprofit agency employing persons with significant disabilities who constitute at least seventy-five percent (75%) of the direct labor hours engaged in direct production, manufacturing, processing ~~and/or~~ or assembling of products or services offered by the agency for procurement by this state or who meet the definition of a blind person as provided for in paragraph 1 of this section, or which is certified as a sheltered workshop by the Wage and Hour Division of the United States Department of Labor;

4. "Person with significant disabilities" means an individual with a physical or mental disability constituting a substantial handicap to employment and preventing the person from engaging in normal competitive employment ~~and/or~~ or includes any blind person;

1 5. "Qualified organization" means a blind person or qualified
2 nonprofit agency for the employment of people with significant
3 disabilities contracting to supply goods or services;

4 6. "Manufactured" means goods made by manual labor;

5 7. "Produced" means to have brought into existence or created
6 from raw materials;

7 8. "Processed" means the action of taking something through an
8 established and mostly routine set of procedures or steps to
9 substantially convert a potential product from one form to another.
10 This action involves a sequence of multiple steps each requiring a
11 distinct decision-making process to evolve a potential product to
12 the next step;

13 9. "Assemble" means to put or fit together or put together the
14 parts of a potential product;

15 10. "Central nonprofit ~~agency (CNA)~~ agency" (CNA) means a
16 qualified ~~501(c)3~~ 501(c)(3) nonprofit entity meeting the
17 qualifications in the Request for Procurement (RFP) issued by the
18 ~~Office of Management and Enterprise Services~~ State Department of
19 Rehabilitation Services selected to administer and oversee the State
20 Use Program; and

21 11. "Procurement schedule" means a designated schedule of
22 products and services currently approved by the ~~Office of Management~~
23 ~~and Enterprise Services Central Purchasing Division~~ State Department
24

1 of Rehabilitation Services as suitable to procure from qualified
2 organizations participating in the State Use Program.

3 SECTION 20. AMENDATORY 74 O.S. 2021, Section 3004, as
4 amended by Section 4, Chapter 252, O.S.L. 2022 (74 O.S. Supp. 2025,
5 Section 3004), is amended to read as follows:

6 Section 3004. ~~The Office of Management and Enterprise Services~~
7 ~~Central Purchasing Division~~ State Department of Rehabilitation
8 Services shall designate and distribute by regulation a schedule,
9 hereinafter referred to as the procurement schedule, of the products
10 directly manufactured, produced, processed, or assembled or services
11 directly performed, offered, or provided by any person with
12 significant disabilities or qualified nonprofit agency for the
13 employment of people with significant disabilities, as defined in
14 Section 3003 of this title, which the ~~State Purchasing Director~~
15 Department determines are suitable for procurement by the state.
16 The products and services on contract will be published on the
17 procurement schedule and will be designated as mandatory. The
18 ~~Office of Management and Enterprise Services Central Purchasing~~
19 ~~Division~~ Department shall have the authority to qualify
20 organizations for inclusion in the State Use Program, monitor
21 qualified organizations for continued compliance to remain active in
22 the program, and remove organizations from the program. ~~Central~~
23 ~~Purchasing~~ The Department shall have the authority to award and
24

1 manage contracts to the qualified organizations as well as to
2 renegotiate or cancel contracts when appropriate.

3 SECTION 21. AMENDATORY 74 O.S. 2021, Section 3004.1, as
4 amended by Section 5, Chapter 252, O.S.L. 2022 (74 O.S. Supp. 2025,
5 Section 3004.1), is amended to read as follows:

6 Section 3004.1. The ~~State Purchasing Director~~ State Department
7 of Rehabilitation Services may enter or award contracts for products
8 or services to a qualified organization as defined in Section 3003
9 of this title and assess a contract management fee or levy. The
10 contract management fee or levy shall be deposited in the State Use
11 Advisory Council Revolving Fund, as created in Section 3004.2 of
12 this title, for the salary, administrative costs, annual trainings,
13 professional association memberships, qualified agency operational
14 improvement grants, periodic economic advantage study, ~~Annual Report~~
15 annual report development, and other expenses incurred by the
16 ~~Central Purchasing Division of the Office of Management and~~
17 ~~Enterprise Services~~ Department for promoting goods and services
18 provided by qualified organizations.

19 SECTION 22. AMENDATORY 74 O.S. 2021, Section 3004.2, as
20 amended by Section 6, Chapter 252, O.S.L. 2022 (74 O.S. Supp. 2025,
21 Section 3004.2), is amended to read as follows:

22 Section 3004.2. There is hereby created in the State Treasury a
23 revolving fund for the ~~Office of Management and Enterprise Services~~
24 State Department of Rehabilitation Services to be designated the

1 "State Use Advisory Council Revolving Fund". The fund shall be a
2 continuing fund, not subject to fiscal year limitations, and shall
3 consist of all proceeds from the management fee or levy on contracts
4 for purchases of products or services of people with significant
5 disabilities, as provided in Section 3004.1 of this title. The fund
6 shall be invested in any of the types of instruments in which the
7 State Treasurer is authorized by law to invest. Interest earned
8 shall be retained by the fund. All monies accruing to the credit of
9 the fund are hereby appropriated and may be budgeted and expended by
10 the ~~Office of Management and Enterprise Services~~ Department for the
11 salary and other administrative expenses of the buyer and clerical
12 and technical support ~~in the Central Purchasing Division of the~~
13 ~~Office of Management and Enterprise Services~~ personnel responsible
14 for contracts for the products and services of people with
15 significant disabilities and expenses the Office incurs to support
16 State Use operations including services of the ~~Centralized Non-~~
17 ~~Profit Agency~~ central nonprofit agency (CNA). Expenditures from the
18 fund shall be made upon warrants issued by the State Treasurer
19 against claims filed as prescribed by law with the Director of the
20 Office of Management and Enterprise Services for approval and
21 payment.

22 SECTION 23. AMENDATORY 74 O.S. 2021, Section 3005, as
23 amended by Section 7, Chapter 252, O.S.L. 2022 (74 O.S. Supp. 2025,
24 Section 3005), is amended to read as follows:

1 Section 3005. ~~The Office of Management and Enterprise Services~~
2 ~~Central Purchasing Division~~ State Department of Rehabilitation
3 Services shall determine the fair market price of all products and
4 services included in the procurement schedule and shall revise such
5 prices in accordance with changing market conditions; provided,
6 however, a change in price shall not be effective prior to the
7 expiration of thirty (30) days from the date on which such change is
8 approved. Approved fair market prices shall be reflected on State
9 Use contracts and procurement schedules within thirty (30) days of
10 approval and distribution.

11 SECTION 24. AMENDATORY 74 O.S. 2021, Section 3006, as
12 amended by Section 8, Chapter 252, O.S.L. 2022 (74 O.S. Supp. 2025,
13 Section 3006), is amended to read as follows:

14 Section 3006. ~~The State Purchasing Director~~ State Department of
15 Rehabilitation Services may contract with a central nonprofit agency
16 to facilitate:

- 17 1. Management of the day-to-day operations of the program;
- 18 2. The facilitation, promotion, and ~~the~~ distribution of orders
19 of the state for products or services on the procurement schedule
20 among qualified nonprofit agencies for people with significant
21 disabilities;
- 22 3. Scheduling and conducting annual training sessions;
- 23 4. Publishing the approved State Use Procurement Schedule;
- 24

1 5. Promotion of the State Use Program through development and
2 distribution of program marketing material, promotion of program
3 through continued contact with current and future customers; and

4 6. All other duties assigned by the ~~RFP~~ Request for Procurement
5 (RFP) through the ~~Office of Management and Enterprise Services~~
6 Department.

7 SECTION 25. AMENDATORY 74 O.S. 2021, Section 3007, as
8 amended by Section 9, Chapter 252, O.S.L. 2022 (74 O.S. Supp. 2025,
9 Section 3007), is amended to read as follows:

10 Section 3007. A. Whenever this state or any of its agencies
11 intends to procure any product or service included in the
12 procurement schedule, that entity shall secure the product or
13 service from a qualified nonprofit agency providing employment to
14 people with significant disabilities at the fair market price
15 determined by the ~~Office of Management and Enterprise Services~~
16 ~~Central Purchasing Division~~ State Department of Rehabilitation
17 Services, if the product or service is available within the period
18 required by the entity and meets the specifications of the entity.

19 B. An agency of this state shall not evade the intent and
20 meaning of this section by slight variations from standards adopted
21 by the ~~Office of Management and Enterprise Services Central~~
22 ~~Purchasing Division~~ Department.

23 C. Provided, the requirements of this section shall not apply
24 to the procurement of janitorial services by the Oklahoma State
25

1 Bureau of Investigation. The Bureau shall conduct background
2 investigations and national criminal history record checks on
3 companies and individuals with which it contracts to provide
4 janitorial services.

5 D. Any municipality or county agency of this state is
6 authorized to purchase products and services from any qualified
7 organization as defined in Section 3003 of this title. The
8 qualified organization shall be able to meet the needs and
9 specifications for the products or services required by the
10 purchasing body at the fair market price. Procurements made
11 pursuant to the provisions of this section shall not be subject to
12 competitive bid requirements.

13 SECTION 26. AMENDATORY 74 O.S. 2021, Section 3008, as
14 amended by Section 10, Chapter 252, O.S.L. 2022 (74 O.S. Supp. 2025,
15 Section 3008), is amended to read as follows:

16 Section 3008. A. Nothing in Section 3001 et seq. of this title
17 pursuant to purchases of products and services from people with
18 significant disabilities shall be construed to prohibit any
19 department or agency of the state from manufacturing or supplying
20 its own products or services for its own use. Procurements made
21 pursuant to Section 3001 et seq. of this title shall not be subject
22 to the competitive bid requirements of the Oklahoma Central
23 Purchasing Act, Section 85.1 et seq. of this title.
24

1 B. ~~The Office of Management and Enterprise Services Central~~
2 ~~Purchasing Division~~ State Department of Rehabilitation Services
3 shall require an annual qualified organization pricing review for
4 all products and services approved and designated on the procurement
5 schedule. The method of the pricing review shall be defined in the
6 promulgated rules.

7 C. When the fair market price for a product or service approved
8 by the ~~Office of Management and Enterprise Services Central~~
9 ~~Purchasing Division~~ Department exceeds a current market price for
10 the same product or service and such lower market price has been
11 verified by the agency through compliance with the fair market
12 analysis process approved by the ~~Office of Management and Enterprise~~
13 ~~Services Central Purchasing Division~~ Department, the State Use
14 contracting officer may grant a temporary exception to a requesting
15 agency so that the agency may purchase the product or service from
16 the supplier offering the lower market price.

17 SECTION 27. AMENDATORY 74 O.S. 2021, Section 3009, as
18 amended by Section 11, Chapter 252, O.S.L. 2022 (74 O.S. Supp. 2025,
19 Section 3009), is amended to read as follows:

20 Section 3009. A. ~~The Office of Management and Enterprise~~
21 ~~Services Central Purchasing Division~~ State Department of
22 Rehabilitation Services shall prescribe rules to carry out the
23 purposes of the provisions of Sections 3001 through 3009 of this
24 title.

1 B. The rules shall include requirements for:

2 1. Publishing a catalog listing goods and services and jobs
3 that qualified agencies employing people with significant
4 disabilities can provide the state, annually; and

5 2. Conducting a minimum of two meetings per year of the State
6 Use Advisory Council, in compliance with the Oklahoma Open Meeting
7 Act, Section 301 et seq. of Title 25 of the Oklahoma Statutes.

8 C. On an annual basis, the ~~Office of Management and Enterprise~~
9 ~~Services~~ Department shall, within sixty (60) days after the close of
10 the fiscal year, electronically transmit a strategic plan for the
11 State Use Program to the President Pro Tempore of the Senate, the
12 Speaker of the House of Representatives, and the Governor.

13 SECTION 28. RECODIFICATION 62 O.S. 2021, Section 34.301,
14 as last amended by Section 1, Chapter 319, O.S.L. 2025 (62 O.S.
15 Supp. 2025, Section 34.301), and as amended by Section 3 of this
16 act, shall be recodified as Section 201 of Title 40 of the Oklahoma
17 Statutes, unless there is created a duplication in numbering.

18 SECTION 29. REPEALER 74 O.S. 2021, Section 78e, is
19 hereby repealed.

20 SECTION 30. REPEALER 74 O.S. 2021, Section 78f, is
21 hereby repealed.

22 SECTION 31. REPEALER 74 O.S. 2021, Section 80.1, is
23 hereby repealed.

24 SECTION 32. This act shall become effective July 1, 2026.

1 SECTION 33. It being immediately necessary for the preservation
2 of the public peace, health or safety, an emergency is hereby
3 declared to exist, by reason whereof this act shall take effect and
4 be in full force from and after its passage and approval.

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