

ENROLLED HOUSE  
BILL NO. 2683

By: Hamilton (James) and  
Steidley of the House

and

Taylor and Haney of the  
Senate

An Act relating to the regulation of energy production and distribution; amending Section 90 of Enrolled Senate Bill No. 896 of the 2nd Session of the 44th Oklahoma Legislature, which relates to appropriations to the Corporation Commission; modifying an appropriation thereto; making an appropriation to the Corporation Commission; establishing salary maximums for certain unclassified positions; directing and authorizing certain duties and expenditures; providing for duties and compensation of employees; specifying certain budgetary limitations; providing certain exclusions; providing for continuation of employment of certain employees; limiting certain expenditures; requiring transfer of certain records, documents, furniture, equipment and supplies; requiring change of reporting requirement for certain personnel; providing for funding for general operations of the Commission; amending Section 97 of Enrolled Senate Bill No. 896 of the 2nd Session of the 44th Oklahoma Legislature, which relates to appropriation to the Liquefied Petroleum Gas Board; modifying appropriation; providing for duties and compensation of employees of the Liquefied Petroleum Gas Board; limiting salary of the Administrator; setting budgetary limitations; providing for budgeting and expenditure of certain funds; making certain funds subject to fiscal year limitation; providing for lapse date, and requiring transfer; providing an effective date; and declaring an emergency.

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

CORPORATION COMMISSION

SECTION 1. AMENDATORY Section 90 of Enrolled Senate Bill No. 896 of the 2nd Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 90. 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, 1995, the sum of ~~Three Million Three Hundred Ninety-two Thousand One Hundred Forty-five Dollars (\$3,392,145.00)~~ One Million Seven Hundred Twenty-one Thousand One Hundred Eighty-eight

Dollars (\$1,721,188.00) or so much thereof as may be necessary to perform the duties imposed upon the Corporation Commission by law.

SECTION 2. There is hereby appropriated to the Corporation Commission from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury the sum of Two Million Dollars (\$2,000,000.00) or so much thereof as may be necessary to perform the duties imposed upon the Corporation Commission by law.

SECTION 3. The authorized number and maximum annual salary, payable monthly, for the unclassified employee positions specified in this section utilized in the operation of the Corporation Commission shall be as set forth in this section. The amounts listed do not constitute an appropriation but are listed to establish salary maximums only for the fiscal year ending June 30, 1995.

TITLE	NUMBER AUTHORIZED	MAXIMUM SALARY
General Administrator	1	\$70,000.00
Senior Rate Analyst	1	\$43,585.00
Director, Data Processing	1	\$53,850.00
Administrative Aide	3	\$39,020.00

SECTION 4. One Hundred Thousand Dollars (\$100,000.00), inclusive of salaries, shall be spent by the Corporation Commission for a pollution response team to respond to and investigate reports of pollution.

SECTION 5. One Hundred Twenty Thousand Dollars (\$120,000.00) shall be spent by the Corporation Commission to implement the provisions of Section 40.1 of Title 17 of the Oklahoma Statutes from any monies available.

SECTION 6. 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 7. 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 Commission. The Corporation Commission, for the fiscal year ending June 30, 1995, 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	458.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$13,596,710.00
Professional and Personal Services Contracts	\$3,690,600.00
Purchase of Equipment	\$692,500.00
Lease-Purchase Agreements	\$450,000.00
Expenditure of Revolving Funds	\$16,180,039.00
Expenditure of Federal Funds	\$2,469,550.00
Total Expenditures for Operations	\$22,370,777.00

SECTION 8. The continuation of full-time-equivalent employees hired pursuant to Section 360 and Section 361 of Title 17 of the Oklahoma Statutes shall be contingent upon sufficient funding of the Oklahoma Petroleum Storage Tank Release Indemnity Program.

SECTION 9. Of the four hundred fifty-eight (458.0) full-time-equivalent employees authorized in Section 7 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.

SECTION 10. Pursuant to subsection F of Section 180.11 of Title 17 of the Oklahoma Statutes, the Corporation Commission shall expend no more than Three Million Three Hundred Eighty-nine Thousand Ninety-six Dollars (\$3,389,096.00) for costs of the Public Utility Division for the fiscal year ending June 30, 1995.

SECTION 11. Funds appropriated to the Corporation Commission in Section 66, Chapter 117, O.S.L. 1993, amended by Section 29, Chapter 278, O.S.L. 1993, may be budgeted and expended for the Fiscal Year ending June 30, 1995, and may be budgeted and expended for the general operations of the Corporation Commission regardless of the purpose for which the funds were budgeted by the agency for the fiscal year ending June 30, 1994.

LIQUEFIED PETROLEUM GAS BOARD

SECTION 12. AMENDATORY Section 97 of Enrolled Senate Bill No. 896 of the 2nd Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 97. There is hereby appropriated to the Liquefied Petroleum Gas Board 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 ~~Three Hundred Eighty-seven Thousand Six Hundred Eighty-eight Dollars (\$387,688.00)~~ Three Hundred Ninety-eight Thousand Five Hundred Eighty-four Dollars (\$398,584.00) or so much thereof as may be necessary to perform the duties imposed upon the Liquefied Petroleum Gas Board by law.

SECTION 13. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Liquefied Petroleum Gas Board by law shall be set by the Administrator. The salary of the Administrator shall not exceed Thirty-eight Thousand Nine Hundred Nineteen Dollars (\$38,919.00) per annum, payable monthly for the fiscal year ending June 30, 1995. The Oklahoma Liquefied Petroleum Gas Board, for the fiscal year ending June 30, 1995, 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	10.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes \$243,557.00	
Professional and Personal Services Contracts	\$2,900.00
Purchase of Equipment	\$2,700.00
Lease-Purchase Agreements	\$0.00
Expenditure of Federal Funds	\$0.00
Total Expenditures for Operations	\$398,584.00

SECTION 14. Funds appropriated to the Liquefied Petroleum Gas Board in Section 74, Chapter 117, O.S.L. 1993, as amended by Section 49, Chapter 270, O.S.L. 1993, may be budgeted and expended for the fiscal year ending June 30, 1995, and may be budgeted and expended for the general operating expenses of the Liquefied Petroleum Gas Board regardless of the purpose for which the funds were budgeted by the agency for the fiscal year ending June 30, 1994.

SECTION 15. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1995. Any unexpended funds remaining after November 15, 1995, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

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.

Passed the House of Representatives the 19th day of May, 1994.

Speaker of the House of  
Representatives

Passed the Senate the 19th day of May, 1994.

President of the Senate