

ENGROSSED SENATE AMENDMENT
TO
ENGROSSED HOUSE BILL NO. 1832

By: Hamilton (James) and
Steidley of the House

and

Taylor and Haney of the
Senate

(State law enforcement agencies - appropriation -
Alcoholic Beverage Laws Enforcement Commission - Oklahoma
State Bureau of Investigation - lapse date - effective
date -
emergency)

AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
entire bill and insert

[State law enforcement agencies - appropriation -
Alcoholic Beverage Laws Enforcement Commission -
Oklahoma State Bureau of Investigation - lapse
date - effective date -
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, 1994, 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	\$0.00
Other Operating Expenses	<u>0.00</u>
TOTAL	\$0.00

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 Fifty Thousand Nine Hundred Ninety-four Dollars (\$50,994.00) per annum, payable monthly for the fiscal year ending June 30, 1994. The Alcoholic Beverage Laws Enforcement Commission for the fiscal year ending June 30, 1994, 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	0.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$0.00
Professional and Personal Services Contracts	\$0.00
Purchase of Equipment	\$0.00
Expenditure of Federal Funds	\$0.00
Expenditure of Revolving Funds	\$0.00
Total Expenditures for Operations	\$0.00

SECTION 3. Pursuant to the provisions of Section 41.7 of Title 62 of the Oklahoma Statutes, the Alcoholic Beverage Laws Enforcement Commission shall file its budget work program with the Director of State Finance and the Legislative Service Bureau for the fiscal year ending June 30, 1994, to include the following budget entities and activities: Licensing and Enforcement, Administration, Motor Vehicles and Alcohol Education Program.

DEPARTMENT OF CORRECTIONS

SECTION 4. There is hereby appropriated to the Department of Corrections for the fiscal year ending June 30, 1994, the following amount or so much thereof as may be necessary to perform the duties imposed upon the Department of Corrections by law:

Personal Services	\$0.00
Other Operating Expenses	<u>0.00</u>
TOTAL	\$0.00

SECTION 5. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Corrections by law shall be set by the Director. The salary of the Director shall not exceed Seventy Thousand Four Hundred Twenty Dollars (\$70,420.00) per annum, payable monthly for the fiscal year ending June 30, 1994. The Department of Corrections for the fiscal year ending June 30, 1994, 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	0.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$0.00
Professional and Personal Services Contracts	\$0.00
Purchase of Equipment	\$0.00
Lease-Purchase Agreements	\$0.00
Expenditure of Federal Funds	\$0.00
Expenditure of Industries Revolving Fund	\$0.00
Expenditure of Department of Corrections Revolving Fund	\$0.00
Total Expenditures for Operations	\$0.00

SECTION 6. Of the full-time-equivalent employees authorized to the Department of Corrections, the Director may appoint a maximum of two hundred twenty (220.0) employees to the unclassified positions authorized in paragraph 29 of Section 840.8 of Title 74 of the Oklahoma Statutes. Of the full-time-equivalent employees authorized to the Department of Corrections, the Director may appoint a maximum of eleven (11.0) employees to the Oklahoma State Industries unclassified positions authorized in paragraph 30 of Section 840.8 of Title 74 of the Oklahoma Statutes.

SECTION 7. Pursuant to the provisions of Section 41.7 of Title 62 of the Oklahoma Statutes, the Department of Corrections shall file its budget work programs with the Director of State Finance and the Legislative Service Bureau for the fiscal year ending June 30, 1994, to include the following budget entities and activities: Individual Institutions, Community Corrections Centers, Administration, Health Services, Programs and Services, Probation and Parole, Security and Internal Affairs, Information Services, Agriculture-OSI, Manufacturing-OSI, Rodeo and Special Events, and Federal Grants/Programs.

SECTION 8. The Department of Mental Health and Substance Abuse Services shall maintain an agreement with the Department of Corrections to provide public service work positions for a minimum of fifty (50) trustees pursuant to Section 215 et seq. of Title 57 of the Oklahoma Statutes.

SECTION 9. The Department of Corrections is authorized to enter into an agreement with the Department of Human Services to utilize prison inmates for construction projects subject to written restrictions and conditions regarding security classification and other matters related to the control of inmates and public safety. Before utilizing inmates the Department of Corrections shall enter into a written agreement concerning, but not limited to, liability, funding, pay, public security and transportation. Provided,

further, that prison inmates shall not be used to replace any current Department of Human Services employee.

COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING

SECTION 10. 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, 1992, 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	\$0.00
Other Operating Expenses	<u>0.00</u>
TOTAL	\$0.00

SECTION 11. 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, 1994.

SECTION 12. 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, 1994. The Council on Law Enforcement Education and Training for the fiscal year ending June 30, 1994, 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	0.0

Payroll, Salaries or Wages, Including Tax-sheltered Deferment
Contracts and Longevity Payments Authorized by State Statutes
\$0.00

Professional and Personal Services Contracts \$0.00

Purchase of Equipment \$0.00

Lease-Purchase Agreements \$0.00

Expenditure of Federal Funds \$0.00

Expenditure of Revolving Funds \$0.00

Total Expenditures for Operations \$0.00

SECTION 13. Pursuant to the provisions of Section 41.7 of Title 62 of the Oklahoma Statutes, the Council on Law Enforcement Education and Training shall file its budget work program with the Director of State Finance and the Legislative Service Bureau for the fiscal year ending June 30, 1994, to include the following budget entities and activities: Administration, Training, and Security Guard and Private Investigator Regulation.

OKLAHOMA STATE BUREAU OF INVESTIGATION

SECTION 14. 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, 1994, 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 \$0.00

Other Operating Expenses 0.00

TOTAL \$0.00

SECTION 15. Of the amount appropriated to the Oklahoma State Bureau of Investigation 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 16. 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, 1994. One (1) Information Representative, one (1) Legal Officer and one (1) Special Investigator shall be unclassified positions. The Oklahoma State Bureau of Investigation for the fiscal year ending June 30, 1994, 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	0.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$0.00
Professional and Personal Services Contracts	\$0.00
Purchase of Equipment	\$0.00
Lease-Purchase Agreements	\$0.00
Expenditure of Federal Funds	\$0.00
Expenditure of Revolving Funds	\$0.00
Total Expenditures for Operations	\$0.00

SECTION 17. Pursuant to the provisions of Section 41.7 of Title 62 of the Oklahoma Statutes, the Oklahoma State Bureau of Investigation shall file its budget work program with the Director

of State Finance and the Legislative Service Bureau for the fiscal year ending June 30, 1994, to include the following budget entities and activities: Administration, General Investigations, Special Operations, Laboratory System, Uniform Crime Reports, Communications, Incident Based Reporting, Data Processing and Motor Vehicles.

OKLAHOMA STATE BUREAU OF NARCOTICS AND DANGEROUS DRUGS CONTROL

SECTION 18. 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, 1994, 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	\$0.00
Other Operating Expenses	<u>0.00</u>
TOTAL	\$0.00

SECTION 19. Of the amount appropriated to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control 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 20. Of the amount appropriated to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control 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 21. 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, 1994. The Oklahoma State Bureau of Narcotics and Dangerous Drugs Control for the fiscal year ending June 30, 1994, 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	0.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$0.00
Professional and Personal Services Contracts	\$0.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$0.00
Expenditure of Federal Funds	\$0.00
Expenditure of Revolving Funds	\$0.00
Total Expenditures for Operations	\$0.00

SECTION 22. Pursuant to the provisions of Section 41.7 of Title 62 of the Oklahoma Statutes, the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control shall file its budget work program with the Director of State Finance and the Legislative Service Bureau for the fiscal year ending June 30, 1994, to include the following

budget entities and activities: Administration, Enforcement, Registration and Compliance, Evidence Fund, Motor Vehicles and Communication.

OFFICE OF THE PARDON AND PAROLE BOARD

SECTION 23. There is hereby appropriated to the Office of the Pardon and Parole Board from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1994, the following amount or so much thereof as may be necessary to perform the duties imposed upon the Office of the Pardon and Parole Board by law:

Personal Services	\$0.00
Other Operating Expenses	<u>0.00</u>
TOTAL	\$0.00

SECTION 24. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Office of the Pardon and Parole Board shall be set by the Chief Administrative Officer. The salary of the Chief Administrative Officer shall not exceed Forty-three Thousand Eight Hundred Twenty Dollars (\$43,820.00) per annum, payable monthly for the fiscal year ending June 30, 1994. The Office of the Pardon and Parole Board for the fiscal year ending June 30, 1994, 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	0.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments	
Authorized by State Statutes	\$0.00
Professional and Personal Services Contracts	\$0.00

Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$0.00
Expenditure of Federal Funds	\$0.00
Total Expenditures for Operations	\$0.00

DEPARTMENT OF PUBLIC SAFETY

SECTION 25. 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, 1994, 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	\$0.00
Other Operating Expenses	<u>0.00</u>
TOTAL	\$0.00

SECTION 26. 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, 1994.

SECTION 27. 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, 1994, 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>
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Full-time-equivalent Employees	0.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$0.00
Professional and Personal Services Contracts	\$0.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$0.00
Expenditure of Federal Funds	\$0.00
Expenditure of Revolving Funds	\$0.00
Total Expenditures for Operations	\$0.00

SECTION 28. The Department of Public Safety, for the fiscal year ending June 30, 1994, may have a Patrol Academy consisting of no fewer than thirty (30) cadets.

SECTION 29. Pursuant to the provisions of Section 41.7 of Title 62 of the Oklahoma Statutes, the Department of Public Safety shall file its budget work program with the Director of State Finance and the Legislative Service Bureau for the fiscal year ending June 30, 1994, to include the following budget entities and activities: Administration, Highway Patrol, Motor Vehicle Operations, Vehicle Inspection, Drivers License Examinations, Turnpike Law Enforcement, Waterways Patrol, Size and Weights, Automobiles, Executive/State Capitol Security, Telecommunications (dispatch) and Training.

OFFICE OF THE ATTORNEY GENERAL

SECTION 30. There is hereby appropriated to the Office of the Attorney General from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1994, the sum of _____ Dollars (\$_____.00) or so much thereof as may be necessary to perform the duties imposed upon the Office of the Attorney General by law.

SECTION 31. There is hereby appropriated to the Office of the Attorney General from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year

ending June 30, 1994, the sum of _____ Dollars (\$_____.00) or so much thereof as may be required for the Workers' Compensation Fraud Unit by law. The appropriation made in this section shall be expended exclusively for the purpose so stated and shall not be transferable.

SECTION 32. There is hereby appropriated to the Attorney General's Evidence Fund provided for in Section 19 of Title 74 of the Oklahoma Statutes from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1994, the sum of _____ Dollars (\$_____.00) or so much thereof as may be necessary for expenses relative to any pending case or other matter within the office responsibility of the Attorney General.

SECTION 33. From the appropriations made to the Office of the Attorney General the sum of Forty Thousand Dollars (\$40,000.00) or so much thereof as may be necessary shall be used for the required expenses of the Public Employees Relation Board. The monies designated in this section shall be used exclusively for the purpose so stated and shall not be transferable.

SECTION 34. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Office of the Attorney General by law shall be set by the Attorney General. The Office of the Attorney General for the fiscal year ending June 30, 1994, 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	0.0
Payroll, Salaries or Wages, Including	
Tax-sheltered Deferment Contracts	

and Longevity Payments	
Authorized by State Statutes	\$0.00
Professional and Personal Services Contracts	\$0.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$0.00
Expenditure of Federal Funds	\$0.00
Total Expenditures for Operations	\$0.00

DISTRICT ATTORNEYS COUNCIL

SECTION 35. There is hereby appropriated to the Office of the Attorney General from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1994, the sum of _____ Dollars (\$0.00) or so much thereof as may be required to perform the duties imposed upon the offices of the district attorneys and the District Attorneys Council by law.

SECTION 36. There is hereby appropriated to the Office of the Attorney General from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1994, the sum of _____ Dollars (\$_____.00) or so much thereof to be transferred to the District Attorneys Evidence Fund.

SECTION 37. The Executive Director of the District Attorneys Council shall submit to the Director of State Finance by October 1, 1993, a report on forms approved by the Director of State Finance, detailing expenditures from all nonappropriated funds for the fiscal year ending June 30, 1993.

SECTION 38. The district attorneys and the District Attorneys Council for the fiscal year ending June 30, 1994, 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	0.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$0.00
Professional and Personal Services Contracts	\$0.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$0.00
Expenditure of Revolving Funds	\$0.00
Expenditure of Federal Funds	\$0.00
Total Expenditures for Operations	\$0.00

SECTION 39. For the fiscal year ending June 30, 1994, the District Attorneys Council is authorized to transfer an amount not to exceed Ninety Thousand Dollars (\$90,000.00) from the Crime Victims Compensation Revolving Fund created by Section 142.17 of Title 21 of the Oklahoma Statutes to the Sexual Assault Examination Fund created by Section 142.20 of Title 21 of the Oklahoma Statutes.

SECTION 40. Federal grant monies processed through the District Attorneys Council, expenditures from the Crime Victims Compensation Revolving Fund, and expenditures from the Sexual Assault Examination Fund shall not be subject to the limitation on total expenditures for operations established in Section 42 of this act.

SECTION 41. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1994. Any unexpended funds remaining after November 15, 1994, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 42. This act shall become effective July 1, 1993.

SECTION 43. 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 22nd day of March, 1993.

President of the Senate

Passed the House of Representatives the ____ day of _____, 1993.

Speaker of the House of Representatives