







LISA HODGES, CFE, CGFM

State Auditor & Inspector

FY 2025 Budget Hearing Presentation

FORENSIC DIVISION

74 O.S. § 212

VESTIGATIVE

Citizen Petition

5



BRENDA HOLT, CPA

STATE **DIVISION**

74 O.S. § 212(B)(1) 74 O.S. § 212(B)(3)



BILLY SWINDELL

SPECIALIZED DIVISION 10

3A O.S. § § 261 & 263



MARK HUDSON CPA, CGMA

MELISSA CAPPS CED 8 Circuit Engineering District

County Treasurer

EGID

PERFORMANCE DIVISION

D.S. § § 212(B)(1)-212(B)(2)

D.S. § 213.2

D.S. § 687.1(D)

7 County Managers

COUNTY DIVISION 49

9 O.S & & 177.1-177.7

rticle VI § 19 rticle X § 9C

CHERYL WILSON, D.S. § 212(E) **CFS**



SAI CREDENTIALS

#	CREDENTIAL
12	CPA
7	CFE Certified Fraud Examiners
8	Master Of Business Administration
3	CIA Certified Internal Auditors
2	Master Of Science In Accounting
3	Certified Government Auditing Professional
4	Certified Government Financial Manager
1	CISA Certified Information Systems Auditor
1	JD Attorney



National State Auditors Association An Affiliate of NASACT



449 Lewis Hargett Circle, Suite 290 Lexington, KY 40503-3590

The Hall of the States 444 N. Capitol Street, NW, Suite 422 Washington, DC 20001 P (202) 624-5451, F (202) 624-5473

PEER REVIEW REPORT July 21, 2023

The Honorable Cindy Byrd, CPA State of Oklahoma Office of the State Auditor & Inspector 2300 N. Lincoln Blvd. Room 123 Oklahoma City, OK 73105

We have reviewed the system of quality control of Oklahoma Office of the State Auditor & Inspector (the office) in effect for the period July 1, 2022 through June 30, 2023 and for the 2021 State of Oklahoma ACFR audit released on January 26, 2022. A system of quality control encompasses the office's organizational structure and the policies adopted and procedures established to provide it with reasonable assurance of performing and reporting in conformity with applicable professional standards in all material respects. The design of the system and compliance with it are the responsibility of the office. Our responsibility is to express an opinion on the design of the system and the office's compliance with the system based on our review.

We conducted our review in accordance with the policies and procedures for external peer reviews established by the National State Auditors Association (NSAA). In performing our review, we obtained an understanding of the office's system of quality control for engagements conducted in accordance with professional standards. In addition, we tested compliance with the office's quality control policies and procedures to the extent we considered appropriate. These tests covered the application of the office's policies and procedures on selected engagements. The engagements selected represented a reasonable cross-section of the office's engagements conducted in accordance with professional standards. We believe that the procedures we performed provide a reasonable basis for our opinion.

Our review was based on selective tests; therefore it would not necessarily disclose all design matters in the system of quality control or all compliance matters with the system. Also, there are inherent limitations in the effectiveness of any system of quality control; therefore, noncompliance with the system of quality control may occur and not be detected. Projection of any evaluation of a system of quality control to future periods is subject to the risk that the system of quality control may become inadequate because of changes in conditions, or because the degree of compliance with the policies or procedures may deteriorate.

In our opinion, the system of quality control of the Office of the State Auditor & Inspector in effect for the period July 1, 2022 through June 30, 2023 and for the 2021 State of Oklahoma ACFR has been suitably designed and was complied with during the period to provide the audit organization with reasonable assurance of performing and reporting in conformity with Government Auditing Standards in all material respects. Audit organizations can receive a rating of pass, pass with deficiency(ies), or fail. The Oklahoma Office of the State Auditor & Inspector has received a peer review rating of pass.

Concurring Reviewer

External Peer Review Team National State Auditors Association Thomas Troutman, CPA, CIA, CGFM

Team Leader

External Peer Review Team National State Auditors Association

PEER REVIEW **July 2023**



CINDY WHEELER, CPA

PASSED WITH HIGHEST RATING

FORENSIC DIVISION

5

74 O.S. § 212 74 O.S. § 18(f)

VESTIGATIVE

Citizen Petition

STATE DIVISION 22

74 O.S. § 212(B)(1)

74 O.S. § 212(B)(3)

SPECIALIZED DIVISION

3A O.S. § § 261 & 263

ACFR STATE

SINGLE AUDIT FEDERAL

PERFORMANCE DIVISION

74 O.S. § § 212(B)(1)-212(B)(2)

74 O.S. § 213.2

69 O.S. § 687.1(D)

7 County Managers

COUNTY DIVISION

19 O.S **§ §** 177.1-177.7

Article VI § 19 Article X § 9C

-74 O.S. § 212(E)

CEU 8 Circuit Engineering District

County Treasurer

EGID

FORENSIC DIVISION

By Request

5

By Request

CED

8 Circuit Engineering District

PERFORMANCE DIVISION

74 O.S. § 212

74 O.S. § 18(f)

INVESTIGATIVE **Citizen Petition**

74 O.S. § § 212(B)(1)-212(B)(2)

74 O.S. § 213.2

69 O.S. § 687.1(D)



MELISSA CAPPS

- > GOVENOR
- ➤ GOVERNING BOARD
- > AGENCY HEAD
- > LEGISLATURE

> ATTORNEY GENERAL

> GOVENOR

BRENDA HOLT, CPA

- ➤ DISTRICT ATTORNEY
- ➤ GOVERNING BOARD
- > CITIZEN PETITION

SPECIAL AUDITS





OKLAHOMA
Employment Security
Commission











Epic charges: Ben Harris, David Chaney, Josh Brock arrested for 'complicated criminal enterprise' June 23, 2022

By Tres Savage and Megan Prather - Thursday, June 23, 2022 **BEN HARRIS** DAVID CHANEY JOSH BROCK **FELONIES FACING:** - RACKETEERING -VIOLATION OF OK COMPUTER CRIMES ACT -EMBEZZLEMENT OF STATE FUNDS - SUBMITTING FALSE DOCUMENTS TO STATE - MONEY BY FALSE PRETENSE UNLAWFUL PROCEEDS - CONSPIRACY TO COMMIT FELONY



EPIC FOUNDERS FACE NEW CHARGES

4 NEW CHARGES

MONEY LAUNDERING

CONSPIRACY TO DEFRAUD STATE

EMBEZZLEMENT



FORENSIC

By Request

DIVISION



4 State

5 County

8 Schools

9 Other

BRENDA HOLT, CPA 30 City/Towns

Citizen Petition

INVESTIGATIVE

ACFR

FEDERAL

EGID

PERFORMANCE DIVISION

74 O.S. § § 212(B)(1)-212(B)(2)

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74 O.S. § 212(B)(1) 74 O.S. § 212(B)(3)

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COUNTY DIVISION 49

19 O.S **§ §** 177.1-177.7

Article VI § 19 Article X § 9C

74 O.S. § 212(E)

STATE

SINGLE AUDIT

CEU

8 Circuit Engineering District

County Treasurer

MUNCIPALITY	COST	REQUEST
AFTON	\$50,000**	CITIZEN PETITION
BRADLEY	\$17,000*	PETITION
BRAMAN	\$15,000**	DA
CALVIN	\$40,000*	PETITION
CHEROKEE	\$20,000**	DA
COLBERT	\$35,000*	BOARD
COYLE	\$25,000**	DA
DURANT	\$35,000**	BOARD
FAIRVIEW	\$40,000*	BOARD
FORT COFFEE	\$20,000*	BOARD
FORT TOWSON	\$30,000**	DA
GRANDFIELD	\$30,000**	DA
HAWORTH	\$20,000*	DA
HENNESSEY	\$35,000*	DA
HARRAH	\$35,000**	BOARD
HENRYETTA	\$36,000*	PETITION
HOLDENVILLE	\$23,000*	PETITION
HOLLISTER	\$10,000*	DA
JONES	\$90,000	BOARD
KONAWA	\$45,000*	BOARD/DA
LINDSAY	\$50,000**	DA
MARSHALL	\$15,000*	PETITION
MAUD	\$20,000**	BOARD
MCALESTER	\$75,000**	PETITION
MCCLOUD	\$20,000*	BOARD

MUNCIPALITY AUDITS IN QUE

- 1. OMA/ORR
- 2. Utility Billing
- 3. Expenditures; Credit Cards
- 4. Revenues; Cash
- 5. Malfeasance w/ fines; fees; excessive rates
- 6. Improper Transfers or Diverting Funds
- 7. Payroll
- 8. Vendor Contracts
- 9. Related Party Transactions-Nepotism
- 10.Elections/Campaign Contributions

OILTON	\$70,000**	PETITION
PAULS VALLEY	\$68,000*	PETITION
RED ROCK	\$20,000*	DA
SPENCER	\$75,000**	PETITION
WANETTE	\$60,000**	PETITION
WYNNEWOOD	\$60,000**	PETITION

UNBILLABLE HOURS

CITY/TOWN AUDITS ISSUED

MUNCIPALITY	COST of AUDIT	REQUEST	MISAPPROPRIATED	YEAR
BENNINGTON	\$32,000*	PETITION	\$25,000	JAN '22
BLACKWELL	\$20,000*	DA	\$130,000	JULY '21
BOYNTON	\$24,000*	DA	\$115,000	JAN '20
LONE WOLF	\$30,000*	BOARD	\$79,000	OCT '21
KEOTA	\$15,000*	DA	NON-COMPLIANCE	APRIL'22
OCHELATA	\$14,000*	PETITION	NON-COMPLIANCE	DEC '22
PIEDMONT	\$12,500*	BOARD	NON-COMPLIANCE	MAR '22
TRYON	\$13,500*	BOARD	\$100,000	FEB '22
SHAWNEE	\$30,000*	DA	NON-COMPLAINCE	MAR '22
WAUKOMIS	\$17,000*	DA	\$55,000	OCT '22
OCHELATA	\$14,000*	CITIZEN PETITION	NON-COMPLIANCE	DEC '22
ALVA	\$40,000*	CITIZEN PETITION	NON-COMPLIANCE	FEB '23
CLAREMORE	\$35,000*	BOARD REQUEST	NON COMPLIANCE	MAR '23

AUDITS ISSUED

FORENSIC DIVISION 5

with potential charges

ENTITY	REQUEST	\$ MISAPPROPRIATED	YEAR
SEEWORTH ACADEMY	SDE	\$395,000	2021
EPIC CHARTER	GOVERNOR	\$28,000,000	2020
STILLWATER SCHOOL	DA	\$216,000	2022
TALIHINA SCHOOL	PETITION	\$15,000	2023
HASKELL SHERIFF	DA	\$25,000	2023
LOVE TREASURER	BOARD	\$21,000	2023

SCHOOL	REQUEST	TOPIC
OKC/SDE	BOARD	Funding Formula
Billings Public	DA	Misappropriation of Funds
Bokoshe Public	DA Financial Manageme Superintendent ab	
Western Heights	SDE/BOARD	Financial Management and Superintendent abuses
Santa Fe Charter	BOARD	Compliance
Tulsa Public	GOVERNOR	ESSER, Embezzlement
Varnum Public	DA	Embezzlement
Stillwater Booster	DA	Embezzlement

ENTITY	REQUEST
PAYNE ENVIRONMENTAL DEPT	BOARD
LINCOLN 911	DA
GRADY VOLUNTEER FIRE DEPT	DA
DA ALAN GRUBB	DA
YALE HOUSING AUTHORITY	BOARD
SE LIBRARY SYSTEM	DA
MAYES FAIRGROUNDS	DA
SEMINOLE SHERIFF	DA
STEPHEN RURAL WATER DISTRICT	DA



By Request

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AUDIT WORK

4 State

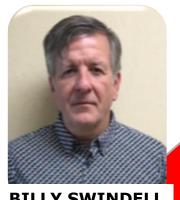
5 County

8 Schools

9 Other

30 City/Towns

INVESTIGATIVECitizen Petition



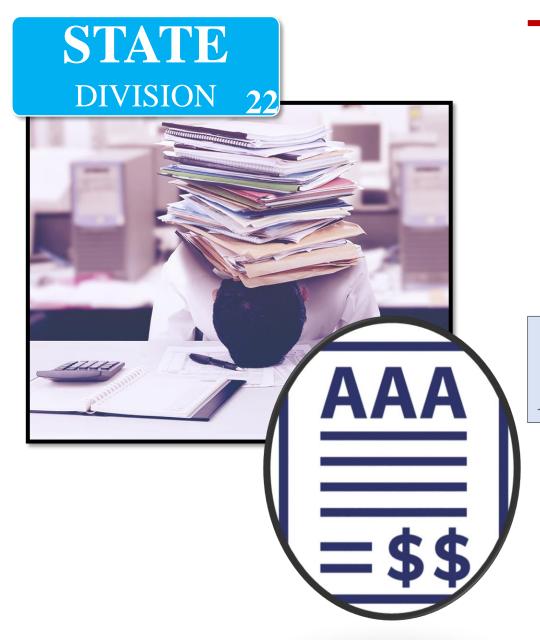
BILLY SWINDELL

STATE DIVISION 22

74 O.S. § 212(B)(1) 74 O.S. § 212(B)(3) **ACFR** STATE \$30B **SINGLE AUDIT FED \$14B**

- **BOND RATING**
- > ELIGIBLITY FOR FEDERAL FUNDS

SAI WORKLOAD



\$30B STATE DOLLARS

OMES

Statewide Financial Report

OKLAHOMA STATE AUDITOR & INSPECTOR

ACFR FY22-Aug. 31, 2023

ANNUAL **COMPREHENSIVE FINANCIAL** REPORT

STATE BOND RATING - -AT RISK

- > Increased Funds into State
- > Loss of Fiscal Staff
- **Loss of Institutional Knowledge**
- **OMES Reporting Errors**

SAI WORKLOAD

Auditor and Inspector - 300

4,480,315

4,480,315

0.0%



FEDERAL DOLLARS

SINGLE AUDIT

2010	2020	2021	2022	2022
2019	2020	2021	2022	2023

\$7B \$10B

9,000 HRS 15,00

\$14B \$13.5B

15,000 HRS

COUNTY
DIVISION 47

FEDERAL AUDITS

2020	2021	2022	2023
15	45	64	62

FEDERAL DOLLARS



Dollars spent that do NOT align with the GRANT's objectives and compliance Requirements



STATE OF RETURN FUNDS? OKLAHOMA

Single Audit Report

\$30M QUESTIONED COST

For the fiscal year ended June 30, 2020

Cindy Byrd, CPA

State Auditor & Inspector

21 SINGLE AUDIT FINDING	S: # of	# of REPEAT	Federal
State Agency	Findings	FINDINGS	Questioned Costs
CARES Forward	8	0	\$13,757,608
State of Oklahoma/Governor's Office	4	0	\$8,404,700
Dept. of Education	4	2	\$0
Office of Emergency Management	3	1	\$0
Employment Security Commission	10	3	\$222,951
Oklahoma Health Care Authority	4	3	\$286*
Dept. of Health	4	0	\$45,193
Dept. of Human Services	25	11)	\$1,135,329 (federal); \$893,864 (state MOE/match)
Dept. of Transportation	8	0	\$5,141,550
Dept. of Veterans Affairs	1	0	\$57,740
Total	74	22	\$28,765,357 (federal)

STATE AUDITOR BYRD RELEASES FEDERAL SINGLE AUDIT

"The State of Oklahoma dropped the ball on compliance and oversight."

6-27-23

OKLAHOMA CITY, OK (June 27, 2023)

Oklahoma State Auditor & Inspector (SAI) Cindy Byrd released today the Federal Single Audit of expenditures made during SFY 2021 which includes pandemic funds. This annual audit is a federally-mandated examination of how the State of Oklahoma spends federal grant money and whether the State complied with federal regulations.

The audit report covers \$14 billion dollars of expenditures which are audited through a federal formula provided by the federal government.

The administration of federal grants requires specialized knowledge of federal laws and regulations, implementation guidelines, as well as monitoring and reporting requirements.

SAI is required to report 'questioned costs' that fail to align with the objectives of the grant. The federal government will review the reported questioned costs and determine if the State must repay misappropriated funds.

"Every federal grant comes with very strict requirements which the State of Oklahoma agrees to follow," said Auditor Cindy Byrd. "Any person in charge of managing federal grants needs a certain level of proficiency because the compliance regulations are very complicated."

The audit report reveals the following findings of note:

CARES

The State of Ol Aid, Relief, and Ecor pandemic. For SFY: equipment (PPE), h agencies, counties ar the State of Oklahor \$12.2M QUESTIONED COST

te the effects of the personal protective ted expenses. State its of expenditures to the documentation to

ensure the payments were made for COVID related expenditures and did not ensure that the goods and/or services were received prior to payment. Because of this, **SAI has reported \$12.2 million dollars in questioned costs.**

EMERGENCY RENTAL ASSISTANCE

Oklahoma received more than \$376 million dollars for the Emergency Rental

\$1.6M QUESTIONED COST

\$15M?
SFY2023
QUESTIONED COST

grant. Because of the administrative overchar awards were denied assistance because the u foundation. **SAI has reported \$1.6 million doll**

In September of 2022, SAI alerted the State that these management fees were unallowable costs, but **the State failed to stop the overcharge of administrative fees to the ERA grant** which has resulted in an additional \$8.6 million dollars in unallowable costs as of June 30, 2022. If these processes continue, the total State of Oklahoma ERA program unallowable costs may increase to \$15 million by the end of SFY 2023.

GEER

Among the ex Governor's Emergence to decide how best to

Two GEER progissues. Both program the pandemic and we



esignated for the ined for Governors e pandemic.

IS), had significant nic hardship due to st served basis.

BRIDGE THE GAP:

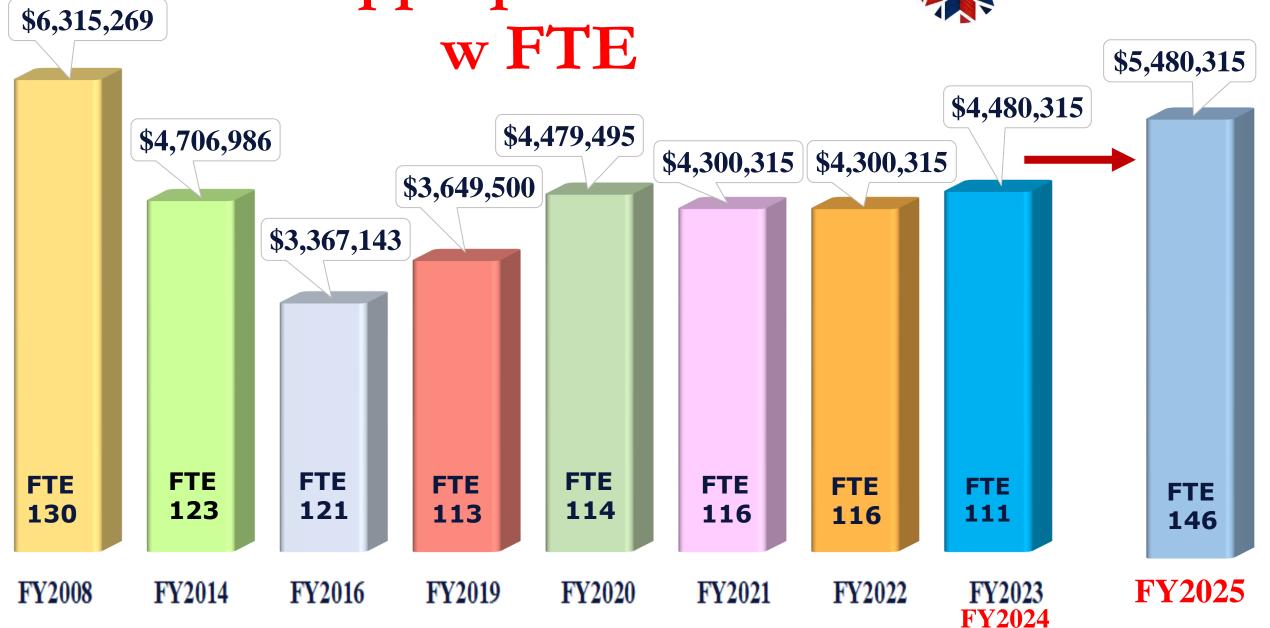
Bridge The Gap (BTG) had a budget of \$8 million dollars to help low-income families purchase education supplies, curriculum, technology, and tutoring for their child to effectively learn at home during COVID.

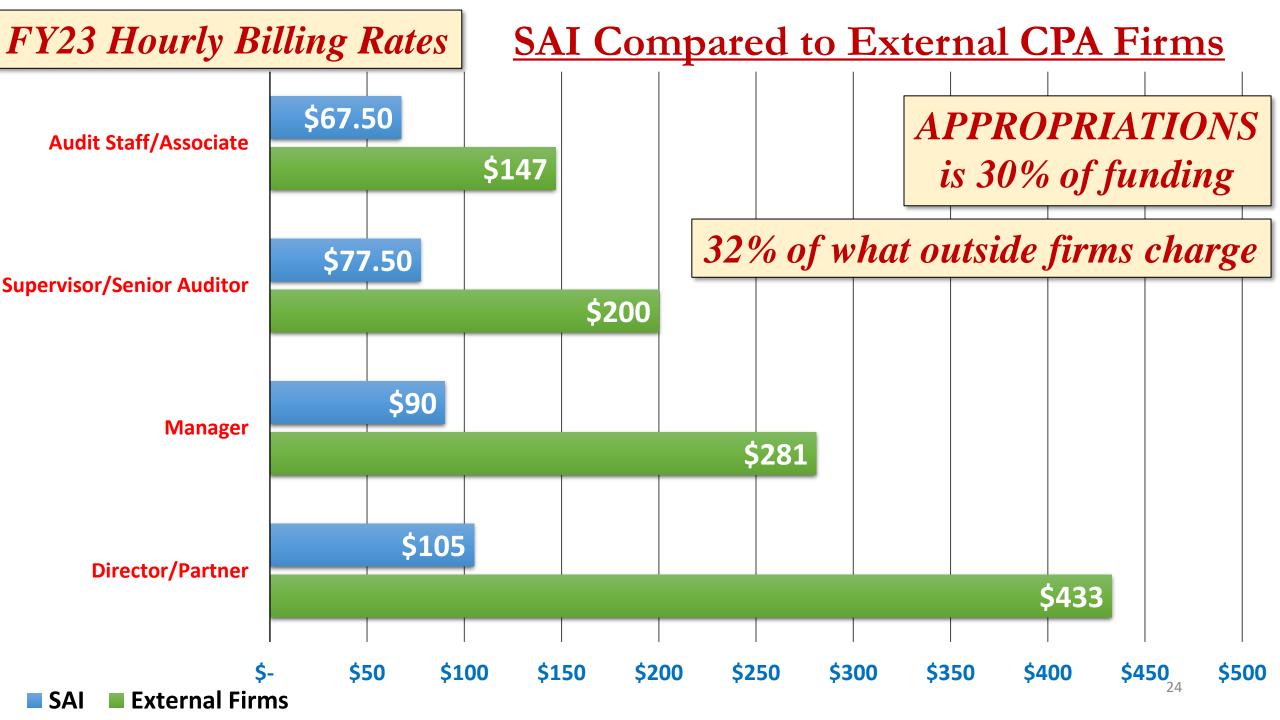
5,000 families received \$1,500 each which they could spend at designated retailers. However, the State of Oklahoma did not place any restrictions or parameters on which items families could purchase.

"Proper system controls were offered by the digital wallet vendor to limit the families' purchases to education-related items but those controls were declined by the individual placed in charge of the BTG program," Auditor Byrd said. "We found that \$1.7 million was spent on various non-educational items such as kitchen appliances, power tools, furniture, and entertainment."

SAI Appropriated Funds







NON-BILLABLE POSITIONS

- State Auditor
- **Deputy State Auditor**
- **Quality Assurance Director**
- County Billing/Admin (2)
- IT Support Staff (3)
- Human Resources
- Accounting/Purchasing (2)
- Front Desk Reception
- Executive Assistant to the State Auditor

ON-BILLABLE REQUIRED BY STATU

- County Management Services
- Board of Equalization Executive Assistant
- Pension Commission Executive Assistant

30% APPROPRIATIONS helps cover **NON-BILLABLE POSITIONS**







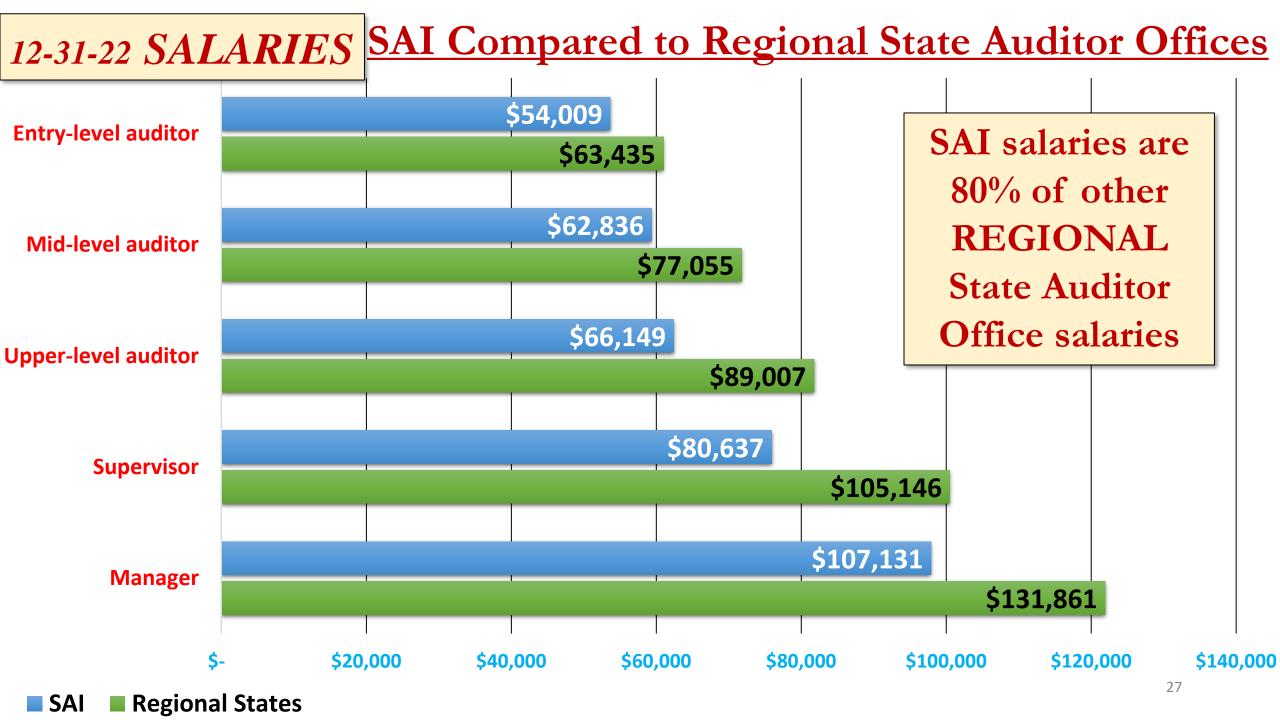
NON-BILLABLE TIME

30% APPROPRIATIONS also covers the time staff cannot bill

- Administrative Duties
- Training
- Information Requests
- Court Hearings
- Prosecution Preparation







AUDITOR/CPA CRISIS

Fewer auditors have led to a lag in financial reporting and is threatening to translate into more costs for governments.

There's an accountant shortage. And some CPAs say the 150-hour college credit requirement needs to change

JANUARY 18, 2023

A Storm is Brewing: The Accountant Shortage Is Already Affecting Nonprofits

By: Jerilyn Dressler, CPA

BY <u>SHERYL ESTRADA</u> September 7, 2023 at 6:30 AM CDT



How an Auditor Shortage Could Hurt Local Governments

By Liz Farmer

APRIL 18, 2023

POACHING -(2023)

SAI POSITION	NEW EMPLOYER	SAI SALARY	NEW EMPLOYER SALARY	DIFFER	RENCE
Audit Director	Public Firm	\$108,000	\$133,000	\$25,000	23.2%
Admin Manager	Corporation Commission	\$84,750	\$94,000	\$9,250	10.9%
Staff Auditor	ODOT	\$52,200	\$61,600	\$9,400	18.0%
IT Auditor	Dept. of Health	\$63,000	\$85,000	\$22,000	34.9%
Staff Auditor	OMES	\$49,400	\$62,500	\$13,100	26.5%

POACHING -(2022)

SAI POSITION	POSITION EMPLOYER SALARY EMPLOYE		NEW EMPLOYER SALARY	DIFFER	RENCE
Audit Manager	City of Stillwater	\$92,600	\$107,000	\$14,400	15.6%
Staff Auditor	Air Force	\$44,000	\$52,000	\$8,000	18.2%
Staff Auditor	Depart. of Defense	\$46,600	\$65,000	\$18,400	39.5%
Staff Auditor	Depart. of Defense	\$53,500	\$65,000	\$11,500	21.5%
Staff Auditor	Public Audit Firm	\$45,500	\$65,000	\$19,500	42.9%

Chapter 10 - Salaries and Employees

Section 250.4 - State Officers - Salaries

The State Auditor and Inspector shall receive a salary of \$114,713

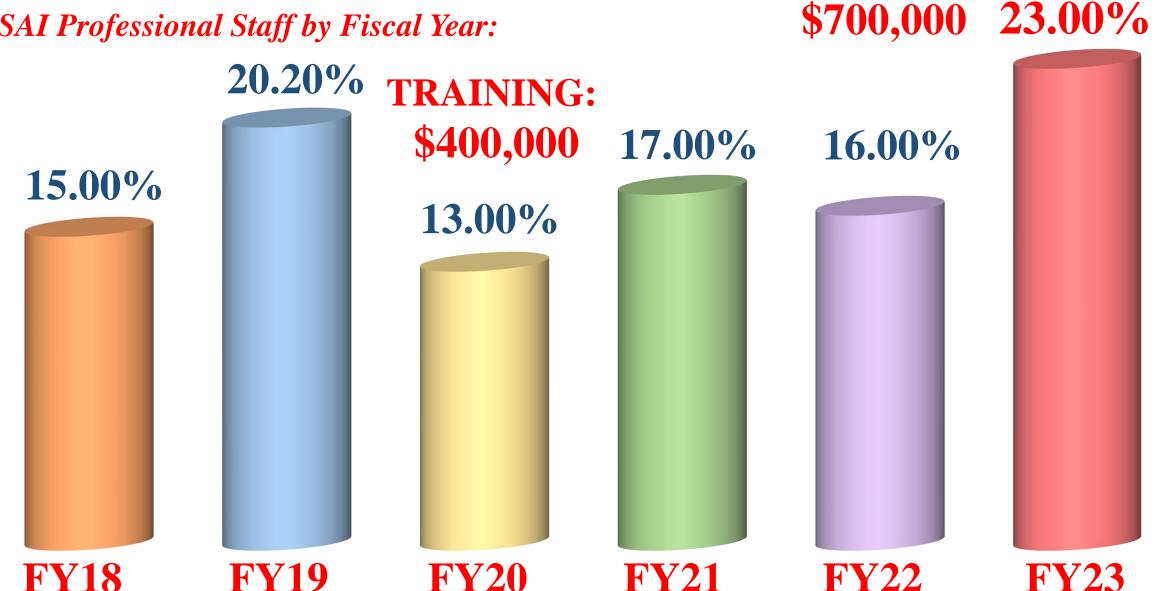
Salary information for state audit age and comptroller offices

	Mean	Median
Section A (Audit Agency)		
Agency head:		
All	\$148,483	\$137,488
Appointed	\$163,051	\$170,354
Elected	\$122,774	\$114,713
With a CPA	\$160,318	\$170,354
Chief deputy	\$134,020	\$133,952
Other deputies	\$130,900	\$125,830
Division head	\$122,224	\$122,353
Audit manager	\$104,759	\$104,309
Audit supervisor	\$87,769	\$87,963
Senior/middle-level auditor	\$65,102	\$63,215

https://www.journalofaccountancy.com/issues/2022/nov/benefits-of-public-sector-accounting-careers.html?utm_source=mnl:cpal&utm_medium=email&utm_campaign=02Dec2022

TURNOVER RATE

SAI Professional Staff by Fiscal Year:



TRAINING:



FY2024 Appropriations: \$4,480,315

FY2023 Expenditures		
Payroll	\$11,115,921	87.8%
Fleet/Rent	\$378,915	3%
Equipment/Software	\$216,522	1.7%
Travel	\$126,688	1%
Other	\$824,967	6.5%
TOTAL:	\$12,663,013	100%



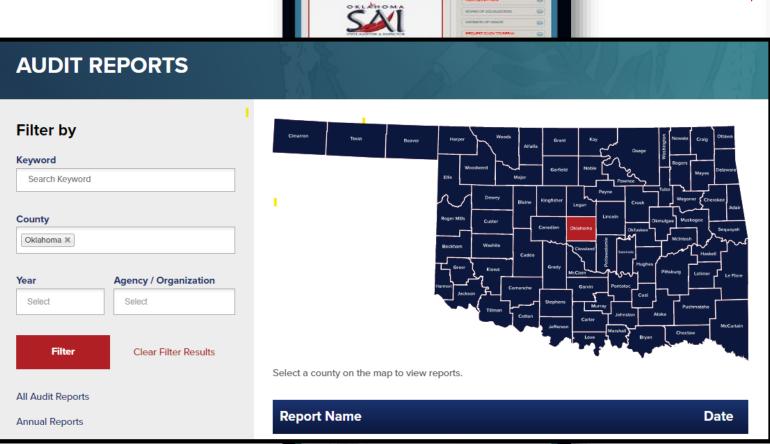
AUDITS FILED WITH SAI

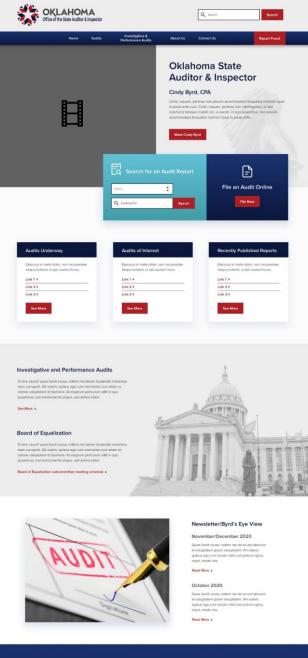
ONLINE AUDIT FILING Any public accountant or certified public accountant filing an audit, performance audit, agreed-upon-procedures report or other attestation engagement report with the State Auditor and Inspector pursuant to this section shall be required to pay a filing fee of One Hundred Dollars (\$100.00) for the purposes of processing such reports and ensuring compliance with the provisions of this section. (74 OS § 212A.2.) Information on How to File State Auditor Policy on Public Trust Filings **SAI** Forms 2643, 2644, and 2645 Please note that you can now make payments larger than \$100 in order to submit multiple audits. When submitting multiple audits, use the same Transaction ID for each Audit Submit. Audit Firm Name: Firm Email Address: **Entity Name:** Entity Type: Select an Entity Type -Reporting Period: (MM-DD-YYYY) Type of Report: - Select a Report Type -Click HERE to pay filing fee and obtain Transaction ID number Transaction ID: Select PDF file to upload: Choose File No file chosen SUBMIT REPORT

SAI WEBSITE

www.sai.ok.gov









fice shoma State Auditor & Inspector's Office 2300 N. Lincoln Blvd. Suite 123

Other Links
Employment Opport
Estimate of Needs

REVOLVING FUNDS

\$2M

Oklahoma Statutes

Title 74. State Government;

Section 227.9 - State Auditor and Inspector Revolving Fund

"....the State Auditor and Inspector shall at the close of each fiscal year pay into the General Revenue Fund of the state any unencumbered balance remaining in said revolving fund in excess of Eight Hundred Fifty Thousand Dollars (\$850,000)."

LEGISLATIVE REQUEST: <u>REMOVE CAP OR RAISE TO \$2M</u>



- > \$1.1M in expenditures per month
- > \$950,000 for payroll
- Uncertainty on collections



NIST AUDIT





Low Risk 0-15 Average Risk 15-60 High Risk 60+

Oklahoma State Auditor & Inspector Information Security Audit:
Executive Summary Report

CONFIDENTIAL

Date Submitted: December 16, 2022

Cerberus Cyber Sentinel Corporation 6900 E Camelback Rd, Ste 240 Scottsdale, AZ 85258 CerberusSentinel.com

SAI LEGISLATIVE NEEDS

- IT SEPARATION
- REVOLVING FUND CAP RAISED or REMOVED
- MUNCIPALITY AUDIT REFORM
- SCHOOL AUDIT REFORM







