

ENROLLED HOUSE  
BILL NO. 1832

By: Hamilton (James) and  
Steidley of the House

and

Taylor and Haney of the  
Senate

An Act funding law enforcement agencies; making appropriations to the Office of Attorney General; stating purposes; providing for duties and compensation of employees; providing budgetary limitations; making appropriations to the Office of Attorney General for district attorneys and the District Attorneys Council; stating purposes; making an appropriation to the Office of the Attorney General from the Special Cash Fund to be transferred to the District Attorneys Evidence Fund; requiring the Executive Director of the District Attorneys Council to file a report by a certain date; specifying contents of report; providing budgetary limitations for district attorneys and the District Attorneys Council; authorizing the District Attorneys Council to transfer monies from the Crime Victims Compensation Revolving Fund to the Sexual Assault Examination Fund; limiting amount authorized to be transferred; amending Section 79 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, which relates to an appropriation to the Alcoholic Beverage Laws Enforcement Commission; modifying appropriation; specifying apportionment of appropriation; providing for duties and compensation of employees of the Alcoholic Beverage Laws Enforcement Commission; limiting the salary of the Director; providing budgetary limitations; requiring the budget work program to include certain entities and activities; amending 37 O.S. 1991, Section 518, which relates to licenses issued by the Alcoholic Beverage Laws Enforcement Commission; making all employee licenses issued after a certain date valid for two years and modifying license fee to conform with license duration; amending Section 81 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, which relates to an appropriation to the Department of Corrections; modifying appropriation to the Department of Corrections; specifying apportionment of appropriation; providing for duties and compensation of employees; limiting the salary of the Director; providing budgetary limitations; authorizing the Director of the Department of Corrections to appoint employees to certain unclassified positions; providing limitations on

maximum number of employees placed in said positions; requiring the budget work program to include certain entities and activities; requiring the Department of Mental Health and Substance Abuse Services to maintain certain agreement with the Department of Corrections; authorizing the Department of Corrections to enter into certain agreement with the Department of Human Services; making an appropriation to the Council on Law Enforcement Education and Training; stating purpose; amending Sections 84, 85 and 86 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, which relate to appropriations to the Council on Law Enforcement Education and Training; modifying appropriations; specifying apportionment of certain appropriations; providing for duties and compensation of employees; limiting the salary of the Director; providing budgetary limitations; limiting amount to be expended for the Polygraph Examiners Board; requiring the budget work program to include certain entities and activities; amending Section 83 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, which relates to an appropriation to the Oklahoma State Bureau of Investigation; modifying appropriation; specifying apportionment of appropriation; providing for duties and compensation of employees; limiting salary of the Director; providing budgetary limitations; authorizing the transfer of certain amount to an agency special account; stating purpose; requiring the Oklahoma State Bureau of Investigation to report income to the Evidence Fund; requiring the budget work program to include certain entities and activities; amending Section 88 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, which relates to an appropriation to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control; modifying appropriation; specifying apportionment of appropriation; providing for duties and compensation of employees; limiting salary of the Director; providing budgetary limitations; authorizing the use of certain amount to purchase certain vehicles; authorizing the transfer of certain amount to an agency special account; stating purposes; requiring the budget work program to include certain entities and activities; authorizing expenditure of certain forfeited seized funds for certain purpose; amending Section 89 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, which relates to an appropriation to the Pardon and Parole Board; modifying appropriation; specifying apportionment of appropriation; providing for duties and compensation of employees; limiting the salary of the Chief Administrative Officer; providing budgetary limitations; making appropriations to the Department of Public Safety; stating purposes; specifying apportionment of appropriations;

limiting amount to be expended for the Board of Tests for Alcohol and Drug Influence; providing for duties and compensation of employees; providing budgetary limitations; excluding certain personnel from limitation on full-time-equivalent employees; authorizing a Patrol Academy; providing for minimum number of cadets for Academy; requiring the budget work program to include certain entities and activities; amending Section 41, Chapter 316, O.S.L. 1992, which relates to duties and compensation of employees and budgetary limitations for the Department of Public Safety; modifying budgetary limitations; authorizing the Department of Public Safety to expend the unencumbered balance of certain funds; stating purpose; providing for the transfer of certain monies from the Department of Public Safety Revolving Fund to the General Revenue Fund; amending 47 O.S. 1991, Section 6-101, as last amended by Section 1 of Enrolled House Bill No. 1053 of the 1st Session of the 44th Oklahoma Legislature, which relates to licenses to operate motor vehicles; changing fund to which certain monies are deposited; amending 47 O.S. 1991, Section 6-117, as amended by Section 1, Chapter 61, O.S.L. 1992 (47 O.S. Supp. 1992, Section 6-117), which relates to certain records kept by the Department of Public Safety; modifying certain fees; providing for deposit of certain fees to the General Revenue Fund; amending 47 O.S. 1991, Section 14-116, which relates to fees for certain permits; modifying fees; repealing Section 91 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, which relates to an appropriation to the Department of Public Safety; providing lapse date; making certain appropriation nonfiscal; and providing an effective date.

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

OFFICE OF THE ATTORNEY GENERAL

SECTION 1. 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 Special Cash Fund of the State Treasury, the sum of One Hundred Fifty Thousand Dollars (\$150,000.00) 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 2. 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 Thirty-two Thousand Five Hundred Dollars (\$32,500.00) or so much thereof as may be necessary to perform the duties imposed upon the Office of the Attorney General by law.

SECTION 3. 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 Forty Thousand Dollars (\$40,000.00) or so much thereof as may be necessary 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 4. 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	109.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$4,339,882.00
Professional and Personal Services Contracts	\$268,590.00
Lease-Purchase Agreements	\$20,000.00
Purchase of Equipment	\$170,000.00
Expenditure of Revolving Funds	\$760,991.00
Expenditure of Federal Funds	\$775,000.00
Total Expenditures for Operations	\$5,763,492.00

DISTRICT ATTORNEYS COUNCIL

SECTION 5. 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 Seven Hundred Twenty-five Thousand Two Hundred Twenty-nine Dollars (\$725,229.00) 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 6. There is hereby appropriated to the Office of the Attorney General from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury, the sum of Three Hundred Eighty Thousand Dollars (\$380,000.00) or so much thereof as may be required by the district attorneys and District Attorneys Council to pay witness fees as required by Section 82 of Title 28 of the Oklahoma Statutes.

SECTION 7. There is hereby appropriated to the Office of the Attorney General from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury, the sum of Twenty-five Thousand Dollars (\$25,000.00) to be transferred to the District Attorneys Evidence Fund.

SECTION 8. 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 9. 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>
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Full-time-equivalent Employees	912.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$29,470,131.00

Professional and Personal Services Contracts	\$1,087,473.00
Lease-Purchase Agreements	\$2,000.00
Purchase of Equipment	\$65,000.00
Expenditure of Revolving Funds	\$19,634,918.00
Expenditure of Federal Funds	\$14,076,973.00
Total Expenditures for Operations	\$57,879,993.00

SECTION 10. 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 11. 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 9 of this act.

ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION

SECTION 12. AMENDATORY Section 79 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 79. 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 ~~sum of Two Million Six Hundred Sixty-three Thousand Two Hundred Eighty-three Dollars (\$2,663,283.00)~~ following amount or so much thereof as may be necessary to perform the duties imposed upon the Alcoholic Beverage Laws Enforcement Commission by law:

<u>Personal Services</u>	<u>\$2,246,303.00</u>
<u>Other Operating Expenses</u>	<u>564,940.00</u>
<u>TOTAL</u>	<u>\$2,811,243.00</u>

SECTION 13. 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-two Thousand Two Hundred Sixty-nine Dollars (\$52,269.00) 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	71.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$1,749,438.00
Professional and Personal Services Contracts	\$70,500.00
Purchase of Equipment	\$160,843.00
Expenditure of Federal Funds	\$0.00
Expenditure of Revolving Funds	\$131,500.00
Total Expenditures for Operations	\$2,981,743.00

SECTION 14. 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 Vehicle and Alcohol Education Program.

SECTION 15. AMENDATORY 37 O.S. 1991, Section 518, is amended to read as follows:

Section 518. The licenses issued by the Alcoholic Beverage Laws Enforcement Commission, and the annual fees therefor, shall be as follows:

1. Brewer License.....\$1,250.00
2. Distiller License.....\$3,125.00
3. Winemaker License.....\$625.00
4. Oklahoma Winemaker License.....\$75.00
5. Rectifier License.....\$3,125.00
6. Wholesaler License.....\$3,500.00
7. Class B Wholesaler License.....\$625.00
8. The following package store license fees shall be determined by the latest Federal Decennial Census:
  - a. Package Store License for cities and towns from 200 to 2,500 population.....\$305.00
  - b. Package Store License for cities and towns from 2,501 to 5,000 population.....\$605.00
  - c. Package Store License for cities and towns over 5,000 population.....\$905.00
9. Mixed Beverage License..... \$1,005.00  
     (initial license)  
     \$905.00  
     (renewal)
10. Bottle Club License.....\$1,000.00  
     (initial license)  
     \$900.00  
     (renewal)
11. Caterer License..... \$1,005.00  
     (initial license)  
     \$905.00  
     (renewal)
12. Special Event License-fee per day.....\$55.00
13. Hotel Beverage License..... \$1,005.00  
     (initial license)  
     \$905.00  
     (renewal)
14. Airline/Railroad

Beverage License.....	\$1,005.00 (initial license) \$905.00 (renewal)
15. Agent License.....	\$55.00
16. Employee License.....	<del>\$15.00</del> <u>\$30.00</u>
17. Industrial License.....	\$23.00
18. Carrier License.....	\$23.00
19. Private Carrier License.....	\$23.00
20. Bonded Warehouse License.....	\$190.00
21. Storage License.....	\$23.00
22. Nonresident Seller License.....	\$750.00
23. Manufacturers Agent License.....	\$55.00
24. Sacramental Wine Supplier License.....	\$100.00

The license fee for a mixed beverage or bottle club license for those service organizations or fraternal beneficiary societies which are exempt under Section 501(c)(19), (8) and (10) of the Internal Revenue Code shall be Five Hundred Dollars (\$500.00) per year.

The fees provided for in this subsection for a brewer license and for a Class B wholesaler license shall be reduced by seventy-five percent (75%) if the applicant therefor is also the holder of a license to manufacture or wholesale any nonintoxicating malt beverages as provided for in this title.

An applicant may apply for and receive both a mixed beverage license and a caterer license.

All licenses, except as otherwise provided, shall be valid for one (1) year from date of issuance unless revoked or surrendered. Provided, that a special event license shall be valid for a period not to exceed ten (10) consecutive days from the first day the license is valid; said date to be specified on the license. Provided further, all employee licenses issued on or after September 1, 1993, shall be valid for two (2) years.

The holder of a license, issued by the ABLE Commission, for a bottle club located in a county of this state where the sale of alcoholic beverages by the individual drink for on-premises consumption has been authorized, may exchange the bottle club license for a mixed beverage license and operate the licensed premises as a mixed beverage establishment subject to the provisions of the Oklahoma Alcoholic Beverage Control Act, Section 501 et seq. of this title. There shall be no additional fee for such exchange and the mixed beverage license issued shall expire one (1) year from the date of issuance of the original bottle club license.

DEPARTMENT OF CORRECTIONS

SECTION 16. AMENDATORY Section 81 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 81. There is hereby appropriated to the Department of Corrections 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 One Hundred Fifty-four Million Seven Hundred Seventy-six Thousand Two Hundred Fourteen Dollars (\$154,776,214.00)~~ following amount or so much thereof as may be necessary to perform the duties imposed upon the Department of Corrections by law:

Personal Services

\$130,556,095.0

0

Other Operating Expenses

41,627,633.00

TOTAL

\$172,183,728.0

0

SECTION 17. 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-two Thousand One Hundred Eighty Dollars (\$72,180.00) 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	4,558.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$108,000,000.00
Professional and Personal Services Contracts	\$6,000,000.00
Purchase of Equipment	\$8,500,000.00
Lease-Purchase Agreements	\$700,000.00
Expenditure of Federal Funds	\$3,500,000.00
Expenditure of Industries Revolving Fund	\$18,500,000.00
Expenditure of Department of Corrections Revolving Fund	\$8,500,000.00
Total Expenditures for Operations	\$203,983,571.00

SECTION 18. 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 19. 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 20. 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 21. 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 22. There is hereby appropriated to the Council on Law Enforcement Education and Training 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 Forty-seven Thousand Five Hundred Thirty-nine Dollars (\$47,539.00) or so much thereof as may be necessary to perform the duties imposed upon the Council on Law Enforcement Education and Training by law.

SECTION 23. AMENDATORY Section 84 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 84. 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, 1994, the ~~sum of One Million Five Hundred Eighty-seven Thousand One Hundred Sixty-one Dollars (\$1,587,161.00)~~ 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-:

<u>Personal Services</u>	<u>\$1,068,694.00</u>
<u>Other Operating Expenses</u>	<u>565,164.00</u>
<u>TOTAL</u>	<u>\$1,633,858.00</u>

SECTION 24. AMENDATORY Section 85 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 85. 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, ~~1991~~ 1992, the sum of ~~Four Thousand Three Hundred Thirty Dollars (\$4,330.00)~~ One Dollar (\$1.00) or so much thereof as may be necessary to perform the duties imposed upon the Council on Law Enforcement Education and Training by law.

SECTION 25. AMENDATORY Section 86 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 86. There is hereby appropriated to the Council on Law Enforcement Education and Training 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 Three Hundred Eighteen Thousand Nine Hundred Twenty-two Dollars (\$318,922.00)~~ 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- for implementing the Oklahoma Security Guard and Private Investigator Act:

<u>Personal Services</u>	<u>\$252,699.00</u>
<u>Other Operating Expenses</u>	<u>82,450.00</u>
<u>TOTAL</u>	<u>\$335,149.00</u>

SECTION 26. 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-three Thousand Four Hundred Seventy-five Dollars (\$43,475.00) 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	34.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes \$998,000.00	
Professional and Personal Services Contracts	\$138,000.00
Purchase of Equipment	\$75,000.00
Lease-Purchase Agreements	\$30,000.00
Expenditure of Federal Funds	\$0.00
Expenditure of Revolving Funds	\$0.00
Total Expenditures for Operations	\$2,196,000.00

SECTION 27. 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 28. 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 29. AMENDATORY Section 83 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 83. 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 ~~sum of Seven Million Three Hundred Eighty-three Thousand Eight Hundred Nine Dollars (\$7,383,809.00)~~ following amount or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma State Bureau of Investigation by law-:

<u>Personal Services</u>	<u>\$6,343,219.00</u>
<u>Other Operating Expenses</u>	<u>1,600,801.00</u>
<u>TOTAL</u>	<u>\$7,944,020.00</u>

SECTION 30. 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-seven Thousand Fifty Dollars (\$57,050.00) 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	198.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$5,510,060.00
Professional and Personal Services Contracts	\$309,000.00
Purchase of Equipment	\$4,414,582.00
Lease-Purchase Agreements	\$40,000.00
Expenditure of Federal Funds	\$1,160,000.00
Expenditure of Revolving Funds	\$5,256,155.00
Total Expenditures for Operations	\$14,410,175.00

SECTION 31. 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 32. 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 33. AMENDATORY Section 88 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 88. 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 ~~sum of Three Million Four Hundred Twenty-one Thousand Three Hundred Twenty-six Dollars (\$3,421,326.00)~~ 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:

<u>Personal Services</u>	<u>\$2,857,151.00</u>
<u>Other Operating Expenses</u>	<u>725,120.00</u>
<u>TOTAL</u>	<u>\$3,582,271.00</u>

SECTION 34. 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-four Thousand Three Hundred Eighty-four Dollars (\$54,384.00) 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	94.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$2,922,942.00
Professional and Personal Services Contracts	\$175,000.00
Lease-Purchase Agreements	\$2,200.00
Purchase of Equipment	\$919,500.00
Expenditure of Federal Funds	\$974,513.00
Expenditure of Revolving Funds	\$949,500.00
Total Expenditures for Operations	\$5,759,986.00

SECTION 35. 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 or lease special purpose vehicles which may be utilized in undercover investigations.

SECTION 36. 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 37. 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.

SECTION 38. In addition to the statutory provisions authorizing expenditures of forfeited seized funds in the amount of Five Hundred Thousand Dollars (\$500,000.00) pursuant to Section 2-503 of Title 63 of the Oklahoma Statutes, the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control is hereby authorized to expend One Hundred Thirty-three Thousand Dollars (\$133,000.00) from forfeited seized funds to Oklahoma State Bureau of Narcotics and Dangerous Drugs Control agents as required by United States Department of Labor mandate for overtime payments.

#### PARDON AND PAROLE BOARD

SECTION 39. AMENDATORY Section 89 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 89. There is hereby appropriated to 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 ~~sum of One Million Three Hundred Seventy-seven Thousand Three Hundred Seventy-four Dollars (\$1,377,374.00)~~ following amount or so much thereof as may be necessary to perform the duties imposed upon the Pardon and Parole Board by law-:

<u>Personal Services</u>	<u>\$1,338,449.00</u>
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<u>Other Operating Expenses</u>	191,967.00
<u>TOTAL</u>	<u>\$1,530,416.00</u>

SECTION 40. 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-six Thousand Eleven Dollars (\$46,011.00) 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	42.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$1,096,412.00
Professional and Personal Services Contracts	\$9,100.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$40,000.00
Expenditure of Federal Funds	\$0.00
Total Expenditures for Operations	\$1,591,716.00

DEPARTMENT OF PUBLIC SAFETY

SECTION 41. 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 sum of Two Hundred Ninety-three Thousand One Hundred Ninety-eight Dollars (\$293,198.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Public Safety by law.

SECTION 42. There is hereby appropriated to the Department of Public Safety from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury, the sum of One Million Five Hundred Thousand Dollars (\$1,500,000.00) or so much thereof as may be necessary for the purchase of motor vehicles.

SECTION 43. 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 sum of Eight Hundred Twenty-two Thousand Dollars (\$822,000.00) or so much thereof as may be necessary to perform the duties imposed upon the agency.

SECTION 44. The total amount appropriated to the Department of Public Safety for the fiscal year ending June 30, 1994, shall be expended as follows to perform the duties imposed upon the Department of Public Safety by law:

Personal Services	\$43,085,797.00
Other Operating Expenses	<u>5,715,733.00</u>
TOTAL	\$48,801,530.00

SECTION 45. 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 46. 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>
Full-time-equivalent Employees	1,375.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$38,655,786.00
Professional and Personal Services Contracts	\$437,950.00
Lease-Purchase Agreements	\$879,320.00
Purchase of Equipment	\$6,348,657.00
Expenditure of Federal Funds	\$10,777,500.00
Expenditure of Revolving Funds	\$10,537,579.00
Total Expenditures for Operations	\$70,266,609.00

SECTION 47. 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 48. 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, 1993, 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.

SECTION 49. AMENDATORY Section 41, Chapter 316, O.S.L. 1992, is amended to read as follows:

Section 41. 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, 1993, 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>
Full-time-equivalent Employees	1,375.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$36,285,835.00
Professional and Personal Services Contracts	\$218,975.00
Lease-Purchase Agreements	\$879,320.00
Purchase of Equipment	\$6,348,657.00
Expenditure of Federal Funds	\$5,377,500.00
Expenditure of Revolving Funds	<del>\$7,085,790.00</del>
	<u>\$7,547,190.00</u>
Total Expenditures for Operations	<del>\$63,833,322.00</del>
	<u>\$64,294,722.00</u>

SECTION 50. The Department of Public Safety is hereby authorized to expend the unencumbered balance of funds, which were collected for the purpose of the Share the Road Program held in the Department of Public Safety Revolving Fund as of June 30, 1993, for one time expenditures.

SECTION 51. The Director of the Office of State Finance, on the effective date of this act, shall transfer the sum of Sixty Thousand Dollars (\$60,000.00) from the Department of Public Safety Revolving Fund as created by subsection (i) of Section 6-117 of Title 47 of the Oklahoma Statutes to the General Revenue Fund of the state.

SECTION 52. AMENDATORY 47 O.S. 1991, Section 6-101, as last amended by Section 1 of Enrolled House Bill No. 1053 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 6-101. A. No person, except those hereinafter expressly exempted in Section 6-102 of this title, shall operate any motor vehicle upon a highway in this state unless such person has a valid Oklahoma license for the class of vehicle being operated under the provisions of this title. No person shall be permitted to possess more than one valid license at any time.

B. 1. No person shall operate a Class A commercial motor vehicle unless such person is eighteen (18) years of age or older and holds a valid Class A commercial license. Any person holding a valid Class A commercial license shall be permitted to operate motor vehicles in Classes A, B, C and D, except as provided for in paragraph 4 of this subsection;

2. No person shall operate a Class B commercial motor vehicle unless such person is eighteen (18) years of age or older and holds a valid Class B commercial license. Any person holding a valid Class B commercial license shall be permitted to operate motor vehicles in Classes B, C and D, except as provided for in paragraph 4 of this subsection;

3. No person shall operate a Class C commercial motor vehicle unless such person is eighteen (18) years of age or older and holds a valid Class C commercial license. Any person holding a valid Class C commercial license shall be permitted to operate motor vehicles in Classes C and D, except as provided for in paragraph 4 of this subsection;

4. No person under twenty-one (21) years of age shall be licensed to operate any motor vehicle which is required to be placarded for hazardous materials pursuant to 49 C.F.R., Part 172, subpart F; provided, the Department of Public Safety shall provide by rule promulgated pursuant to the Administrative Procedures Act, Section 250 et seq. of Title 75 of the Oklahoma Statutes, that a person under twenty-one (21) years of age may be licensed to operate:

a. a farm vehicle, or  
b. if such person is the operator of or employed by the operator of a farm retail outlet, any vehicle, which is required to be placarded for hazardous materials pursuant to 49 C.F.R., Part 172, subpart F, if such licensure will not result in the loss of federal funds to the State of Oklahoma pursuant to federal law or regulation; and

5. No person shall operate a Class D motor vehicle unless such person is sixteen (16) years of age or older and holds a valid Class D license, except as provided for in Section 6-105 of this title. Any person holding a valid Class D license shall be permitted to operate motor vehicles in Class D only.

C. No person shall operate a motorcycle, motor-driven cycle or a motorized bicycle without having a valid Class A, B, C or D license with a motorcycle endorsement.

D. Any person issued a classified driver's license pursuant to this section may exercise the privilege thereby granted upon all streets and highways in this state.

E. Except as otherwise may be provided for by law, any new applicant for an original classified license shall be required to successfully complete a written examination, vision examination and driving examination for a motorcycle as prescribed by the Department of Public Safety to be eligible for a motorcycle endorsement thereon.

F. Except as otherwise may be provided for by law, any holder of an Oklahoma commercial chauffeur, chauffeur or operator driver's license which is eligible for renewal who applies for a Class A, B, C or D license shall be required to successfully complete a written examination, vision examination and driving examination for a motorcycle as prescribed by the Department to be eligible for a motorcycle endorsement thereon; provided, however, the Department may waive all such examinations upon being furnished satisfactory proof that the applicant has regularly operated a motorcycle, motor-driven cycle or motorized bicycle for a minimum of two (2) years immediately preceding the application.

G. Any person eighteen (18) years of age or older may apply for a restricted Class A, B or C license. The Department, after the applicant has passed all parts of the examination for and has been issued a Class D license and has successfully passed all parts of the examination for a Class A, B or C license other than the driving test, may issue to the applicant a restricted driver's license which shall entitle the applicant having such license in his immediate possession to operate a Class A, B or C commercial motor vehicle upon the public highways solely for the purpose of behind-the-wheel training in accordance with rules promulgated by the Department.

This restricted driver's license shall be issued for the same period as all other licenses; provided, such restricted license may be suspended, revoked, canceled or denied at the discretion of the Department for violation of the restrictions, for failing to give the required or correct information on the application or for violation of any traffic laws of this state pertaining to the operation of a motor vehicle. Except as otherwise provided, the holder of such restricted license who has been issued such restricted license for a minimum of thirty (30) days may have the restriction requiring an accompanying driver removed by satisfactorily completing a driver's examination; provided, the removal of such restriction shall not authorize the operation of a Class A, B or C commercial motor vehicle if such operation is otherwise prohibited by law. The Department shall cause such examination to be conducted not more than three times during the first six (6) months after date of issuance of said restricted license and not more than one time every three (3) months thereafter upon request of the holder thereof.

H. The fee charged for a successful examination shall be assessed in accordance with the following schedule:

Class A Commercial License	\$25.00
Class B Commercial License	\$15.00
Class C Commercial License	\$15.00
Class D License	\$ 4.00
Motorcycle Examination	\$ 4.00

Notwithstanding the provisions of Section 1104 of this title, all monies collected from the examination fees charged for Class A, B and C Commercial Licenses pursuant to the provisions of this subsection shall be deposited in the General Revenue Fund of this state.

I. The fee charged for an examination other than a successful examination shall be Four Dollars (\$4.00) for any license classification. Notwithstanding the provisions of Section 1104 of this title, all monies collected from such examination fees pursuant to the provisions of this subsection shall be deposited in the General Revenue Fund of the state.

J. In addition to any fee charged for a successful examination pursuant to the provisions of subsection H of this section, the fee charged for the issuance or renewal of an Oklahoma license shall be in accordance with the following schedule:

Class A Commercial License	\$35.00
Class B Commercial License	\$35.00
Class C Commercial License	\$25.00
Class D License	\$15.00

K. All original and renewal classified licenses shall expire four (4) years from the last day of the month in which the license was issued.

L. Any person sixty-two (62) years of age or older during the calendar year of issuance or renewal of a Class D license or motorcycle endorsement shall be charged the following prorated fee:

Age 62	\$11.25
Age 63	\$ 7.50
Age 64	\$ 3.75
Age 65	-0-

M. The Oklahoma Department of Public Safety and the Oklahoma Tax Commission are authorized to promulgate rules for the issuance and for the renewal of driver's licenses authorized to be issued pursuant to the provisions of Sections 6-101 through 6-309 of this title. Applications, upon forms approved by the Department of Public Safety, for such licenses shall be handled by the motor license agents, provided that the Department of Public Safety is authorized to assume these duties in any county of this state. Each motor license agent accepting applications for such drivers' licenses shall receive Two Dollars (\$2.00) to be deducted from the total collected for each license or renewal application accepted. The two-dollar fee received by the motor license agent shall be used for operating expenses.

N. ~~Notwithstanding~~ For the fiscal year beginning July 1, 1994, and for each fiscal year thereafter, notwithstanding the provisions of Section 1104 of this title and subsection M of this section and except as provided in subsection H of this section, the first Sixty Thousand Dollars (\$60,000.00) of all monies collected pursuant to this section shall be paid by the Oklahoma Tax Commission to the State Treasurer to be deposited ~~each fiscal year under the provisions of this section to the credit of the Department of Public Safety Revolving Fund for the purpose of the Department of Public Safety Share the Road Program as that program pertains to the operation of commercial vehicles in this state with a gross vehicle weight rating of twenty-six thousand one (26,001) or more pounds. Expenditures from the Department of Public Safety Revolving Fund for the purpose of the Department of Public Safety Share the Road program as that program pertains to the operation of commercial vehicles in this state with a gross vehicle weight rating of twenty-~~

~~six thousand one (26,001) or more pounds shall be in compliance with competitive bidding required of state agencies, shall be in compliance with prohibitions against sole source contracts, and shall be audited annually by the State Auditor and Inspector in the General Revenue Fund of the State Treasury.~~

O. The next Five Hundred Thousand Dollars (\$500,000.00) of monies collected pursuant to this section shall be paid by the Oklahoma Tax Commission to the State Treasurer to be deposited each fiscal year under the provisions of this section to the credit of the Department of Public Safety Revolving Fund for the purpose of the Statewide Law Enforcement Communications System. All other monies collected in excess of Five Hundred Sixty Thousand Dollars (\$560,000.00) each fiscal year shall be apportioned as provided in Section 1104 of this title, except as provided in subsection M of this section.

SECTION 53. AMENDATORY 47 O.S. 1991, Section 6-117, as amended by Section 1, Chapter 61, O.S.L. 1992 (47 O.S. Supp. 1992, Section 6-117), is amended to read as follows:

Section 6-117. (a) The Department of Public Safety shall file every application for a license received by it and shall maintain suitable indexes containing, in alphabetical order:

1. All applications denied and on each thereof note the reasons for such denial; and
2. All applications granted; and
3. The name of every licensee whose license has been suspended or revoked by the Department and after each such name note the reasons for such action. Any notation of suspension of a license for reason of nonpayment of a fine shall be removed from the record after the licensee has paid the fine and has had his license reinstated.

(b) The Department shall also file all accident reports and abstracts of court records of convictions received by it pursuant to the laws of this state and maintain convenient records of such records and reports or make suitable notations in order that an individual record of each licensee showing the convictions of such licensee and the traffic accidents in which he has been involved shall be readily ascertainable and available for the consideration of the Department of Public Safety upon any application for license or renewal of license and at other suitable times. Any abstract, index or other entry relating to a driving record according to the licensing authority in another state or a province of Canada may be posted upon the driving record of any resident of this state when notice thereof is received by documentation or by electronic transmission. The individual record of each licensee shall not include any accident reports and abstracts of court records involving an accident in which the individual licensee was not issued a citation or if a citation is issued and said licensee was not convicted.

(c) The Commissioner may cause any or all records kept by the Department of Public Safety to be photographed, microphotographed, photostated, or reproduced on film. Such film or reproducing material shall be of durable material and the device used to reproduce such records on such film or material shall be such as to accurately reproduce and perpetuate the original records in all detail.

(d) Such photostatic copy, photograph, microphotograph, or photographic film of the original records shall be deemed to be an original record for all purposes, and shall be admissible in evidence in all courts or administrative agencies. A facsimile,

exemplification, or certified copy thereof shall be deemed to be a transcript, exemplification, or certified copy of the original.

(e) If such photostatic copy, photograph, microphotograph, or reproductions on films shall be placed in conveniently accessible files and provisions made for preserving, examining, and using same, the Commissioner is empowered to authorize the disposal, archival storage, or destruction of such records or papers.

(f) Officers and employees of the Department designated by the Commissioner, for the purpose of administering the motor vehicle laws, are authorized to administer oaths and acknowledge signatures, and shall do so without fee.

(g) The Commissioner and such officers of the Department as he may designate are hereby authorized to prepare under the seal of the Department and deliver upon request a certified copy of any record of the Department, charging a fee of Three Dollars (\$3.00) per sheet, photograph, or any part of a sheet or photograph of any such document or similar document so certified. The certified copy shall be admissible in any proceeding in any court in like manner as the original thereof.

(h) The Department of Public Safety or any motor license agent upon request shall prepare and furnish a summary to any person of the traffic record of any person subject to the provisions of the motor vehicle laws of this state. Said summary shall include the enumeration of any motor vehicle accidents, reference to convictions for violations of motor vehicle laws, and any action taken against the person's privilege to operate a motor vehicle, as shown by the files of the Department for the three (3) years preceding the date of the request. For each summary furnished by the Department of Public Safety, the Department shall collect the sum of ~~Five Dollars (\$5.00)~~ Ten Dollars (\$10.00). For each summary furnished by a motor license agent, the agent shall collect the sum of ~~Seven Dollars (\$7.00)~~ Ten Dollars (\$10.00), ~~Five Dollars (\$5.00)~~ Eight Dollars (\$8.00) of which shall be ~~apportioned to the Department~~ paid to the Oklahoma Tax Commission for deposit in the General Revenue Fund in the State Treasury and Two Dollars (\$2.00) of which shall be retained by the motor license agent.

(i) There is hereby created in the State Treasury a revolving fund for the Department of Public Safety to be designated the Department of Public Safety Revolving Fund. The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all money received by the Department of Public Safety from sale of surplus property, insurance and other reimbursements for damaged property, for the services of highway patrol personnel as approved by the Department if such personnel are representing the Department or are in any uniform of the Department, turnpike enforcement, fees and costs paid by subscribers to the Oklahoma Law Enforcement Telecommunications Systems, refund of federal gasoline tax, court-ordered forfeitures, salvage vehicle inspection and certification fees, inspections fees provided for in subsection H of Section 1111 of this title, reimbursements by state agencies for the use of Department of Public Safety airplanes, fees for meals from users of the Robert R. Lester Law Enforcement Training Academy facilities and federal funds unless otherwise provided by federal law or regulation. Except as provided for in subsection (j) of this section, all monies accruing to the credit of said fund are hereby appropriated and may be budgeted and expended by the Department of Public Safety for the operating expenses of the Department and for vehicles, equipment, personnel and other operating expenses for turnpike enforcement. Expenditures from said fund shall be made upon warrants issued by the State Treasurer against claims filed as

prescribed by law with the Director of State Finance for approval and payment.

(j) All monies accruing to the credit of the Department of Public Safety Revolving Fund from inspection fees provided for in subsection H of Section 1111 of this title shall be budgeted and expended solely for the purpose of inspections by the Department of Public Safety provided for in Section 1111 of this title and for contracting with local law enforcement agencies for conducting the inspections provided for in Section 1111 of this title.

(k) All monies received by the Commissioner of Public Safety, his officers and his employees shall be remitted to the State Treasurer to be credited to the General Revenue Fund in the State Treasury except as otherwise provided in this section.

SECTION 54. AMENDATORY 47 O.S. 1991, Section 14-116, is amended to read as follows:

Section 14-116. The Commissioner of Public Safety shall charge a minimum permit fee of ~~Ten Dollars (\$10.00)~~ Twenty Dollars (\$20.00) for any permit issued pursuant to the provisions of Section 14-101 et seq. of this title. Five Dollars (\$5.00) of such permit fee shall be deposited in the State Treasury to the credit of the General Revenue Fund. In addition to the permit fee, the Commissioner shall charge a fee of ~~Five Dollars (\$5.00)~~ Ten Dollars (\$10.00) for each thousand pounds in excess of the legal load limit. The Commissioner of Public Safety shall establish necessary regulations for collecting said fees. Authorized motor carriers meeting established credit requirements shall be placed on a monthly billing system for permits purchased from all size and weight offices in the state. The Department of Public Safety is hereby authorized to establish an annual accounting fee and to charge such annual fee to motor carriers having established monthly billing accounts with the Department. The accounting fee shall be Two Hundred Dollars (\$200.00). All monies received from such accounting fees shall be deposited in the State Treasury to the credit of the General Revenue Fund. Application for permits shall be made a reasonable time in advance of the expected time of movement of such vehicles. For emergencies affecting the health or safety of persons or a community, permits may be issued for immediate movement. Size and weight offices in all districts where applicable shall issue permits to authorize carriers by telephone during weekdays. The Commissioner of Public Safety shall develop a system for provisional permits for authorized carriers which may be used in lieu of a regular permit for the movement of oversize and overweight loads when issued an authorization number by the Department of Public Safety. Such provisional permits shall include date of movement, general load description, estimated weight, oversize notation, route of travel, truck or truck-tractor license number, and permit authorization number. No overweight permit shall be valid until all license taxes due the State of Oklahoma have been paid. No permit violation shall be deemed to have occurred when an oversize or overweight movement is made pursuant to a permit whose stated weight or size exceeds the actual load. The first deliverer of motor vehicles designated truck carriers or well service carriers manufactured in Oklahoma shall not be required to purchase an overweight permit when being delivered to the first purchaser. The proceeds from oversize permit fees shall be deposited in the General Revenue Fund in the State Treasury, and the proceeds from the overweight permit fees shall be apportioned as provided in Section 1104 of this title.

SECTION 55. REPEALER Section 91 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, is hereby repealed.

SECTION 56. The appropriations made by Sections 1 through 3, 5, 7, 12, 16, 22 through 25, 29, 33, 39 and 41 through 43 of 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 57. The appropriation made by Section 6 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 58. This act shall become effective September 1, 1993.  
Passed the House of Representatives the 20th day of May, 1993.

Speaker of the House of  
Representatives

Passed the Senate the 20th day of May, 1993.

President of the Senate