

ENROLLED SENATE
BILL NO. 395

By: Taylor and Haney of the
Senate

and

Hamilton (James) and
Steidley of the House

An Act relating to state finance; making an appropriation to the Office of the Attorney General; stating purpose; providing that appropriation shall not be transferable; amending Section 50, Chapter 316, O.S.L. 1992, as amended by Section 30, Chapter 327, O.S.L. 1992, which relates to duties and compensation of employees and budgetary limitations for the Office of the Attorney General; modifying budgetary limitations; amending Section 23, Chapter 275, O.S.L. 1992, which relates to duties and compensation of employees and budgetary limits for the Oklahoma Commission on Children and Youth; modifying budgetary limitations; amending Section 3, Chapter 320, O.S.L. 1992, which relates to duties and compensation of employees and budgetary limits of the Department of Civil Emergency Management; modifying budgetary limitations; amending Section 15, Chapter 314, O.S.L. 1992, which relates to duties and compensation of employees and budgetary limits of the Oklahoma Tax Commission; modifying budgetary limitations; amending Section 26, Chapter 337, O.S.L. 1992, which relates to duties and compensation of employees and budgetary limits of the State Insurance Department; modifying budgetary limitations; making appropriation nonfiscal; and declaring an emergency.

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

SECTION 1. 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, 1992, the sum of One Hundred Ninety-five Thousand Five Hundred Ninety Dollars (\$195,590.00) or so much thereof as may be required for expenses and temporary employees relative to the backlog of criminal appeal cases of indigent defendants resulting from court cases filed or to be filed, such as Harris v. Champion. The appropriation made in this section shall be expended exclusively for the purpose so stated and shall not be transferable. From the funds appropriated in this section, the Attorney General is authorized to employ such personnel as may be necessary to fulfill the provisions of this section. Personnel employed pursuant to the provisions of this section shall be exempt from the limitation on

full-time-equivalent employees provided in Section 50, Chapter 316, O.S.L. 1992, as last amended by Section 2 of this act.

SECTION 2. AMENDATORY Section 50, Chapter 316, O.S.L. 1992, as amended by Section 30, Chapter 327, O.S.L. 1992, is amended to read as follows:

Section 30. 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, 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	109.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$4,198,882.00 <u>\$4,339,882.00</u>
Professional and Personal Services Contracts	-\$258,600.00 <u>\$268,590.00</u>
Lease-Purchase Agreements	\$20,875.00
Purchase of Equipment	-\$170,000.00 <u>\$203,000.00</u>
Expenditure of Revolving Funds	\$760,991.00
Expenditure of Federal Funds	\$775,000.00
Total Expenditures for Operations	\$6,221,437.00 <u>\$6,417,027.00</u>

SECTION 3. AMENDATORY Section 23, Chapter 275, O.S.L. 1992, is amended to read as follows:

Section 23. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Commission on Children and Youth by law shall be set by the Director. The salary of the Director shall not exceed Forty-four Thousand Three Hundred Twenty Dollars (\$44,320.00) per annum, payable monthly for the fiscal year ending June 30, 1994. The Oklahoma Commission on Children and Youth 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	23.5
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes \$661,908.00	
Professional and Personal Services Contracts	\$221,027.00

Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$21,478.00
Expenditure of Revolving Funds	-\$414,074.00 <u>\$438,774.00</u>
Expenditure of Federal Funds	\$618,000.00
Total Expenditures for Operations	-\$2,455,777.00 <u>\$2,480,477.00</u>

SECTION 4. AMENDATORY Section 3, Chapter 320, O.S.L. 1992, is amended to read as follows:

Section 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Civil Emergency Management by law shall be set by the Director. The salary of the Director shall not exceed Thirty-eight Thousand Six Hundred Twenty-two Dollars (\$38,622.00) per annum, payable monthly for the fiscal year ending June 30, 1993. The Department of Civil Emergency Management 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	29.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes \$824,893.00	
Professional and Personal Services Contracts	\$15,600.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$41,000.00
Expenditure of Federal Funds	\$1,629,095.00 <u>\$1,748,095.00</u>
Total Expenditures for Operations	-\$2,104,892.00 <u>\$2,223,892.00</u>

SECTION 5. AMENDATORY Section 15, Chapter 314, O.S.L. 1992, is amended to read as follows:

Section 15. 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, 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	1,315.0

Payroll, Salaries or Wages, Including Tax-sheltered Deferment
 Contracts and Longevity Payments Authorized by State Statutes
 \$33,533,036.00

Professional and Personal Services Contracts	\$2,756,615.00
Lease-Purchase Payments	\$1,873,400.00
Purchase of Equipment	\$4,021,830.00
Expenditure of Revolving Funds	\$25,731,284.00
Expenditure of Federal Funds	0.00 <u>\$150,000.00</u>
Total Expenditures for Operations	\$65,992,926.00 <u>\$66,142,926.00</u>

SECTION 6. AMENDATORY Section 26, Chapter 337, O.S.L. 1992, is amended to read as follows:

Section 26. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Insurance Department by law shall be set by the Insurance Commissioner. The State Insurance Department 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>
Average Full-time-equivalent Employees	111.0

Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes \$3,120,230.00	<u>\$3,209,730.00</u>
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Professional and Personal Services Contracts	\$65,000.00 <u>\$100,000.00</u>
Purchase of Equipment	\$77,000.00 <u>\$88,115.00</u>
Lease-Purchase Agreements	\$0.00
Lease of Office Space	\$312,368.00
Expenditure of Federal Funds	\$0.00 <u>\$176,017.00</u>
Expenditure of Revolving Funds	\$2,493,253.00
Total Expenditures for Operations	\$5,199,759.00 <u>\$5,375,776.00</u>

SECTION 7. The appropriation made in Section 1 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 8. 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 19th day of April, 1993.

President of the Senate

Passed the House of Representatives the 6th day of May, 1993.

Speaker of the House of Representatives