

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL NO. 135

BY: TAYLOR and HANEY of the
SENATE

and

HAMILTON (James) and
STEIDLEY of the HOUSE

COMMITTEE SUBSTITUTE

AN ACT RELATING TO THE OKLAHOMA CONSERVATION

COMMISSION; MAKING AN APPROPRIATION THERETO;
STATING THE PURPOSE; PROVIDING FOR DUTIES AND
COMPENSATION OF EMPLOYEES; LIMITING THE SALARY OF
THE EXECUTIVE DIRECTOR; PROVIDING BUDGETARY
LIMITATIONS; PROVIDING FOR CERTAIN EMPLOYEE
POSITIONS TO BE FUNDED BY FEDERAL FUNDS; PROVIDING
FOR TERMINATION OF CERTAIN EMPLOYEES UPON LOSS OF
CERTAIN FEDERAL FUNDS; EXEMPTING CERTAIN EMPLOYEES
FROM CERTAIN RULES; AUTHORIZING CERTAIN
EXPENDITURES FROM THE SMALL WATERSHEDS FLOOD
CONTROL FUND; AUTHORIZING CERTAIN PURPOSES;
PROVIDING LAPSE DATE; PROVIDING AN EFFECTIVE DATE;
AND DECLARING AN EMERGENCY.

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

SECTION 1. There is hereby appropriated to the Oklahoma
Conservation Commission from any monies not otherwise appropriated

from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1992, the following amount or so much thereof as may be required for the following purposes:

Administration	\$315,000.00
Watershed Planning and Development	288,000.00
District Employees Benefits	658,000.00
Field Service	<u>3,657,664.00</u>
TOTAL	\$4,918,664.00

SECTION 2. There is hereby appropriated to the Oklahoma Conservation Commission from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1992, the sum of Twenty Thousand Dollars (\$20,000.00) for purposes of supporting the Water Quality Cost Share Program.

SECTION 3. The funds appropriated by Sections 1 and 2 of this act shall be expended in the following categories and amounts:

Personal Services	\$ 489,260.00
Other Operating Expenses	<u>4,449,404.00</u>
TOTAL	\$4,938,664.00

SECTION 4. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Conservation Commission by law shall be set by the Commission. The salary of the Executive Director shall not exceed Forty-nine Thousand Eight Hundred Eighty-nine Dollars (\$49,889.00) per annum, payable monthly for the fiscal year ending June 30, 1992. The Oklahoma Conservation Commission, for the fiscal year ending June 30, 1992, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capital and special projects, except as

may be authorized pursuant to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	18.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments	
Authorized by State Statutes	\$596,000.00
Professional and Personal Services Contracts	\$135,000.00
Lease-Purchase Agreements	\$50,000.00
Purchase of Equipment	\$175,000.00
Expenditure of Revolving Funds	\$203,000.00
Expenditure of Federal Funds	\$5,750,000.00
Total Expenditures for Operations	\$10,891,664.00

SECTION 5. Of the eighteen (18) full-time-equivalent employee positions authorized in Section 4 of this act, six (6) full-time-equivalent employee positions shall be filled contingent upon the procurement of federal funds for the Abandoned Mine Lands Program. Said six (6) full-time-equivalent employee positions supported by these federal funds shall be terminated when federal support is discontinued. Said six (6) full-time-equivalent employees shall be unclassified and, except for leave regulations, shall be exempt from the rules of the Merit System of Personnel Administration.

SECTION 6. Notwithstanding the purpose and limitations specified by Sections 1501-704, 1501-705 and 1501-706 of Title 82 of the Oklahoma Statutes, the Oklahoma Conservation Commission is hereby authorized to expend an amount not to exceed Two Hundred Thousand Dollars (\$200,000.00) from the Small Watersheds Flood Control Fund for flood control, safety and agency operations during the fiscal year ending June 30, 1992.

Of the amount authorized for expenditure in this section the Executive Director of the Oklahoma Conservation Commission is hereby

authorized to expend an amount not to exceed One Hundred Thousand Dollars (\$100,000.00) for critical needs as the Executive Director shall deem necessary for maintenance, operations and equipment. The Executive Director is authorized to purchase equipment and to enter into contracts with municipalities to carry out the provisions of this section.

SECTION 7. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1992. Any unexpended funds remaining after November 15, 1992, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 8. This act shall become effective July 1, 1991.

SECTION 9. It being immediately necessary for the preservation of the public peace, health and 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.

43-1-9265

JB