

An Act

ENROLLED HOUSE
BILL NO. 3819

By: McCall and McDugle of the
House

and

Treat and Bergstrom of the
Senate

An Act relating to state government; authorizing inspection of certain contracts by members of the Legislature; defining term; making certain acts unlawful; providing for codification; and providing an effective date.

SUBJECT: State contracts and agreements

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 464.1 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. Upon request, a contract or any other form of agreement made by any state agency shall be open for inspection to any member of the Legislature. For purposes of this section, "state agency" means any office, officer, bureau, board, council, court, commission, institution, unit, division, body or house of the executive or judicial branches of the state government, whether elected or appointed.

B. It shall be unlawful for any state agency to direct, put in contract, or in any way prohibit a vendor, client, employer or independent contractor, person, or any other entity from contacting or communicating with any member of the Legislature.

SECTION 2. This act shall become effective November 1, 2020.

Passed the House of Representatives the 3rd day of March, 2020.

Lammy West
Presiding Officer of the House
of Representatives

Passed the Senate the 12th day of May, 2020.

Samuel R. Paulk
Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 13th

day of May, 20 20, at 1:40 o'clock pm M.

By: Sumner Curry

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20 _____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 22nd

day of May, 20 20, at 12:55 o'clock p. M.

By: Amy Canton

MESSAGE
FROM THE
HOUSE OF REPRESENTATIVES

5/22/2020

TO HONORABLE
SECRETARY OF STATE

By order of the House of Representatives of the State of Oklahoma, this
Message is sent:

Transmitting herewith enrolled HB 3819 together with the Governor's
veto message thereon, and advising that under the provisions of
Article VI, Section 11, of the Constitution of the State of Oklahoma,
the House of Representatives has reconsidered and passed said
measure, over the Governor's veto, by a two-thirds vote of all
members elected to and constituting the House, said vote being as
follows:

House of Representatives:	Ayes:	94,	Nays:	3
Senate:	Ayes:	45,	Nays:	0

Respectfully,

EMILY GILES

Chief Clerk

f

12:36:00
HM37-7

RECEIVED

MAY 22 2020

OKLAHOMA SECRETARY
OF STATE

A. Canton @ 12:55 pm



OFFICE OF

No. HB 3819

THE GOVERNOR
STATE OF OKLAHOMA

OKLAHOMA CITY, OKLA.,

May 19, 2020

TIME SIGNED: 1:40 p.m.

TO THE HONORABLE SPEAKER OF THE HOUSE
AND MEMBERS OF THE OKLAHOMA HOUSE OF REPRESENTATIVES
SECOND REGULAR SESSION OF THE
FIFTY SEVENTH OKLAHOMA LEGISLATURE

ENROLLED HOUSE BILL NO. 3819:

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have vetoed House Bill 3819.

House Bill 3819 would require any contract or agreement by any state office, officer, bureau, board, council, court, commission, institution, unit, division, body or house of the executive or judicial branches be open for inspection to any member of the Legislature. It would also prohibit any of the above listed individuals and entities from prohibiting any person or entity from contacting or communicating with any member of the legislature.

Currently, members of the Legislature, like all Oklahomans, have access to contracts made by the Executive branch through the Open Records Act. Legislators also have the ability to obtain contracts, including those which may have confidential information, through the Legislative Office of Fiscal Transparency ("LOFT"). Further, the Executive and Judicial Branches are already required to make personnel available to LOFT and, if necessary, LOFT has the authority to conduct hearings, compel witnesses to testify and require the production of information.

As written, House Bill 3819 does not require that any information made confidential by law be maintained in confidence by the requesting legislator. It also provides no protection to the integrity of grand juries and internal and external civil and criminal investigations conducted by various agencies. Lastly, while mandating contracts and employees of the Executive and Judicial branches be available to members of the Legislative branch, there is no such requirement for contracts by and employees of the Legislature.

For the aforementioned reasons, I have vetoed House Bill 3819.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA

By Collette Hall Hatcher

Date/Time 5/19/2020 4:42 pm

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MAY 19 2020

OKLAHOMA SECRETARY
OF STATE

A. Canton @ 4:49 pm