

ENROLLED SENATE
BILL NO. 726

BY: TAYLOR and HANEY of the
SENATE

and

HAMILTON (James) and
STEIDLEY of the HOUSE

AN ACT FUNDING STATE PUBLIC SAFETY ENTITIES INCLUDING THE DEPARTMENT OF CIVIL EMERGENCY MANAGEMENT, THE OFFICE OF THE STATE FIRE MARSHAL, AND THE MILITARY DEPARTMENT OF THE STATE OF OKLAHOMA; LIMITING AMOUNT OF APPROPRIATED FUNDS WHICH MAY BE USED BY THE DEPARTMENT OF CIVIL EMERGENCY MANAGEMENT FOR CERTAIN PURPOSE; PROVIDING FOR DUTIES OF AND COMPENSATION OF EMPLOYEES; LIMITING THE SALARY OF THE DIRECTOR; PROVIDING BUDGETARY LIMITATIONS; REQUIRING THE FILING OF CERTAIN PROGRAM; MAKING AN APPROPRIATION TO THE OFFICE OF THE STATE FIRE MARSHAL; LIMITING AMOUNT OF APPROPRIATED FUNDS WHICH MAY BE USED FOR CERTAIN PURPOSE; PROVIDING FOR DUTIES OF AND COMPENSATION OF EMPLOYEES; LIMITING THE SALARY OF THE DIRECTOR; PROVIDING BUDGETARY LIMITATIONS; REQUIRING THE FILING OF CERTAIN PROGRAM; MAKING AN APPROPRIATION TO THE MILITARY DEPARTMENT OF THE STATE OF OKLAHOMA; LIMITING AMOUNT OF APPROPRIATED FUNDS WHICH MAY BE USED FOR CERTAIN PURPOSE; PROVIDING FOR DUTIES OF AND COMPENSATION OF EMPLOYEES; PROVIDING BUDGETARY LIMITATIONS; REQUIRING RECEIPT OF CERTAIN DOCUMENTS BEFORE ADDITION OF FTE; MAKING A SUPPLEMENTAL APPROPRIATION TO THE MILITARY DEPARTMENT OF THE STATE OF OKLAHOMA; STATING PURPOSE; PROVIDING LAPSE DATE; PROVIDING AN OPERATIVE DATE; AND DECLARING AN EMERGENCY.

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

SECTION 1. The amount appropriated by Section 86 of Enrolled House Bill No. 2420 of the 2nd Session of the 43rd Oklahoma Legislature shall be expended as follows to perform the duties imposed upon the Department of Civil Emergency Management by law:

Personal Services	\$361,757.00
-------------------	--------------

Other Operating Expenses	<u>114,040.00</u>
--------------------------	-------------------

TOTAL	\$475,797.00
-------	--------------

SECTION 2. Of the amount appropriated in Section 86 of Enrolled House Bill No. 2420 of the 2nd Session of the 43rd Oklahoma Legislature, a maximum of Eighteen Thousand Five Hundred Dollars (\$18,500.00) may be used in obtaining air support services on a contractual basis.

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Civil Emergency Management by law shall be set by the Director. The salary of the Director shall not exceed Thirty-eight Thousand Six Hundred Twenty-two Dollars (\$38,622.00) per annum, payable monthly for the fiscal year ending June 30, 1993. The Department of Civil Emergency Management 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	29.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$824,893.00
Professional and Personal Services Contracts	\$15,600.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$41,000.00
Expenditure of Federal Funds	\$1,629,095.00
Total Expenditures for Operations	\$2,104,892.00

SECTION 4. Pursuant to the provisions of Section 41.7 of Title 62 of the Oklahoma Statutes, the Department of Civil Emergency Management shall file its budget work program with the Director of State Finance and the Legislative Service Bureau for the fiscal year ending June 30, 1993, to include the following budget entities and activities: Administration, Federal Programs and Hazardous Materials Emergency Response Commission (HAMERC).

OFFICE OF THE STATE FIRE MARSHAL

SECTION 5. There is hereby appropriated to the Office of the State Fire Marshal from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1993, the sum of Forty Thousand Dollars (\$40,000.00) or so much thereof as may be necessary to perform the duties imposed upon the Office of the State Fire Marshal by law.

SECTION 6. The amounts appropriated by Section 5 of this act and by Section 88 of Enrolled House Bill No. 2420 of the 2nd Session of the 43rd Oklahoma Legislature shall be expended as follows to perform the duties imposed upon the Office of the State Fire Marshal by law:

Personal Services	\$ 768,000.00
Other Operating Expenses	<u>243,558.00</u>
TOTAL	\$1,011,558.00

SECTION 7. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Office of the State Fire Marshal by law shall be set by the State Fire Marshal. The salary of the State Fire Marshal shall not exceed Forty-two Thousand Two Hundred Five Dollars (\$42,205.00) per annum, payable monthly for the fiscal year ending June 30, 1993. The Office of the State Fire Marshal 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	23.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes \$590,000.00	
Professional and Personal Services Contracts	\$2,940.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$3,500.00
Expenditure of Federal Funds	0.00
Total Expenditures for Operations	\$1,011,558.00

SECTION 8. Pursuant to the provisions of Section 41.7 of Title 62 of the Oklahoma Statutes, the State Fire Marshall shall file its budget work program with the Director of State Finance and the Legislative Service Bureau for the fiscal year ending June 30, 1993, to include the following budget entities and activities: Administration, Arson Investigations, Fire Protection and Fire Prevention.

MILITARY DEPARTMENT OF THE STATE OF OKLAHOMA

SECTION 9. There is hereby appropriated to the Military Department of the State of Oklahoma from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1993, the sum of Two Hundred Thousand Dollars (\$200,000.00) or so much thereof as may be necessary to perform the duties imposed upon the Military Department of the State of Oklahoma by law.

SECTION 10. The amounts appropriated by Section 9 of this act and by Section 93 of Enrolled House Bill No. 2420 of the 2nd Session of the 43rd Oklahoma Legislature shall be expended as follows to perform the duties imposed upon the Military Department of the State of Oklahoma by law:

Personal Services	\$2,894,818.00
Other Operating Expenses	<u>1,454,077.00</u>
TOTAL	\$4,348,895.00

SECTION 11. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Military Department of the State of Oklahoma by law shall be set by the Adjutant General. The Military Department of the

State of Oklahoma, 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	266.5
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$6,049,599.00
Professional and Personal Services Contracts	\$60,000.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$35,000.00
Expenditure of Federal Funds	\$6,338,615.00
Expenditure of Revolving Funds	\$122,000.00
Total Expenditures for Operations	\$10,809,510.00

SECTION 12. Of the two hundred sixty-six and one-half (266.5) full-time-equivalent employee positions authorized in Section 11 of this act, forty-two (42.0) shall be filled contingent upon the procurement of additional federal funds from the United States National Guard Bureau. Said forty-two (42.0) full-time-equivalent employee positions supported by the federal funds shall be terminated when federal fund support of those positions is discontinued.

SECTION 13. There is hereby appropriated to the Military Department of the State of Oklahoma 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 Three Hundred Seventy-six Thousand Eight Hundred Ten Dollars (\$376,810.00) or so much thereof as may be necessary to meet deficits realized in fixed costs and maintenance expenses.

SECTION 14. The appropriations made by Sections 5 and 9 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 15. The appropriation made by Section 13 of 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 16. Sections 1 through 12 and Section 14 of this act shall become operative July 1, 1992.

SECTION 17. 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 Senate the 20th day of May, 1992.

President of the Senate
Passed the House of Representatives the 21st day of May, 1992.

Speaker of the House of
Representatives