

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL 342

By: Dahm

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5  
6 AS INTRODUCED

7 An Act relating to state employees; prohibiting state  
8 agencies from using state funding to employ persons  
9 above certain limit; amending 62 O.S. 2011, Section  
10 34.42, as amended by Section 372, Chapter 304, O.S.L.  
11 2012 (62 O.S. Supp. 2018, Section 34.42), which  
12 relates to agency budgets; providing procedure for  
13 determining certain full-time-equivalent employee  
14 limit; specifying duty of Office of Management and  
15 Enterprise Services; defining term; providing for  
16 codification; and declaring an emergency.

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1 SECTION 2. AMENDATORY 62 O.S. 2011, Section 34.42, as  
2 amended by Section 372, Chapter 304, O.S.L. 2012 (62 O.S. Supp.  
3 2018, Section 34.42), is amended to read as follows:

4 Section 34.42. A. On or before the first day of June in each  
5 year, or as soon thereafter as possible, all agencies shall file  
6 agency budgets with the Director of the Office of Management and  
7 Enterprise Services. Copies of all agency budgets shall also be  
8 made available electronically to the staff of the Joint Legislative  
9 Committee on Budget and Program Oversight.

10 B. The required instructions, content and format of agency  
11 budgets shall be developed by the staff of the Budget Division of  
12 the Office of Management and Enterprise Services.

13 C. 1. The agency budget shall include a description of all  
14 funds available to the agency for expenditure and set out allotments  
15 requested by the agency by quarter and the entire fiscal year.

16 2. The agency budget shall be accompanied by an organizational  
17 chart of the agency, a statement of agency mission and program  
18 objectives. For the budget submitted on or before June 1, 2019, or  
19 as soon thereafter as possible, the agency budget shall include the  
20 number of full-time-equivalent employees actually employed by the  
21 agency on January 1, 2019, and an indication for each employee as to  
22 whether the employee is funded with state or federal funding or from  
23 another source. The term "state funding" shall include funding from  
24 fees or other revenue sources authorized by state law and shall

1 include, but not be limited to, state appropriations. The Office of  
2 Management and Enterprise Services shall verify such number for each  
3 agency. Such verified number shall be the limit on the number of  
4 full-time-equivalent employees subject to the provisions of Section  
5 1 of this act, and for fiscal year 2021 and thereafter, may be only  
6 changed by law enacted by the Legislature.

7 3. The agency budget shall delineate agency spending by such  
8 categories and with at least as much detail as is specified in the  
9 legislative appropriation and as prescribed by the Director of the  
10 Office of Management and Enterprise Services.

11 4. Agency budgets shall be signed by the executive officer of  
12 each agency.

13 D. A "request officer" shall be designated by each state agency  
14 for the purpose of making program and allotment requests.

15 E. Executive officers of agencies shall cooperate with the  
16 Office of Management and Enterprise Services staff and Joint  
17 Committee staff in developing program budgeting categories.

18 F. All funds available or expected to be made available to any  
19 agency, including nonfiscal appropriations, shall not be available  
20 for expenditure until the request officer of the agency has complied  
21 with the applicable provisions of the Oklahoma State Finance Act and  
22 has received approval of such request for funds from the Director of  
23 the Office of Management and Enterprise Services.

1 G. The provisions of this section shall not apply to CompSource  
2 Oklahoma if CompSource Oklahoma is operating pursuant to a pilot  
3 program authorized by Sections 3316 and 3317 of Title 74 of the  
4 Oklahoma Statutes.

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

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