

ENGROSSED HOUSE
BILL NO. 2425

BY: HAMILTON (James) and
STEIDLEY of the HOUSE

and

TAYLOR and HANEY of the
SENATE

AN ACT RELATING TO VARIOUS STATE AGENCIES; MAKING AN
APPROPRIATION TO THE ALCOHOLIC BEVERAGE LAWS
ENFORCEMENT COMMISSION; STATING PURPOSE; PROVIDING
FOR THE DUTIES AND COMPENSATION OF EMPLOYEES;
LIMITING THE SALARY OF THE DIRECTOR; PROVIDING
BUDGETARY LIMITATIONS; LIMITING CERTAIN
EXPENDITURES; MAKING APPROPRIATIONS TO THE COUNCIL
ON LAW ENFORCEMENT EDUCATION AND TRAINING; STATING
PURPOSES; PROVIDING FOR THE DUTIES AND COMPENSATION
OF EMPLOYEES; LIMITING THE SALARY OF THE DIRECTOR;
PROVIDING BUDGETARY LIMITATIONS; LIMITING CERTAIN
EXPENDITURES; MAKING AN APPROPRIATION TO THE
OKLAHOMA STATE BUREAU OF INVESTIGATION; STATING
PURPOSE; AUTHORIZING THE TRANSFER OF CERTAIN
MONIES; PROVIDING FOR THE DUTIES AND COMPENSATION
OF EMPLOYEES; LIMITING THE SALARY OF THE DIRECTOR;
PROVIDING BUDGETARY LIMITATIONS; LIMITING CERTAIN
EXPENDITURES; MAKING AN APPROPRIATION TO THE
OKLAHOMA STATE BUREAU OF NARCOTICS AND DANGEROUS
DRUGS CONTROL; STATING PURPOSE; LIMITING THE AMOUNT
OF APPROPRIATED MONEY WHICH MAY BE USED FOR CERTAIN
PURPOSE; AUTHORIZING THE TRANSFER OF CERTAIN
MONIES; REQUIRING THE PROMULGATION OF RULES AND

REGULATIONS FOR SUCH TRANSFER; PROVIDING FOR THE DUTIES AND COMPENSATION OF EMPLOYEES; LIMITING THE SALARY OF THE DIRECTOR; PROVIDING FOR CERTAIN UNCLASSIFIED POSITIONS; PROVIDING BUDGETARY LIMITATIONS; LIMITING CERTAIN EXPENDITURES; MAKING APPROPRIATIONS TO THE DEPARTMENT OF PUBLIC SAFETY; STATING PURPOSES; LIMITING THE AMOUNT OF APPROPRIATED MONEY WHICH MAY BE USED FOR CERTAIN PURPOSE; PROVIDING FOR THE DUTIES AND COMPENSATION OF EMPLOYEES; PROVIDING BUDGETARY LIMITATIONS; EXCLUDING CERTAIN CADETS FROM THE FULL-TIME-EQUIVALENT EMPLOYEE LIMITATION; LIMITING CERTAIN EXPENDITURES; PROVIDING FOR A PATROL ACADEMY; AUTHORIZING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO CERTAIN LEASE-PURCHASE AGREEMENT, WITH LIMITATIONS; AMENDING 47 O.S. 1991, SECTION 2-105.4, WHICH RELATES TO PERSONNEL WITHIN THE DEPARTMENT OF PUBLIC SAFETY; MODIFYING CERTAIN SALARIES; MAKING AN APPROPRIATION TO THE DEPARTMENT OF TRANSPORTATION; STATING PURPOSE; PROVIDING FOR ALLOCATION OF FUNDS; PROVIDING FOR THE TRANSFER OF CERTAIN MONIES; AUTHORIZING CERTAIN EXPENDITURES; LIMITING THE AMOUNT OF MONEY WHICH MAY BE USED FOR SAID EXPENDITURES; REQUIRING CERTAIN EXPENDITURES; AUTHORIZING CERTAIN EXPENDITURES BY THE DEPARTMENT OF TRANSPORTATION FOR THE OKLAHOMA AERONAUTICS COMMISSION; STATING AND LIMITING PURPOSE; PROVIDING FOR THE DUTIES AND COMPENSATION OF EMPLOYEES OF THE DEPARTMENT OF TRANSPORTATION; LIMITING THE SALARY OF THE DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION; LIMITING THE SALARY OF THE DIRECTOR OF THE OKLAHOMA AERONAUTICS COMMISSION; PROVIDING

BUDGETARY LIMITATIONS FOR THE DEPARTMENT OF
TRANSPORTATION; LIMITING CERTAIN EXPENDITURES;
REQUIRING CERTAIN EXPENDITURES FOR THE OKLAHOMA
AERONAUTICS COMMISSION; AUTHORIZING THE USE OF
FUNDS TO MATCH CERTAIN FEDERAL FUNDS AND TO OBTAIN
GRANTS AND FEDERAL ASSISTANCE; PROVIDING LAPSE
DATE; MAKING CERTAIN APPROPRIATIONS NONFISCAL;
PROVIDING AN EFFECTIVE DATE; AND DECLARING AN
EMERGENCY.

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

ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION

SECTION 1. There is hereby appropriated to the Alcoholic Beverage Laws Enforcement Commission from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1993, the following amount or so much thereof as may be necessary to perform the duties imposed upon the Alcoholic Beverage Laws Enforcement Commission by law:

Personal Services	\$2,274,550.00
Other Operating Expenses	<u>446,918.00</u>
Total	\$2,721,468.00

SECTION 2. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Alcoholic Beverage Laws Enforcement Commission by law shall be set by the Director. The salary of the Director shall not exceed Forty-six Thousand Four Hundred Fourteen Dollars (\$46,414.00) per annum, payable monthly for the fiscal year ending June 30, 1993. The Alcoholic Beverage Laws Enforcement Commission for the fiscal year ending June 30, 1993, 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	74.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$1,802,528.00
Professional and Personal Services Contracts	\$66,975.00
Purchase of Equipment	\$109,343.00
Expenditure of Federal Funds	\$0.00
Expenditure of Revolving Funds	\$124,925.00
Total Expenditures for Operations	\$2,873,941.00

SECTION 3. Expenditures by the Alcoholic Beverage Laws

Enforcement Commission from all sources of revenue during the fiscal year ending June 30, 1993, excluding expenditures for capital and special projects, shall not exceed the following:

<u>Budget Activity</u>	<u>State Funds</u>
1. Administration	\$1,117,314.00
2. Alcohol Education & Management	109,928.00
3. Licensing & Enforcement	1,617,336.00
4. Motor Vehicles	62,700.00
5. Data Processing	<u>147,162.00</u>
Total	\$3,054,440.00

Receipt and expenditure of discretionary federal grant funds, exclusive of block grant funds, awarded after July 1, 1992, shall be exempt from the above expenditure limitations and from budgetary limitations provided for in Section 2 of this act, provided that any such funds used for operations shall be included in the agency's budget work programs.

COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING

SECTION 4. There is hereby appropriated to the Council on Law Enforcement Education and Training from any monies not otherwise appropriated from the C.L.E.E.T. Fund for the fiscal year ending June 30, 1993, the following amount or so much thereof as may be necessary to perform the duties imposed upon the Council on Law Enforcement Education and Training by law:

Personal Services	\$1,043,373.00
Other Operating Expenses	<u>635,041.00</u>
TOTAL	\$1,678,414.00

SECTION 5. There is hereby appropriated to the Council on Law Enforcement Education and Training from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1993, the following amount or so much thereof as may be necessary to perform the duties imposed upon the Council on Law Enforcement Education and Training by law:

Personal Services	\$240,064.00
Other Operating Expenses	<u>83,078.00</u>
TOTAL	\$323,142.00

SECTION 6. The Council on Law Enforcement Education and Training shall not expend more than Fourteen Thousand Five Hundred Dollars (\$14,500.00) to support the Polygraph Examiners Board for the fiscal year ending June 30, 1993.

SECTION 7. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Council on Law Enforcement Education and Training by law shall be set by the Director. The salary of the Director shall not exceed Forty-one Thousand Four Hundred Five Dollars (\$41,405.00) per annum, payable monthly for the fiscal year ending June 30, 1993. The Council on Law Enforcement Education and Training for the fiscal year ending June 30, 1993, 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	34.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$1,143,919.00
Professional and Personal Services Contracts	\$126,160.00
Purchase of Equipment	\$66,500.00
Lease-Purchase Agreements	\$47,500.00
Expenditure of Federal Funds	\$0.00
Expenditure of Revolving Funds	\$0.00
Total Expenditures for Operations	\$2,001,556.00

SECTION 8. Expenditures by the Council on Law Enforcement

Education and Training from all sources of revenue during the fiscal year ending June 30, 1993, excluding expenditures for capital and special projects, shall not exceed the following:

<u>Budget Activity</u>	<u>State Funds</u>
1. Administration	\$ 323,022.00
2. Training	1,323,266.00
3. Private Security	323,142.00
4. Automobiles	_____ .00
5. Data Processing	<u>32,126.00</u>
Total	\$2,001,556.00

Receipt and expenditure of discretionary federal grant funds, exclusive of block grant funds, awarded after July 1, 1992, shall be exempt from the above expenditure limitations and from budgetary limitations provided for in Section 7 of this act, provided that any such funds used for operations shall be included in the agency's budget work programs.

OKLAHOMA STATE BUREAU OF INVESTIGATION

SECTION 9. There is hereby appropriated to the Oklahoma State Bureau of Investigation from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1993, the following amount or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma State Bureau of Investigation by law:

Personal Services	\$5,928,208.00
Other Operating Expenses	<u>1,751,222.00</u>
Total	\$7,679,430.00

SECTION 10. Of the amount appropriated in Section 9 of this act to the Oklahoma State Bureau of Investigation for Other Operating Expenses, a maximum of Fifty Thousand Dollars (\$50,000.00) may be transferred to an agency special account for the purpose of purchasing evidence items, paying fees to informers or special employees, and other expenses as incurred under the Evidence Fund activity in trying to apprehend and convict violators of the laws of the state. The Oklahoma State Bureau of Investigation shall report income to the Evidence Fund annually pursuant to the provisions of Sections 41.7 and 41.29 of Title 62 of the Oklahoma Statutes.

SECTION 11. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma State Bureau of Investigation by law shall be set by the Director. The salary of the Director shall not exceed Fifty-four Thousand Three Hundred Thirty-three Dollars (\$54,333.00) per annum, payable monthly for the fiscal year ending June 30, 1993. The Oklahoma State Bureau of Investigation for the fiscal year ending June 30, 1993, 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>
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Full-time-equivalent Employees	195.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$4,912,613.00
Professional and Personal Services Contracts	\$138,349.00
Purchase of Equipment	\$2,221,100.00
Lease-Purchase Agreements	\$130,313.00
Expenditure of Federal Funds	\$1,425,000.00
Expenditure of Revolving Funds	\$2,565,000.00
Total Expenditures for Operations	\$11,674,465.00

SECTION 12. Expenditures by the Oklahoma State Bureau of Investigation from all sources of revenue during the fiscal year ending June 30, 1993, excluding expenditures for capital and special projects, shall not exceed the following:

<u>Budget Activity</u>	<u>State Funds</u>
1. Administration	\$1,578,660.00
2. General Investigations	2,304,619.00
3. Motor Vehicles	190,000.00
4. Special Operations	496,765.00
5. Laboratory System	2,712,593.00
6. Uniform Crime Reports	147,474.00
7. Communications	575,389.00
8. Incident Based Reporting	\$0.00
9. Data Processing	700,393.00
10. AFIS Project	<u>453,150.00</u>
Total	\$9,159,043.00

Receipt and expenditure of discretionary federal grant funds, exclusive of block grant funds, awarded after July 1, 1992, shall be exempt from the above expenditure limitations and from budgetary limitations provided for in Section 11 of this act, provided that any such funds used for operations shall be included in the agency's budget work programs.

OKLAHOMA STATE BUREAU OF NARCOTICS AND DANGEROUS DRUGS CONTROL

SECTION 13. There is hereby appropriated to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1993, the following amount or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control by law:

Personal Services	\$2,947,477.00
Other Operating Expenses	<u>663,922.00</u>
Total	\$3,611,399.00

SECTION 14. Of the amount appropriated to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control for Other Operating Expenses in Section 13 of this act, a maximum of Two Hundred Twenty-five Thousand Dollars (\$225,000.00) may be used to purchase special purpose vehicles which may be utilized in undercover investigations.

SECTION 15. Of the amount appropriated to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control for Other Operating Expenses in Section 13 of this act, an amount not to exceed Two Hundred Thousand Dollars (\$200,000.00) may be transferred to an agency special account established pursuant to the provisions of Section 7.2 of Title 62 of the Oklahoma Statutes. Funds in this account are to purchase controlled dangerous substances to be used as evidence in narcotic cases, for fees for informers, or employees, and for other expenses necessary to apprehend and convict violators of state laws regulating controlled dangerous substances. The Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control and the Director of State Finance shall promulgate rules and regulations for the expenditure of the funds transferred by this section.

SECTION 16. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed

upon the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control by law shall be set by the Director. The salary of the Director shall not exceed Fifty-one Thousand Seven Hundred Ninety-four Dollars (\$51,794.00) per annum, payable monthly for the fiscal year ending June 30, 1993. One (1) Information Representative, one (1) Legal Officer and one (1) Special Investigator shall be unclassified positions. The Oklahoma State Bureau of Narcotics and Dangerous Drugs Control for the fiscal year ending June 30, 1993, shall be subject to the following budgetary limitations on full-time-equivalent employees, except hours coded as overtime wages, 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	94.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$2,776,795.00
Professional and Personal Services Contracts	\$317,300.00
Lease-Purchase Agreements	\$2,090.00
Purchase of Equipment	\$873,525.00
Expenditure of Federal Funds	\$730,087.00
Expenditure of Revolving Funds	\$902,025.00
Total Expenditures for Operations	\$5,243,512.00

SECTION 17. Expenditures by the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control from all sources of revenue during the fiscal year ending June 30, 1993, excluding expenditures for capital and special projects, shall not exceed the following:

<u>Budget Activity</u>	<u>State Funds</u>
1. Administration	\$1,408,525.00
2. Data Processing	22,800.00
3. Enforcement	1,872,070.00

4. Compliance	373,038.00
5. Communications	236,200.00
6. Motor Vehicles	324,900.00
7. Evidence Fund	<u>118,750.00</u>
Total	\$4,356,283.00

Receipt and expenditure of discretionary federal grant funds, exclusive of block grant funds, awarded after July 1, 1992, shall be exempt from the above expenditure limitations and from budgetary limitations provided for in Section 16 of this act, provided that any such funds used for operations shall be included in the agency's budget work programs.

DEPARTMENT OF PUBLIC SAFETY

SECTION 18. There is hereby appropriated to the Department of Public Safety from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1993, the following amount or so much thereof as may be necessary to perform the duties imposed upon the Department of Public Safety by law:

Personal Services

\$38,371,73

5.00

Other Operating Expenses

8,800,066.00

TOTAL

\$47,171,80

1.00

SECTION 19. There is hereby appropriated to the Department of Public Safety from any monies not otherwise appropriated from the Cash Flow Reserve Fund of the State Treasury designated by the Office of State Finance as the "091" Fund the sum of One Million Four Hundred Twenty-five Thousand Dollars (\$1,425,000.00) or so much thereof as may be necessary for the purchase of motor vehicles.

SECTION 20. There is hereby appropriated to the Department of Public Safety from any monies not otherwise appropriated from the C.L.E.E.T. Fund of the State Treasury for the fiscal year ending June 30, 1993, the sum of Fifty-eight Thousand Eight Hundred Twenty-three Dollars (\$58,823.00) or so much thereof as may be necessary for the Training Academy at the Department of Public Safety.

SECTION 21. There is hereby appropriated to the Department of Public Safety from any monies not otherwise appropriated from the C.L.E.E.T. Fund of the State Treasury for the fiscal year ending June 30, 1991, the sum of Ninety-eight Thousand Four Hundred Six Dollars (\$98,406.00) or so much thereof as may be necessary for the Training Academy at the Department of Public Safety.

SECTION 22. Of the monies available to the Department of Public Safety, not more than One Hundred Seventy Thousand Dollars (\$170,000.00) may be used to support the Board of Tests for Alcohol and Drug Influence for the fiscal year ending June 30, 1993.

SECTION 23. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Public Safety by law shall be set by the Director. The Department of Public Safety for the fiscal year ending June 30, 1993, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures, except the full-time-equivalent employee limit shall not include cadets while they are members of a patrol school or during their employment in probationary status nor shall it include temporary Lake Patrol Officers employed pursuant to Section 840.8 of Title 74 of the Oklahoma Statutes, 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	1,375.0

Payroll, Salaries or Wages, Including Tax-sheltered Deferment
 Contracts and Longevity Payments Authorized by State Statutes
 \$36,285,835.00

Professional and Personal Services Contracts	\$218,975.00
Lease-Purchase Agreements	\$879,320.00
Purchase of Equipment	\$3,848,657.00
Expenditure of Federal Funds	\$3,277,500.00
Expenditure of Revolving Funds	\$7,085,790.00
Total Expenditures for Operations	\$59,606,935.00

SECTION 24. Expenditures by the Department of Public Safety from all sources of revenue during the fiscal year ending June 30, 1993, excluding expenditures for capital and special projects, shall not exceed the following:

<u>Budget Activity</u>	<u>State Funds</u>
1. Administration	\$ 3,778,041.00
2. Highway Patrol	16,703,602.00
3. Driver Licensing	8,425,579.00
4. Telecommunications	3,896,438.00
5. Motor Vehicles	3,990,810.00
6. OLETS	1,540,527.00
7. Training Center	1,618,026.00
8. Share the Road	57,000.00
9. Vehicles Inspection	2,103,747.00
10. Lake Patrol	1,559,524.00
11. Turnpike Law Enforcement	5,482,266.00
12. Size & Weights	2,179,704.00
13. Executive & Capitol Security	2,664,906.00
14. Data Processing	<u>1,678,300.00</u>
Total	\$55,678,470.00

Receipt and expenditure of discretionary federal grant funds, exclusive of block grant funds, awarded after July 1, 1992, shall be exempt from the above expenditure limitations and from budgetary

limitations provided for in Section 23 of this act, provided that any such funds used for operations shall be included in the agency's budget work programs.

SECTION 25. The Department of Public Safety, for the fiscal year ending June 30, 1993, shall have a Patrol Academy consisting of no fewer than thirty (30) cadets.

SECTION 26. The Department of Public Safety is authorized to enter into a lease-purchase agreement, not to exceed eighty-four (84) months in length, for the acquisition and installation of Phase III A of the Statewide Law Enforcement Communication System. The amount of principal and interest over the maximum time period shall not exceed Three Million Five Hundred Thousand Dollars (\$3,500,000.00).

SECTION 27. AMENDATORY 47 O.S. 1991, Section 2-105.4, is amended to read as follows:

Section 2-105.4 A. The Commissioner of Public Safety, subject to the Oklahoma Personnel Act, Section 840.1 et seq. of Title 74 of the Oklahoma Statutes, shall appoint an Assistant Commissioner, whose salary shall not exceed the listed salary in the following salary schedule, per annum, payable monthly, and such other deputies, subordinates, officers, investigators and other employees as may be necessary to carry out the provisions of this act.

B. The Commissioner, subject to the Oklahoma Personnel Act, Section 840.1 et seq. of Title 74 of the Oklahoma Statutes shall appoint a Chief of the Highway Patrol Division with the rank of Colonel, Assistant Chief of the Highway Patrol Division with the rank of Lieutenant Colonel, and subordinate officers and employees thereof, including Majors, Captains, First Lieutenants, Supervisors with the rank of Second Lieutenant and Patrolmen, who shall comprise the Oklahoma Highway Patrol Division.

C. The annual salaries for the positions hereinbefore set out shall be in accordance and conformity with the following salary

schedule, exclusive of longevity and extra shift pay as authorized by law:

Position	Step 1	Step 2	Step 3	Step 4	Step 5
Commissioner of Public Safety	\$61,200.00	<u>\$61,620.00</u>			
Assistant Commissioner of Public Safety	\$56,400.00	<u>\$56,820.00</u>			
Chief of the Highway Patrol Division	\$54,600.00	<u>\$55,020.00</u>			
Assistant Chief of the Highway Patrol Division	\$48,000.00	<u>\$48,420.00</u>			
Highway Patrol Majors	\$42,600.00	<u>\$43,020.00</u>			
Highway Patrol Captains	\$38,400.00	<u>\$38,820.00</u>			
Highway Patrol First Lieutenants	\$35,400.00	<u>\$35,820.00</u>			
Highway Patrol Supervisors	\$32,400.00	<u>\$32,820.00</u>			
Highway Patrolmen	\$22,800.00	\$24,600.00	\$26,400.00	\$28,200.00	\$30,000.00
	<u>\$23,220.00</u>	<u>\$25,020.00</u>	<u>\$26,820.00</u>	<u>\$28,620.00</u>	<u>\$30,420.00</u>

The provisions of this act shall supercede all existing laws covering the salaries of the positions in the Oklahoma Highway Patrol Division. It is provided that the entrance salary of any highway patrolman shall be ~~One Thousand Five Hundred Eighty-three Dollars (\$1,583.00)~~ One Thousand Six Hundred Eighteen Dollars (\$1,618.00) per month, or ~~Nineteen Thousand Dollars (\$19,000.00)~~ Nineteen Thousand Four Hundred Twenty Dollars (\$19,420.00) per annum which salary shall be paid during Highway Patrol Academy Training. It is provided that the salary of any probationary highway patrolman shall be ~~One Thousand Six Hundred Eighty-three Dollars (\$1,683.00)~~

One Thousand Seven Hundred Twenty Dollars (\$1,720.00) per month, or ~~Twenty Thousand Two Hundred Dollars (\$20,200.00)~~ Twenty Thousand Six Hundred Twenty Dollars (\$20,620.00) per annum as set out, which salary shall continue during the probationary period following employment, as provided for in subsection (b) of Section 2-105 of this title. Any employee of the Highway Patrol Division being paid according to the schedule set forth in subsection C of this section who is promoted to another position contained in said schedule shall receive not less than the annual salary the employee was paid prior to the promotion, and not more than the next higher salary in the new classification, providing such increase shall not move the salary of the employee off the schedule for the position to which said employee is promoted. Thereafter, salaries will be based upon the schedule.

DEPARTMENT OF TRANSPORTATION

SECTION 28. There is hereby appropriated to the Department of Transportation from any monies not otherwise appropriated from the Transportation Fund of the State Treasury for the fiscal year ending June 30, 1993, the sum of One Hundred Ninety-five Million Four Hundred Fifty-eight Thousand Two Hundred Twenty-five Dollars (\$195,458,225.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Transportation by law. The funds appropriated by this section shall be allocated to the Department of Transportation for the fiscal year ending June 30, 1993, as they are apportioned to the Transportation Fund until such time as the full appropriated amount is allocated. Said appropriation shall be transferred to the State Highway Construction and Maintenance Fund and shall be expended in the same manner and for the same purposes as provided by law for other monies accruing to the credit of the State Highway Construction and Maintenance Fund.

SECTION 29. The Department of Transportation is authorized to expend from any monies available in the State Highway Construction and Maintenance Fund an amount not to exceed Four Million Three Hundred Seventy-seven Thousand Dollars (\$4,377,000.00) or so much thereof as may be necessary for operational expenses of the urban mass transit and railroad planning branches of the Department, and an amount not to exceed Three Million Nine Hundred Fifty Thousand Dollars (\$3,950,000.00) or so much thereof as may be necessary for operation expenses and other expenses of the Highway Safety Division of the Department as provided by law.

SECTION 30. The Department of Transportation shall expend from the funds dedicated to construction, not less than Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000.00) for the construction of roads to existing industrial sites and roads for economic development purposes, and not less than Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000.00) for the construction, maintenance and repair of roads to historical sites and lake access roads.

SECTION 31. The Department of Transportation is authorized to expend from any monies available in the State Highway Construction and Maintenance Fund the sum of Five Hundred Seventy-four Thousand Dollars (\$574,000.00) or so much thereof as may be necessary for usage by the Oklahoma Aeronautics Commission for the repair, construction, or extension of airport runways and facilities, and for providing lighting and safety markers at airports. Such funds may be used for matching purposes. Such funds shall not be expended for the construction or repair of hangars, fixed base operator facilities, or passenger terminal buildings.

SECTION 32. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Transportation by law shall be set by the Director of the Department of Transportation. The salary of the

Director of the Department of Transportation shall not exceed Sixty-nine Thousand Six Hundred Twenty Dollars (\$69,620.00) per annum, payable monthly for the fiscal year ending June 30, 1993. The salary of the Director of the Oklahoma Aeronautics Commission shall not exceed Thirty-eight Thousand Three Hundred Seventy-nine Dollars (\$38,379.00) per annum, payable monthly for the fiscal year ending June 30, 1993. The Department of Transportation, for the fiscal year ending June 30, 1993, shall be subject to the following budgetary limitations on full-time-equivalent employees, except hours coded as overtime wages, 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	3,313.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$76,172,667.00
Professional and Personal Services Contracts, Excluding Prior Years Encumbrances and Obligations	\$11,400,000.00
Lease-Purchase Agreements	\$380,000.00
Purchase of Equipment, Excluding Prior Years Encumbrances and Obligations	\$20,900,000.00
Receipts of Federal Funds, Excluding Prior Years Encumbrances and Obligations	\$241,300,000.00
Total Expenditures for Operations of the Oklahoma Aeronautics Commission, Excluding Prior Years Encumbrances and Obligations and Capital Projects	\$1,909,923.00
Total Expenditures for Operations, Excluding Prior Years Encumbrances and	

SECTION 33. Expenditures by the Department of Transportation from all sources of revenue during the fiscal year ending June 30, 1993, excluding expenditures for capital and special projects, shall not exceed the following:

<u>Budget Activity</u>	<u>State Funds</u>
1. Administration	\$ 36,614,264.00
2. Maintenance	61,905,721.00
3. Engineering	27,862,772.00
4. Equipment	5,463,009.00
5. Highway Safety	289,389.00
6. Public Transit	475,000.00
7. Aeronautics	1,581,439.00
8. TISRAD	380,000.00
9. Data Processing	8,621,504.00
10. Engineering Contracts	1,071,600.00
11. Maintenance Contracts	26,821,765.00
12. Federal Aid Construction	30,115,000.00
13. State Aid Construction	15,200,000.00
14. Right of Way	14,250,000.00
15. County Road Improvement	11,732,120.00
16. County Equipment	4,940,000.00
17. County Road	\$0.00
18. County Bridge	7,719,700.00
19. Railroad Rehabilitation	3,040,000.00
20. Rural Public Transit	\$0.00
21. Industrial Access	2,612,500.00
22. Lake Access	2,612,500.00
23. Fixed Guideways	<u>\$0.00</u>
Total	\$263,308,283.00

Receipt and expenditure of discretionary federal grant funds, exclusive of block grant funds, awarded after July 1, 1992, shall be

exempt from the above expenditure limitations and from budgetary limitations provided for in Section 32 of this act, provided that any such funds used for operations shall be included in the agency's budget work programs.

SECTION 34. The Department of Transportation shall expend from any monies available in the State Highway Construction and Maintenance Fund for the fiscal year ending June 30, 1993, the following amount or so much thereof as may be necessary for administration and operating expenses of the Oklahoma Aeronautics Commission required in the enforcement of the Oklahoma Aeronautics Act by law:

Personal Services	\$380,855.00
Other Operating Expenses	<u>38,000.00</u>
TOTAL OPERATIONS	\$418,855.00

Said funds may be used by the Oklahoma Aeronautics Commission to support aviation educational programs in the State of Oklahoma. The Oklahoma Aeronautics Commission shall not utilize more than Five Thousand Dollars (\$5,000.00) for the renting, leasing, or chartering of aircraft necessary to enable the Commission to perform the duties imposed upon it by law.

SECTION 35. The Department of Transportation is hereby authorized to use any funds available to the Department to match funds which are advanced under the provisions of Sections 402, 403 and 419, Public Law 93-288, Disaster Relief Act of 1974, to repair, restore, reconstruct or replace public transportation facilities or to remove debris or wreckage from publicly owned facilities. The Department of Transportation shall coordinate with the Oklahoma Department of Civil Defense for expenditure of funds for this purpose.

SECTION 36. All funds available in accordance with law for expenditure by the Department of Transportation may be used and expended in conjunction or cooperation with any federal agency or

instrumentality pursuant to such terms and conditions as may be necessary to obtain grants or federal aid assistance in accordance with state law.

SECTION 37. The appropriations made by Sections 1, 4, 5, 9, 13, 18, 19, 20 and 21 of this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1993. Any unexpended funds remaining after November 15, 1993, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 38. The appropriation made by Section 28 of this act shall not be subject to fiscal year limitations and shall be available for encumbrance and expenditure purposes for a period of thirty (30) months from the date this act is approved.

SECTION 39. This act shall become effective July 1, 1992.

SECTION 40. 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.

Passed the House of Representatives the 25th day of February, 1992.

Speaker of the House of Representatives

Passed the Senate the ____ day of _____, 1992.

President of the Senate