

STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

CONFERENCE COMMITTEE SUBSTITUTE

FOR ENGROSSED

SENATE BILL NO. 225

By: Easley of the Senate

and

Rice of the House

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to environment and natural resources; amending Section 35, Chapter 324, O.S.L. 1993 (27A O.S. Supp. 1994, Section 2-3-403), which relates to the Environmental Trust Fund; excluding certain monies from cash balance; authorizing Department of Environmental Quality to increase indirect costs assessed against fee accounts for certain purpose; requiring certain municipalities to compensate specified public trusts for solid waste fees; amending Section 9 of Enrolled Senate Bill No. 203 of the 1st Session of the 45th Oklahoma Legislature, which relates to compensation of Department of Environmental Quality employees; modifying certain salary; providing for codification; providing for noncodification; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 35, Chapter 324, O.S.L. 1993 (27A O.S. Supp. 1994, Section 2-3-403), is amended to read as follows:

Section 2-3-403. There is hereby created in the State Treasury a revolving fund for the Department of Environmental Quality to be designated the "Environmental Trust Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of monies collected pursuant to the provisions of Section 354 of Title 17 of the Oklahoma Statutes for deposit in the Environmental Trust Revolving Fund and monies received in the form of gifts, grants, reimbursements, and from any other source specified for the purposes specified by this

section. All monies accruing to the credit of said fund are hereby appropriated and may be budgeted and expended by the Department of Environmental Quality for matching federal funds available for environmental remediation and cleanup. Monies, in this and any other fund of the Department, that are reserved for specific state Superfund expenditure obligations shall not be included in calculations of any fund's cash balance.

Expenditures from said trust 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.

SECTION 2. To the extent necessary to avoid decreasing services to the public, the Department of Environmental Quality is hereby directed to compensate for the fiscal year 1996 budget reduction in appropriated dollars by increasing indirect costs assessed against fee accounts.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-10-804 of Title 27A, unless there is created a duplication in numbering, reads as follows:

For those counties which have developed solid waste management systems funded by sales tax and operated by public trusts, municipalities which contract with the trust for solid waste management shall compensate the trust for any state solid waste fees which are levied at disposal sites pursuant to the provisions of the Solid Waste Management Act.

SECTION 4. AMENDATORY Section 9 of Enrolled Senate Bill No. 203 of the 1st Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 9. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Environmental Quality by law shall be set by the Executive Director. The salary of the Executive Director shall not exceed ~~Seventy Thousand Eight Hundred Dollars (\$70,800.00)~~ Eighty Thousand Dollars (\$80,000.00) per annum, payable monthly for the fiscal year ending June 30, 1996. The Department of Environmental Quality, for the fiscal year ending

June 30, 1996, 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	611.0
Lease-Purchase Agreements	\$125,000.00

SECTION 5. The provisions of Sections 2 and 4 of this act shall not be codified in the Oklahoma Statutes.

SECTION 6. This act shall become effective July 1, 1995.

SECTION 7. 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.

45-1-1456

MJM