

ENGROSSED SENATE  
BILL NO. 575

By: Taylor and Haney of the  
Senate

and

Hamilton (James) and  
Steidley of the House

[ state natural resource regulatory agencies -  
appropriations - operative date -  
emergency ]

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

DEPARTMENT OF AGRICULTURE

SECTION 1. There is hereby appropriated to the Department of Agriculture 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 Department of Agriculture by law.

SECTION 2. There is hereby appropriated to the Department of Agriculture 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 \_\_\_\_\_ Dollars (\$\_\_\_\_\_.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Agriculture by law.

SECTION 3. Of the funds appropriated in Section 1 of this act, the following amounts shall be expended in the following categories:

Administration Division	\$_____.00
Statistical Reporting Division	\$_____.00

Animal Industry Division	\$_____.	00
Plant Industry and Consumer		
Services Division	\$_____.	00
Forestry Division	\$_____.	00
Agriculture Laboratory Division	\$_____.	00
Predatory Animal Control Division	\$_____.	00
Market Development Division	\$_____.	00
Rural Development Service	\$_____.	00
Brucellosis Depopulation	\$_____.	00
Oklahoma State University for the		
Statewide Intensive Financial		
Management Assistance Program	\$_____.	00
Poultry Research and Disease Control	\$_____.	00
Research Programs and Employment		
of a State Poultry Veterinarian		
and an Area Poultry Specialist	\$_____.	00
Tick Research	\$_____.	00
Wheat Root Rot/Nematode Complex		
Research	\$_____.	00
Peanut Pod Rot and Field		
Demonstration Research	\$_____.	00
Total Research Programs	\$_____.	00
TOTAL	\$_____.	00

SECTION 4. The funds appropriated by Sections 1 and 2 of this act shall be expended in the following categories and amounts:

Personal Services	\$_____.	00
Other Operating Expenses	\$_____.	00
TOTAL	\$_____.	00

SECTION 5. There is hereby appropriated to the State Department of Agriculture 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 (\$\_\_\_\_\_.

or so much thereof as may be required for the purposes of the AGLink/Agriculture Mediation Program. The State Board of Agriculture shall require a budget work plan and monthly reports on the expenditures and workload of the AGLink/Agriculture Mediation Program.

SECTION 6. There is hereby appropriated to the State Department of Agriculture 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) to provide operational grants to rural fire departments.

The grants funded by this section shall be limited to \_\_\_\_\_ Dollars (\$\_\_\_\_\_.00) per municipality.

SECTION 7. There is hereby appropriated to the State Department of Agriculture 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) to provide the state share for grants to rural fire protection coordination districts pursuant to the Rural Fire Protection Program Fund Act.

These funds shall only be expended for the purposes specified by Section 901.56 of Title 19 of the Oklahoma Statutes.

SECTION 8. There is hereby appropriated to the State Department of Agriculture 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) for the purposes of the statewide dry fire hydrant program in conjunction with substate planning districts with no districts to receive more than \_\_\_\_\_ Dollars (\$\_\_\_\_\_.00) in state resources. State resources must be matched on a one-to-one basis with nonstate resources.

SECTION 9. There is hereby appropriated to the State Department of Agriculture 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) for the purpose of purchasing equipment for the Oklahoma State University Animal Diagnostic Laboratory.

SECTION 10. The sum of \_\_\_\_\_ Dollars (\$\_\_\_\_\_.00) appropriated to the State Department of Agriculture shall be used for salaries, benefits and other personnel costs of the eight (8) McGee Creek Fire Protection full-time employees.

SECTION 11. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Department of Agriculture by law shall be set by the Commissioner. The salary of the Commissioner shall not exceed Sixty Thousand Dollars (\$60,000.00) per annum, payable monthly for the fiscal year ending June 30, 1994. The State Department of Agriculture, 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>
Average Number of Full-time-equivalent Employees, Excluding Part-time Employees in the Forestry, Plant, and Animal Industry Divisions and Fruit and Vegetable Graders	532.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$_____.00
Professional and Personal Services Contracts	\$_____.00
Purchase of Equipment	\$_____.00
Lease-Purchase Agreements	\$_____.00
Receipt of Federal Funds	\$_____.00

Total Expenditures for Operations \$\_\_\_\_\_.00

SECTION 12. Of the funds appropriated in Section 1 of this act, the State Department of Agriculture shall expend so much as may be necessary to accomplish contractual responsibilities for statewide dissemination of intensive financial management technical assistance by Oklahoma State University's extension service thus enabling businessmen and students of business to benefit from direct professional assistance provided by professors, associates and staff of the University and to improve and complement technical assistance provided by the Department. Contractor shall submit quarterly reports of activities and expenditures to the Department of Agriculture. The Department may disallow any expenditures for activities not within the scope of contractual responsibilities pursuant to an approved work plan. Contractor shall submit an annual audit as required by the Department of Agriculture which may be paid from allocated, appropriated funds.

OKLAHOMA CONSERVATION COMMISSION

SECTION 13. There is hereby appropriated to the Oklahoma Conservation 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 sum of \_\_\_\_\_ Dollars (\$\_\_\_\_\_.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Conservation Commission by law.

SECTION 14. There is hereby appropriated to the Oklahoma Conservation 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 sum of \_\_\_\_\_ Dollars (\$\_\_\_\_\_.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Conservation Commission by law.

SECTION 15. The funds appropriated to the Oklahoma Conservation Commission by Sections 13 and 14 of this act shall be expended in the following amounts and for the following purposes:

Administration	\$_____.	00
Watershed Planning and		
Development	\$_____.	00
District Employees		
Benefits	\$_____.	00
Field Service	\$_____.	00
TOTAL	\$_____.	00

SECTION 16. Of the amount in Section 15 of this act for Field Service, the amount of \_\_\_\_\_ Dollars (\$\_\_\_\_\_.) shall be used for purposes of supporting a roadside erosion program in conjunction with the county commissioners, with no county to receive more than \_\_\_\_\_ Dollars (\$\_\_\_\_\_.) in state resources. State resources must be matched on a one-to-one basis with nonstate resources by the counties.

SECTION 17. Of the amount in Section 15 of this act for Field Service, the amount of \_\_\_\_\_ Dollars (\$\_\_\_\_\_.) shall be used for purposes of supporting a Water Quality Cost Share Program.

SECTION 18. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Conservation Commission by law shall be set by the Commission. The salary of the Executive Director shall not exceed Fifty Thousand Three Hundred Nine Dollars (\$50,309.00) per annum, payable monthly for the fiscal year ending June 30, 1994. The Oklahoma Conservation 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	18.0

Payroll, Salaries or Wages, Including Tax-sheltered Deferment  
Contracts and Longevity

Payments Authorized by State Statutes	\$_____.	00
Professional and Personal Services Contracts	\$_____.	00
Lease-Purchase Agreements	\$_____.	00
Purchase of Equipment	\$_____.	00
Expenditure of Revolving Funds	\$_____.	00
Expenditure of Federal Funds	\$_____.	00
Total Expenditures for Operations	\$_____.	00

SECTION 19. Of the eighteen (18) full-time-equivalent employee positions authorized in Section 18 of this act, six (6) full-time-equivalent employee positions shall be filled contingent upon the procurement of federal funds for the Abandoned Mine Lands Program. Said six (6) full-time-equivalent employee positions supported by these federal funds shall be terminated when federal support is discontinued. Said six (6) full-time-equivalent employees shall be unclassified and, except for leave regulations, shall be exempt from the rules of the Merit System of Personnel Administration.

SECTION 20. Notwithstanding the purpose and limitations specified by Sections 1501-704, 1501-705 and 1501-706 of Title 82 of the Oklahoma Statutes, the Oklahoma Conservation Commission is hereby authorized to expend an amount not to exceed  
Dollars

(\$\_\_\_\_\_.) from the Small Watersheds Flood Control Fund for flood control, safety and agency operations during the fiscal year ending June 30, 1994.

Of the amount authorized for expenditure in this section the Executive Director of the Oklahoma Conservation Commission is hereby authorized to expend an amount not to exceed \_\_\_\_\_ Dollars (\$\_\_\_\_\_.) for critical needs as the Executive Director shall deem necessary for maintenance, operations and equipment. The Executive Director is authorized to purchase equipment and to enter

into contracts with municipalities to carry out the provisions of this section.

SECTION 21. Any monies appropriated to the Conservation Commission for purposes of funding the offices of local conservation districts for employee salaries or contracting for employment services shall be allotted to the local conservation districts by the Commission in such a manner so as to provide for an average of two and three-tenths (2.3) employees per district. In determining the actual number of employees per district, the Commission shall be guided by the type and amount of activities and responsibilities managed by a local district.

CORPORATION COMMISSION

SECTION 22. There is hereby appropriated to the Corporation 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 sum of \_\_\_\_\_ Dollars (\$\_\_\_\_\_.00) or so much thereof as may be necessary to perform the duties imposed upon the Corporation Commission by law.

SECTION 23. The funds appropriated by Section 22 of this act shall be expended in the following categories and amounts:

Personal Services	\$_____.00
Other Operating Expenses	\$_____.00
TOTAL	\$_____.00

SECTION 24. There is hereby appropriated to the Corporation Commission from any monies not otherwise appropriated from the Cash-Flow Reserve Fund designated by the Office of State Finance as the "091" Fund, the sum of \_\_\_\_\_ Dollars (\$\_\_\_\_\_.00) or so much thereof as may be necessary to perform the duties imposed upon the Corporation Commission by law.

SECTION 25. A. Reimbursement from the Petroleum Storage Tank Release Environmental Cleanup Indemnity Fund for costs incurred by the Corporation Commission for the administration of the Indemnity

Fund shall not exceed Seven Hundred Thousand Dollars (\$700,000.00) for the fiscal year ending June 30, 1994.

B. The Commission shall make written reports on a quarterly basis to the Speaker of the House of Representatives and the President Pro Tempore of the Senate detailing expenditures on agency or fund personnel and equipment and investigation expenses concerning and incurred as a result of administering such Indemnity Fund.

SECTION 26. The authorized number and maximum annual salary, payable monthly, for the unclassified employee positions utilized in the operation of the Corporation Commission shall be as set forth below. The amounts listed do not constitute an appropriation but are listed to establish salary maximums only for the fiscal year ending June 30, 1994.

TITLE	NUMBER AUTHORIZED	MAXIMUM SALARY
Senior Rate Analyst	1	\$42,520.00
General Administrator	1	\$52,535.00
Director, Data Processing	1	\$52,535.00
Administrative Aide	3	\$38,065.00

SECTION 27. From any monies appropriated by Section 22 of this act, to the Corporation Commission, One Hundred Thousand Dollars (\$100,000.00) inclusive of salaries shall be expended for a pollution response team to respond to and investigate reports of pollution.

SECTION 28. One Hundred Twenty Thousand Dollars (\$120,000.00) shall be spent from monies available in the Corporation Commission Revolving Fund to implement the provisions of Section 40.1 of Title 17 of the Oklahoma Statutes.

SECTION 29. In addition to any other monies dedicated to well plugging, the Corporation Commission is hereby authorized to expend from any monies available in the Conservation Fund of the State

Treasury and the Corporation Commission Revolving Fund an amount not to exceed Five Hundred Thousand Dollars (\$500,000.00), to plug or repair any oil, gas, injection or disposal well which is causing surface or subsurface pollution, pursuant to the provisions of Section 318 of Title 52 of the Oklahoma Statutes.

SECTION 30. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Corporation Commission by law shall be set by the Commissioners. The Corporation 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 direct expenditures for well plugging as authorized in Section 310 of Title 52 of the Oklahoma Statutes, pit closure as authorized in Section 140 of Title 52 of the Oklahoma Statutes, and remediation of sites as authorized in Section 353 of Title 17 of the Oklahoma Statutes, and 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	428.0
Payroll, Salaries or Wages, Including	
Tax-sheltered Deferment Contracts and	
Longevity Payments Authorized by	
State Statutes	\$____.00
Professional and Personal Services Contracts	\$____.00
Purchase of Equipment	\$____.00
Lease-Purchase Agreements	\$____.00
Expenditure of Revolving Funds	\$____.00
Expenditure of Federal Funds	\$____.00
Total Expenditures for Operations	\$____.00

SECTION 31. Of the four hundred twenty-eight (428.0) full-time-equivalent employees authorized in Section 30 of this act, seven (7.0) shall be utilized to perform Underground Storage Tank duties

as authorized in the Oklahoma Underground Storage Tank Regulation Act and the Oklahoma Petroleum Underground Release Indemnity Program. The continuation of these full-time-equivalent employees is contingent upon sufficient funding under the Underground Storage Tank Regulation Act, and the Oklahoma Petroleum Underground Release Indemnity Program, to support them.

SECTION 32. Of the four hundred twenty-eight (428.0) full-time-equivalent employees authorized in Section 30 of this act, fourteen (14.0) shall perform duties in accordance with the Underground Injection Control Program, five (5.0) shall perform duties in accordance with the Underground Storage Tank Program and two (2.0) shall perform duties in accordance with the Leaking Underground Storage Tank Program. The continuation of these full-time-equivalent employees is contingent upon sufficient federal funding to support them.

DEPARTMENT OF ENVIRONMENTAL QUALITY

SECTION 33. There is hereby appropriated to the Oklahoma Department of Environmental Quality 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 Department of Environmental Quality by law.

SECTION 34. The funds appropriated by Section 33 of this act shall be expended in the following categories and amounts:

Personal Services	\$_____.00
Other Operating Expenses	\$_____.00
TOTAL	\$_____.00

SECTION 35. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Environmental Quality by law shall be set by the Executive Director. The salary of the Executive Director shall not exceed \_\_\_\_\_ Dollars (\$\_\_\_\_\_.00) per annum payable monthly

for the fiscal year ending June 30, 1994. The Department of Environmental Quality, for the fiscal year ending June 30, 1994, shall be subject to the following budgetary limitations on full-time-equivalent employees and 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	\$_____.00
Professional and Personal Services	
Contracts	\$_____.00
Purchase of Equipment	\$_____.00
Lease-Purchase Agreements	\$_____.00
Expenditure of Federal Funds	\$_____.00
Expenditure of Revolving Funds	\$_____.00
Total Expenditures for Operations	\$_____.00

SECTION 36. Of the \_\_\_\_\_ (\_\_\_\_\_) full-time-equivalent employee positions authorized in Section 35 of this act, seven (7.0) full-time-equivalent employee positions shall be filled contingent upon receipt of sufficient federal funding or fee revenue from the National Pollutant Discharge Elimination System permit program.

DEPARTMENT OF MINES

SECTION 37. There is hereby appropriated to the Oklahoma Department of Mines 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 Department of Mines by law.

SECTION 38. The funds appropriated by Section 37 of this act shall be expended in the following categories and amounts:

Personal Services	\$_____.	00
Other Operating Expenses	\$_____.	00
TOTAL	\$_____.	00

SECTION 39. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Mines by law shall be set by the Executive Director. The salary of the Executive Director shall not exceed Forty-three Thousand Five Hundred Sixty Dollars (\$43,560.00) per annum payable monthly for the fiscal year ending June 30, 1994. The Department of Mines, for the fiscal year ending June 30, 1994, shall be subject to the following budgetary limitations on full-time-equivalent employees and 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	59.5	
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments		
Authorized by State Statutes	\$_____.	00
Professional and Personal Services Contracts	\$_____.	00
Purchase of Equipment	\$_____.	00
Lease-Purchase Agreements	\$_____.	00
Expenditure of Federal Funds	\$_____.	00
Expenditure of Revolving Funds	\$_____.	00
Total Expenditures for Operations	\$_____.	00

OKLAHOMA WATER RESOURCES BOARD

SECTION 40. There is hereby appropriated to the Oklahoma Water Resources 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 sum of \_\_\_\_\_ Dollars (\$\_\_\_\_\_.

or so much thereof as may be necessary to perform the duties imposed upon the Water Resources Board by law.

SECTION 41. There is hereby appropriated to the Oklahoma Water Resources Board 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 \_\_\_\_\_ Dollars (\$\_\_\_\_\_.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Water Resources Board by law.

SECTION 42. Of the funds appropriated by Sections 40 and 41 of this act, the sum of \_\_\_\_\_ Dollars (\$\_\_\_\_\_.00) shall be used for the purpose of providing contractual services with the Oklahoma Rural Water Association, to provide technical assistance and training to rural water system operators. No part of these funds can be used to pay any portion of the compensation of the Oklahoma Rural Water Association Executive Director.

SECTION 43. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Water Resources Board by law shall be set by the Oklahoma Water Resources Board. The salary of the Executive Director shall not exceed Fifty-six Thousand Eight Hundred Twenty Dollars (\$56,820.00) per annum, payable monthly for the fiscal year ending June 30, 1994. The Oklahoma Water Resources 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	\$_____.00

Professional and Personal Services Contracts	\$_____.	00
Lease-Purchase Agreements	\$_____.	00
Purchase of Equipment	\$_____.	00
Expenditure of Revolving Funds	\$_____.	00
Expenditure of Federal Funds	\$_____.	00
Total Expenditures for Operations	\$_____.	00

SECTION 44. Of the \_\_\_\_\_ (\_\_\_\_\_) full-time-equivalent employee positions authorized in Section 43 of this act, five (5.0) full-time-equivalent employee positions shall be filled contingent upon receipt of Federal Clean Lakes Program grant funds as authorized in Section 314 of the Federal Clean Water Act.

SECTION 45. 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 46. Sections 1 through 23 and Sections 25 through 44 of this act shall become operative July 1, 1993.

SECTION 47. 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 1st day of March, 1993.

President of the Senate

Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_, 1993.

Speaker

of the House of  
Representatives