

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

HOUSE BILL NO. 2716

By: Hamilton (James) and  
Steidley of the House

and

Taylor and Haney of the  
Senate

AS INTRODUCED

An Act funding the state correctional system; making an appropriation to the Department of Corrections; providing for duties and compensation of employees of the Department of Corrections; providing budgetary limitations; limiting the salary of the Director of the Department of Corrections; authorizing certain number of unclassified employees within the Department of Corrections; requiring the budget work program to be filed with certain entities; providing for an agreement between the Department of Mental Health and Substance Abuse Services and the Department of Corrections for public works projects; providing for an agreement between the Department of Human Services and the Department of Corrections to provide inmates for construction projects; making an appropriation to the Pardon and Parole Board; providing for duties and compensation of employees of the Pardon and Parole Board; limiting the salary of the Chief Administrative Officer; providing budgetary limitations; providing lapse date;

providing an effective date; and declaring an emergency.

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

DEPARTMENT OF CORRECTIONS

SECTION 1. 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, 1995, the following amount or so much thereof as may be necessary to perform the duties imposed upon the Department of Corrections by law:

Personal Services	\$0.00
Other Operating Expenses	<u>0.00</u>
TOTAL	\$0.00

SECTION 2. 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, 1995. The Department of Corrections 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	4,558.0

Payroll, Salaries or Wages, Including Tax-sheltered Deferment  
Contracts and Longevity Payments Authorized by State Statutes  
\$0.00

Professional and Personal Services Contracts	\$0.00
Purchase of Equipment	\$0.00
Lease-Purchase Agreements	\$0.00
Expenditure of Federal Funds	\$0.00
Expenditure of Industries Revolving Fund	\$0.00
Expenditure of Department of Corrections Revolving Fund	\$0.00
Total Expenditures for Operations	\$0.00

SECTION 3. 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 4. 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, 1995, 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 5. 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 6. 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.

PARDON AND PAROLE BOARD

SECTION 7. 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, 1995, the following amount or so much thereof as may be necessary to perform the duties imposed upon the Pardon and Parole Board by law:

Personal Services	\$0.00
Other Operating Expenses	<u>0.00</u>
TOTAL	\$0.00

SECTION 8. 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, 1995. The Office of the Pardon and Parole 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	42.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$0.00
Professional and Personal Services Contracts	\$0.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$0.00
Expenditure of Federal Funds	\$0.00
Total Expenditures for Operations	\$0.00

SECTION 9. 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 10. This act shall become effective July 1, 1994.

SECTION 11. 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.

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