

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

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

4 HOUSE BILL 1046

By: Kerbs of the House

5 and

6 **Montgomery** of the Senate

7  
8  
9 AS INTRODUCED

10 An Act relating to schools; amending 70 O.S. 2011,  
11 Section 22-108, which relates to school district  
12 audits; requiring posting of most recent audit on  
school district website for public inspection; and  
providing an effective date.

13  
14  
15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. AMENDATORY 70 O.S. 2011, Section 22-108, is  
17 amended to read as follows:

18 Section 22-108. A. Each audit of the financial statements of a  
19 school district required by the Oklahoma Public School Audit Law  
20 shall be completed and the auditor's opinion thereon shall be  
21 submitted by the firm to the district board of education within nine  
22 (9) months after the close of the fiscal year of the district board  
23 of education.

1 B. One copy of the auditor's opinions and related financial  
2 statements shall be maintained by the district board of education as  
3 a public record for public inspection at all reasonable times at the  
4 office of the district board of education. A copy or a hyperlink to  
5 a copy of the most recent audit shall be posted on the school  
6 district website for public inspection. All records shall be kept  
7 at least five (5) years.

8 C. The district board of education shall forward a copy of the  
9 auditor's opinions and related financial statements to the State  
10 Board of Education and the State Auditor and Inspector within thirty  
11 (30) days after receipt of the audit. The State Board of Education  
12 shall retain such copy in its office as a public record where it  
13 shall be available for public inspection at all reasonable times.

14 D. The State Board of Education may make inquiries it deems  
15 necessary to determine that each district board of education is  
16 properly complying with the Oklahoma Public School Audit Law. If  
17 within eleven (11) months after the end of the fiscal year of the  
18 school district a copy of the auditor's opinions and related  
19 financial statements has not been received by the State Board of  
20 Education and by the State Auditor and Inspector, an inquiry shall  
21 be made by the State Auditor and Inspector as to why such auditor's  
22 opinions and related financial statements have not been filed,  
23 pursuant to the provisions of Section 212A of Title 74 of the  
24 Oklahoma Statutes. Should the State Auditor and Inspector find that

1 the district board of education has failed to cause an annual audit  
2 of the financial statements and compliance requirements of the  
3 school district to be commenced, the State Auditor and Inspector  
4 shall make a written demand on the board to complete and file such  
5 annual audit of the financial statements and compliance requirements  
6 of the school district within thirty (30) days of the date of such  
7 demand.

8 SECTION 2. This act shall become effective November 1, 2021.

9

10 COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 02/23/2021  
11 - DO PASS, As Coauthored.

12

13

14

15

16

17

18

19

20

21

22

23

24