

SHORT TITLE: State judicial functions; appropriations; effective date; emergency.

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

SENATE BILL NO. 1198

By: Taylor and Haney of the
Senate

and

Hamilton (James) and
Steidley of the House

AS INTRODUCED

An Act relating to state judicial functions; making appropriations to the Court of Criminal Appeals, the Supreme Court for the District Courts, the Supreme Court and the Workers' Compensation Court; stating purposes; establishing budgetary limits; providing lapse date; providing an effective date; and declaring an emergency.

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

COURT OF CRIMINAL APPEALS

SECTION 1. There is hereby appropriated to the Court of Criminal Appeals from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1995, the sum of One Million Eight Hundred Eighty-two Thousand Seven Hundred Fifty-seven Dollars (\$1,882,757.00) or so much thereof as may be required to perform the duties imposed upon the Court of Criminal Appeals by law.

SECTION 2. There is hereby appropriated to the Court of Criminal Appeals from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1995, the sum of Sixteen Thousand Seven Hundred

Sixteen Dollars (\$16,716.00) or so much thereof as may be necessary for Personal Services. Funds appropriated by this section may be budgeted and expended only after the agency has complied with the provisions for implementing the FY-95 State Salary Pay Increase Plan.

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Court of Criminal Appeals by law shall be set by the Judges of the Court of Criminal Appeals. The Court of Criminal Appeals for the fiscal year ending June 30, 1995, shall be subject to the following budgetary limitations on full-time-equivalent employees, salary of the Chief Executive Officer and Total Expenditures for Operations, 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>
Maximum Salary of the Presiding Judge	\$86,791.00
Maximum Salary of Court Judges	\$83,871.00
Full-time-equivalent Employees	33.0
Total Expenditures for Operations	\$1,901,573.00

DISTRICT COURTS

SECTION 4. There is hereby appropriated to the State Supreme Court from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1995, the sum of Twenty-two Million Three Hundred Forty-five Thousand Nine Hundred Twenty-four Dollars (\$22,345,924.00) or so much thereof as may be necessary to perform the duties imposed upon the District Courts by law.

SECTION 5. There is hereby appropriated to the State Supreme Court from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1995, the sum of Two Hundred Thirty-one Thousand Seven Hundred

Ten Dollars (\$231,710.00) or so much thereof as may be necessary for Personal Services of the District Courts. Funds appropriated by this section may be budgeted and expended only after the agency has complied with the provisions for implementing the FY-95 State Salary Pay Increase Plan.

SECTION 6. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the District Courts by law shall be set by the Administrator of the Court. The District Courts for the fiscal year ending June 30, 1995, shall be subject to the following budgetary limitations on full-time-equivalent employees, salaries of officials and employees of the court, and Total Expenditures for Operations, excluding expenditures for capital, special projects, overtime and longevity payments, 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>
District Judge	\$71,330.00
Associate District Judge	
County population under 10,000	\$56,146.00
County population 10,000 - 30,000	\$59,859.00
County population over 30,000	\$67,281.00
Special Judge	\$56,146.00
	<u>Salary Ranges</u>
Court Reporter	\$17,236.00 - \$26,174.00
Trial Court Administrator	\$29,264.00 - \$52,971.00
Secretary to Presiding Judge of Judicial District	\$9,849.00 - \$17,027.00
Secretary Bailiff	\$9,051.00 - \$15,351.00
Full-time-equivalent Employees	533.0

Total Expenditures for Operations \$22,577,634.00

SUPREME COURT

SECTION 7. There is hereby appropriated to the State Supreme Court from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1995, the sum of Seven Million Two Hundred Twenty-seven Thousand Seven Hundred Twenty-three Dollars (\$7,227,723.00) or so much thereof as may be necessary to perform the duties imposed upon the State Supreme Court and the Court of Appeals by law.

SECTION 8. There is hereby appropriated to the State Supreme Court from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1995, the sum of Sixty-four Thousand Two Hundred Thirty-six Dollars (\$64,236.00) or so much thereof as may be necessary for Personal Services. Funds appropriated by this section may be budgeted and expended only after the agency has complied with the provisions for implementing the FY-95 State Salary Pay Increase Plan.

SECTION 9. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Supreme Court by law shall be set by the Supreme Court Justices.

SECTION 10. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Court of Appeals by law shall be set by the Judges of the Court of Appeals, subject to the approval of the Supreme Court.

SECTION 11. The State Supreme Court and the Court of Appeals for the fiscal year ending June 30, 1995, shall be subject to the following budgetary limitations on full-time-equivalent employees, salaries of Justices and Judges, and Total Expenditures for Operations, excluding expenditures for capital and special projects, and lawful expenditures from the State Judicial Fund, 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>
Chief Justice	\$86,791.00
Court Justices	\$83,871.00
Court of Appeals Judge	\$78,660.00
Full-time-equivalent Employees	139.0
Total Expenditures for Operations	\$7,291,959.00

WORKERS' COMPENSATION COURT

SECTION 12. There is hereby appropriated to the Workers' Compensation Court from any monies not otherwise appropriated from the Workers' Compensation Administrative Fund of the State Treasury for the fiscal year ending June 30, 1995, the amount of Three Million Three Hundred Seventy-seven Thousand Seven Hundred Fifty-four Dollars (\$3,377,754.00) or so much thereof as may be necessary to perform the duties imposed upon the Workers' Compensation Court by law.

SECTION 13. There is hereby appropriated to the Workers' Compensation Court from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1995, the sum of Thirty Thousand One Hundred Eighty-two Dollars (\$30,182.00) or so much thereof as may be necessary for Personal Services. Funds appropriated by this section may be budgeted and expended only after the agency has complied with the provisions for implementing the FY-95 State Salary Pay Increase Plan.

SECTION 14. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Workers' Compensation Court by law shall be set by the Administrator. The Workers' Compensation Court for the fiscal year ending June 30, 1995, shall be subject to the following budgetary limitations on full-time-equivalent employees, the salaries of

Judges, and Total Expenditures for Operations, 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>
Judges	\$71,330.00
Full-time-equivalent Employees	91.0
Total Expenditures for Operations	\$7,440,109.00

SECTION 15. The appropriations made in this act shall be subject to fiscal year limitations and may be encumbered for the fiscal year ending June 30, 1995 (hereafter FY-95) or may be budgeted for the fiscal year ending June 30, 1996 (hereafter FY-96). Funds budgeted for FY-95 may be encumbered only through June 30, 1995, and must be expended by November 15, 1995. Any funds remaining after November 15, 1995, and not budgeted for FY-96, will lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-96 may be encumbered only through June 30, 1996. Any funds remaining after November 15, 1996, will lapse to the credit of the proper fund for the then current fiscal year. These appropriations may not be budgeted in both fiscal years simultaneously. Funds budgeted in FY-95 and not required to pay obligations for that fiscal year may be budgeted for FY-96 after the agency to which the funds have been appropriated has prepared and submitted a budget work program revision removing these funds from the FY-95 budget and after such revision has been approved by the Office of State Finance.

SECTION 16. This act shall become effective July 1, 1994.

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.

44-2-1871

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