

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

SENATE BILL NO. 127

BY: TAYLOR and HANEY of the
SENATE

and

HAMILTON (James) and
STEIDLEY of the HOUSE

AS INTRODUCED

AN ACT RELATING TO THE OKLAHOMA TAX COMMISSION;

MAKING APPROPRIATIONS THERETO; STATING PURPOSES;

PROHIBITING DISBURSEMENTS TO CERTAIN COUNTIES;

PROVIDING FOR THE DUTIES AND COMPENSATION OF

EMPLOYEES; PROVIDING BUDGETARY LIMITATIONS;

PROVIDING LAPSE DATES; PROVIDING OPERATIVE 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 Tax 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 necessary to perform the duties imposed upon the Oklahoma Tax Commission by law:

TOTAL OPERATIONS	\$45,737,289.00
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SECTION 2. From the appropriation made in Section 1 of this act, the Oklahoma Tax Commission shall pay an amount not to exceed One Hundred Ninety Thousand Dollars (\$190,000.00) for the personal

services and other operating expenses of the Office of the State Auditor and Inspector in performing audits of the Oklahoma Tax Commission and motor license agents as required by law. Personnel performing the audits shall be subject to the administrative control of the State Auditor and Inspector, who shall make all appointments and shall fix the salaries of said employees as are necessary in the performance of the audits.

SECTION 3. There is hereby appropriated to the Oklahoma Tax Commission for transfer to the Fund for Reimbursement of Counties 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 Six Hundred Forty-seven Thousand Five Hundred Forty-three Dollars (\$647,543.00) or so much thereof as may be necessary to reimburse the counties for revenue lost because of the homestead exemption provided for by Section 2407.1 of Title 68 of the Oklahoma Statutes. No monies shall be disbursed to any county that is not in compliance with the assessment requirements mandated by the Supreme Court of the State of Oklahoma in State ex rel. Poulos v. State Board of Equalization, 646 P.2d 1269, 1273 (Okla. 1982).

SECTION 4. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Tax Commission by law shall be set by the Oklahoma Tax Commission. The Oklahoma Tax 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>
Average Full-time-equivalent Employees	1,271.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments	

Authorized by State Statutes	\$32,701,257.00
Professional and Personal Services Contracts	\$2,249,640.00
Lease-Purchase Agreements	\$1,972,000.00
Purchase of Equipment	\$2,026,964.00
Total Expenditures for Operations	\$72,477,394.00
Passenger Vehicles, as defined by the Office of Public Affairs Fleet Management Division	8

SECTION 5. The appropriation made by Section 1 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. The appropriation made by Section 3 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 6. This act shall become operative July 1, 1991.

SECTION 7. 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.

43-1-4017

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