An Act relating to state government; amending 74 O.S. 2021, Section 213.2, which relates to performance audits; modifying provisions related to certain examinations by the State Auditor and Inspector; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 74 O.S. 2021, Section 213.2, is amended to read as follows:

Section 213.2  A. There is hereby created in the Office of the State Auditor and Inspector a Performance Audit Division, subject to the discretion of the State Auditor and Inspector. An Assistant State Auditor and Inspector may be appointed to direct the operations of the Division, subject to the supervision and control of the State Auditor and Inspector at all times.

B. The State Auditor and Inspector, deputies and agents of the Performance Audit Division may examine all books and accounts of all public officers, institutions and other governmental entities
specified in Sections 212 through 227.9 of this title to instruct
the proper officers thereof in the performance of their duties and
to prescribe cost-effective methods of operating such governmental
entities; provided, however, the State Auditor and Inspector shall
perform the examinations authorized in this subsection upon
receiving a written request to do so by the Governor, Speaker of the
Oklahoma House of Representatives, President Pro Tempore of the
Oklahoma State Senate, the chief executive officer of a governmental
entity or pursuant to a joint or concurrent resolution of the
Legislature. A copy of the examination shall be given to the
examined entity. A copy of any examination conducted pursuant to
this subsection shall be submitted to the Governor, the Speaker of
the House of Representatives, the President Pro Tempore of the
Senate, the appropriations and budget chairs of the House of
Representatives and the Senate, and the Minority Leader of the House
of Representatives and of the Senate.

C. The cost of the examinations authorized pursuant to
subsection B of this section shall be borne by the examined agency
in an amount not to exceed the actual costs of the examination.
Prior to the start of such an examination, the State Auditor and
Inspector shall prepare in writing and present to the affected state
agency an estimate of the cost of the examination. If the estimate
requires revision, the State Auditor and Inspector shall notify the
agency in a prompt manner. Except as otherwise provided, the State
Auditor and Inspector shall recover its costs for the examination pursuant to monthly progress billings presented by the State Auditor and Inspector to the Office of Management and Enterprise Services detailing current monthly costs for each examination. In addition, the State Auditor and Inspector shall provide a copy of the billing to the affected state agency. The Office of Management and Enterprise Services may deduct the amounts billed from the next subsequent allotment for the corresponding state agency and transfer the funds to the State Auditor and Inspector Revolving Fund.

D. The salaries and traveling expenses of the Assistant State Auditor and Inspector, deputies and agents of the Performance Audit Division and the costs of material, supplies and equipment for the Division shall be paid from funds made available through appropriation by the Legislature.

E. The State Auditor and Inspector shall submit an annual report of the Performance Audit Division to the Governor, the President Pro Tempore of the Senate, the Speaker of the House of Representatives, appropriations and budget chairs of the House of Representatives and the Senate, and the Minority Leader of the Senate and of the House of Representatives.

SECTION 2. This act shall become effective July 1, 2023.

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

Passed the House of Representatives the 7th day of March, 2023.

Presiding Officer of the House of Representatives

Passed the Senate the ___ day of __________, 2023.

Presiding Officer of the Senate