

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

COMMITTEE SUBSTITUTE
FOR SENATE BILL NO. 142

BY: TAYLOR and HANEY of the
SENATE

and

HAMILTON (James) and
STEIDLEY of the HOUSE

COMMITTEE SUBSTITUTE

(STATE ARTS COUNCIL - OKLAHOMA DEPARTMENT OF LIBRARIES -
WILL ROGERS MEMORIAL COMMISSION - J.M. DAVIS MEMORIAL
COMMISSION - STATE BOARD OF VOCATIONAL AND TECHNICAL
EDUCATION - STATE BOARD OF EDUCATION - EFFECTIVE DATE -

EMERGENCY)

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

STATE ARTS COUNCIL

SECTION 1. There is hereby appropriated to the State Arts Council 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 State Arts Council by law:

TOTAL OPERATIONS	\$3,445,072.00
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SECTION 2. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Arts Council by law shall be set by the Council. The salary of the Chief Administrative Officer shall not exceed Forty-one Thousand Eight Hundred Twenty Dollars (\$41,820.00) per annum, payable monthly for the fiscal year ending June 30, 1993. The State

Arts Council 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	17.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$556,772.00
Professional and Personal Services Contracts	\$28,375.00
Purchase of Equipment	\$12,500.00
Expenditure of Federal Funds	\$592,700.00
Total Expenditures for Operations	\$4,037,772.00

DEPARTMENT OF LIBRARIES

SECTION 3. There is hereby appropriated to the Oklahoma Department of Libraries 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 Department of Libraries by law:

Personal Services	\$2,050,034.00
General Operations	\$494,534.00
Books, Periodicals, Newspapers, and Audiovisual Materials	449,355.00
Development and Expansion of Public Library Services	<u>2,060,000.00</u>
TOTAL OPERATIONS	\$5,053,923.00

SECTION 4. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed

upon the Oklahoma Department of Libraries by law shall be set by the Director. The salary of the Director shall not exceed Forty-nine Thousand Seven Hundred Forty Dollars (\$49,740.00) per annum, payable monthly for the fiscal year ending June 30, 1993. The Oklahoma Department of Libraries 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	85.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$2,154,580.00
Professional and Personal Services Contracts	\$11,315.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment, Excluding Expenditures for Books, Periodicals, Newspapers, and Audiovisual Materials	\$105,000.00
Expenditure of Federal Funds	\$2,353,242.00
Total Expenditures for Operations	\$7,262,165.00

WILL ROGERS MEMORIAL COMMISSION

SECTION 5. There is hereby appropriated to the Will Rogers Memorial 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 Will Rogers Memorial Commission by law:

TOTAL OPERATIONS \$542,147.00

SECTION 6. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed

upon the Will Rogers Memorial Commission by law shall be set by the Commission. The Will Rogers Memorial 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	16.5
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$387,267.00
Professional and Personal Services Contracts	\$2,000.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$12,800.00
Expenditure of Revolving Funds	\$149,000.00
Expenditure of Federal Funds	\$0.00
Total Expenditures for Operations	\$691,147.00

J.M. DAVIS MEMORIAL COMMISSION

SECTION 7. There is hereby appropriated to the J.M. Davis Memorial 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 J.M. Davis Memorial Commission by law:

General Operations	<u>\$374,354.00</u>
TOTAL	\$374,354.00

SECTION 8. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the J.M. Davis Memorial Commission by law shall be set by the Commission. The salary of the Chief Administrative Officer shall not exceed Thirty-eight Thousand Four Hundred Eight Dollars

(\$38,408.00) per annum, payable monthly for the fiscal year ending June 30, 1993. The J.M. Davis Memorial 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	10.5
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$211,037.00
Professional and Personal Services Contracts	\$0.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$30,000.00
Expenditure of Federal Funds	\$0.00
Total Expenditures for Operations	\$429,354.00

STATE BOARD OF VOCATIONAL AND TECHNICAL EDUCATION

SECTION 9. There is hereby appropriated to the State Board of Vocational and Technical Education 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 Eighty-three Million Six Hundred Forty Thousand Five Hundred Thirty-four Dollars (\$83,640,534.00) or so much thereof as may be required to perform the duties imposed upon the State Board of Vocational Technical Education by law.

SECTION 10. It is the intent of the Legislature that a portion of the funds allocated for the support of vocational and technical school activities and programs from the appropriation made by Section 9 of this act be utilized for purposes previously funded by Carl D. Perkins Vocational and Applied Technology Education Act of 1990 funds.

SECTION 11. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Board of Vocational and Technical Education by law shall be set by the Board. The salary of the Director of the State Department of Vocational and Technical Education shall not exceed Seventy-two Thousand Nine Hundred Twenty Dollars (\$72,920.00) per annum, payable monthly for the fiscal year ending June 30, 1993. The State Board of Vocational and Technical Education 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	480.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$14,575,628.00
Professional and Personal Services Contracts	\$1,712,000.00
Lease-Purchase Agreements	\$219,400.00
Purchase of Equipment	\$5,039,028.00
Expenditure of Federal Funds	\$17,013,391.00
Total Expenditures for Operations	\$107,758,356.00

SECTION 12. A. Of the amounts allocated from the appropriation made in Section 9 of this act for Local School Financial Support, the State Board of Vocational and Technical Education shall provide grants in amounts not less than Four Thousand Dollars (\$4,000.00) and not more than Nine Thousand Dollars (\$9,000.00) in increments of Four Hundred Sixty Dollars (\$460.00) according to the formula adopted by the State Board of Vocational and Technical Education for each vocational education teacher program approved for reimbursement by the State Board of Vocational and Technical Education.

B. The salary of a vocational education teacher shall be calculated, subject to the approval of the State Board of Vocational and Technical Education, on the basis of the months for which the teacher is actually employed, but shall not exceed two (2) months in addition to the school year as defined in Section 1-109 of Title 70 of the Oklahoma Statutes. For each additional month such teacher is employed, the additional salary shall be calculated on the basis of one-tenth (1/10) of the base salary prescribed by the school district for a teacher of equal qualifications employed on a ten-month basis.

SECTION 13. The monies allocated from the appropriation made by Section 9 of this act for the Opportunities Industrialization Center program shall be distributed on a performance-based contract submitted by the Opportunities Industrialization Center to the Director of the State Department of Vocational and Technical Education. The Opportunities Industrialization Center shall be responsible for submitting financial reports on a monthly basis to the State Department of Vocational and Technical Education for verification prior to the disbursement of the funds.

SECTION 14. Monies appropriated in Section 9 of this act shall be expended for the operation of vocational and technical education programs and necessary construction throughout the state and expended in cooperation with federal funds insofar as maximum benefits to students may be attained, but shall not be restricted as to federal rules and regulations if not in accordance with state and local educational and training objectives. Applications for federal funds by the State Board of Vocational and Technical Education shall be subject to review as provided by law.

STATE BOARD OF EDUCATION

SECTION 15. There is hereby appropriated to the State Board of Education 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 Fifteen Million Seven Hundred Eighty-eight Thousand One Hundred Nineteen Dollars (\$15,788,119.00) or so much thereof as may be necessary for Administrative and Support Functions of the State Department of Education.

SECTION 16. A portion of the funds appropriated in Section 15 of this act for Administrative and Support Functions of the State Department of Education shall be available:

1. For costs involved in administering, scoring, reporting and other incidental duties to accomplish the Oklahoma School Testing Program as provided by Section 1210.508 of Title 70 of the Oklahoma Statutes;

2. For a preschool deaf program operated by the State Department of Education; and

3. To conduct training pursuant to the provisions of Section 6-101.10 of Title 70 of the Oklahoma Statutes.

SECTION 17. Fifty Thousand Dollars (\$50,000.00) of the funds allocated in Section 15 of this act for Administrative and Support Functions of the State Department of Education shall be available for contracting with the Oklahoma Alliance for Geographic Education to provide in-service training and materials for geography instruction.

SECTION 18. A portion of the funds appropriated in Section 15 of this act for Administrative and Support Functions of the State Department of Education shall be expended for the development and operation of a statewide network of services for the education of blind and visually handicapped children. Such network shall consist of itinerant services provided by qualified regional program specialists and certified orientation and mobility specialists.

Services to be provided shall include assessment of visual function, consultation regarding assessment of academic, ophthalmological, psychological or vocational performance, assistance in the development of individualized education plans for

visually handicapped children and provisions of or consultation regarding the acquisition of special equipment for the blind and visually handicapped.

SECTION 19. The amount of Two Hundred Twenty-six Thousand Dollars (\$226,000.00) of the funds appropriated in Section 15 of this act for Administrative and Support Functions of the State Department of Education shall be available for continued implementation of an Oklahoma Cost Accounting System. Said System shall account for costs by curricular subject area for the 1991-92 and subsequent school year.

SECTION 20. Of the funds appropriated in Section 15 of this act for the Administrative and Support Functions of the State Department of Education, a portion shall be allocated for the purpose of implementing the Oklahoma Education 2000 Challenge Act, enacted by Enrolled Senate Bill No. 183 of the 1st Session of the 42nd Oklahoma Legislature and Enrolled House Bill No. 1017 of the 1st Extraordinary Session of the 42nd Oklahoma Legislature.

SECTION 21. The amount of One Million One Hundred Seventy-six Thousand Dollars (\$1,176,000.00) of the funds appropriated in Section 15 of this act for Administrative and Support Functions of the State Department of Education shall be expended for the continued development of the criterion-referenced test as required by Section 1210.508 of Title 70 of the Oklahoma Statutes. Said funds shall be limited to expenditures incurred for the further development of a criterion-referenced test based upon the learner outcomes as adopted by the State Board of Education.

SECTION 22. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Department of Education by law shall be set by the State Board of Education. The State Department of Education 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	561.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$15,733,825.00
Professional and Personal Services Contracts	\$8,932,220.00
Purchase of Equipment	\$1,197,678.00
Expenditure of Federal Funds	\$218,898,289.00
Total Expenditures for Operations	\$1,506,582,764.00

SECTION 23. Of the five hundred sixty-one (561.0) full-time-equivalent employees authorized in Section 22 of this act, eight (8) shall be employed to provide services related to the Hisson Compliance agreement.

SECTION 24. Of the five hundred sixty-one (561.0) full-time-equivalent employees authorized in Section 22 of this act, fifty-eight (58.0) shall be employed to provide services under the provisions of the Oklahoma Early Intervention Act. Prior to February 1, 1993, the Superintendent of Public Instruction shall file a report with the Education Oversight Board on the oversight of the Oklahoma Early Intervention Program.

SECTION 25. Of the five hundred sixty-one (561.0) full-time-equivalent employees authorized in Section 22 of this act, one shall be designated as coordinator of support personnel concerns. Responsibilities of said coordinator shall include liaison with the Legislature, with organizations representing support personnel, and with the State Board of Education, and shall include dissemination of information to support personnel, including retirement information.

SECTION 26. The appropriation made by Section 9 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 effective date of this act.

SECTION 27. The appropriations made by Sections 1, 3, 5, 7 and 15 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 28. This act shall become effective July 1, 1992.

SECTION 29. 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.

43-2-1996 PC