

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 SENATE BILL 222

By: Standridge

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5
6 AS INTRODUCED

7 An Act relating to public finance; amending 62 O.S.
8 2011, Section 34.36, as last amended by Section 3,
9 Chapter 304, O.S.L. 2016 (62 O.S. Supp. 2016, Section
10 34.36), which relates to state agency budget
11 requests; modifying information required to be
12 included within budget request; and declaring an
13 emergency.

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

15 SECTION 1. AMENDATORY 62 O.S. 2011, Section 34.36, as
16 last amended by Section 3, Chapter 304, O.S.L. 2016 (62 O.S. Supp.
17 2016, Section 34.36), is amended to read as follows:

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

1 B. The forms which must be used in making these reports shall
2 be approved by the Director of the Office of Management and
3 Enterprise Services and the Legislative Oversight Committee on State
4 Budget Performance.

5 C. The forms shall be uniform, and shall clearly designate the
6 information to be given.

7 D. The information provided shall include, but not be limited
8 to:

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

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

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

17 4. A description of the groups of people served by each program
18 in the agency;

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

20 6. A description of the tactics which are intended to
21 accomplish each objective;

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

24 8. A ranking of these programs by priority;

1 9. Actual program expenditures for the current fiscal year and
2 prior fiscal years and the number of personnel required to
3 accomplish each program;

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

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

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

19 13. A statement listing:

20 a. the amount of salary and benefits paid to any person
21 employed by the agency and registered with the Ethics
22 Commission as a legislative liaison,

23 b. an estimate of the percentage of state time spent by
24 such person in duties as a legislative liaison,

1 c. the amount of any gifts or meals provided to a state
2 officer or state employee by such a legislative
3 liaison,

4 d. any amount paid by the agency to contract with or
5 retain a person registered with the Ethics Commission
6 as an executive or legislative lobbyist, and

7 e. the amount of any gifts or meals provided to a state
8 officer or state employee by such an executive or
9 legislative lobbyist attributable to that agency.

10 The information required pursuant to this paragraph shall be
11 provided for the previous full fiscal year and shall be estimated
12 for the current and upcoming fiscal years.

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

19 F. The Director of the Office of Management and Enterprise
20 Services shall submit to the Governor and the Legislative Oversight
21 Committee on State Budget Performance no later than the fifth day of
22 October a complete list of all spending agencies which have failed
23 to submit budgets by October 1.

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

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

14 I. The provisions of this section shall not apply to CompSource
15 Oklahoma if CompSource Oklahoma is operating pursuant to a pilot
16 program authorized by Sections 3316 and 3317 of Title 74 of the
17 Oklahoma Statutes.

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

1 Management and Enterprise Services determines that implementation of
2 such a contract would be feasible and documents that the contractual
3 agreement will result in cost savings or efficiencies to the state.
4 Contracts required by this subsection shall be entered into at the
5 start of the next fiscal year. When a state agency is contracted
6 with the Office of Management and Enterprise Services for the
7 provision of shared financial services, the agency may discontinue
8 using shared services when documentation showing that the agency can
9 provide the services at a lower cost to the state is provided to and
10 approved by the Director of the Office of Management and Enterprise
11 Services. As used in this subsection, "shared services" means
12 process, resource utilization or action as defined by administrative
13 rule. On a yearly basis the Director of the Office of Management
14 and Enterprise Services shall compile and publish a report
15 documenting the cost savings resulting from shared services
16 contracts. The provisions of this subsection shall not be
17 applicable to the Oklahoma State Regents for Higher Education or to
18 any institutions within The Oklahoma State System of Higher
19 Education.

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

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