

STATE OF OKLAHOMA

2nd Session of the 45th Legislature (1996)

CONFERENCE COMMITTEE SUBSTITUTE

FOR ENGROSSED

SENATE BILL NO. 849

By: Haney and Hobson of the
Senate

and

Hamilton and Steidley of
the House

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to expenditure of public funds; amending Section 8 of Enrolled House Bill No. 1770 of the 2nd Session of the 45th Oklahoma Legislature, which relates to budgetary limitations on the Corporation Commission; amending Section 32 of Enrolled House Bill No. 1780 of the 2nd Session of the 45th Oklahoma Legislature, which relates to the Oklahoma Center for the Advancement of Science and Technology; modifying appropriations; modifying budgetary limitations; amending Section 7 of Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature, which relates to an appropriation to the State Board of Education; modifying fund to which certain money is to be transferred; amending 70 O.S. 1991, Section 18-200, as last amended by Section 20 of Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature, which relates to the State Aid Formula; providing additional exemption from certain penalties; amending Section 39 of Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature, which relates to the Oklahoma School of Science and Mathematics; modifying salary limitation of Director; amending Sections 46 and 48 of Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature, which relate to the State Board of Vocational and Technical Education; modifying source of certain appropriation; modifying fund to which certain money is to be transferred; amending Section 55 of Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature, which relates to effective date of certain appropriations; modifying appropriations to which effective date applies; providing effective date; limiting time when certain funds may be budgeted; amending Section 1 of Enrolled House Bill No. 1809 of the 2nd Session of the 45th Oklahoma Legislature, which relates to the Oklahoma State Regents for Higher Education; modifying amount of appropriation; making an appropriation to the Oklahoma State Regents for Higher Education; stating purposes; amending 20 O.S. 1991, Section 126, which relates to the district courts; authorizing a certain salary for certain personnel; amending Section 8 of Enrolled Senate Bill No. 804 of the 2nd Session of the 45th Oklahoma Legislature, which relates to compensation limits of certain officials and

employees of the district courts; providing statutory reference; authorizing the Office of the Attorney General to enter into certain lease-purchase agreement; amending Sections 1, 2 and 3 of Enrolled House Bill No. 1805 of the 2nd Session of the 45th Oklahoma Legislature, which relate to the Department of Human Services; modifying amount of appropriation; modifying budgetary limitations; amending Sections 12, 13, 14 and 15 of Enrolled House Bill No. 1805 of the 2nd Session of the 45th Oklahoma Legislature, which relate to the Office of Juvenile Affairs; modifying amount of appropriation; modifying source of certain expenditure; modifying budgetary limitations; modifying budgetary requirements; amending Section 2 of Enrolled Senate Bill No. 810 of the 2nd Session of the 45th Oklahoma Legislature, which relates to budgetary limitations on the Oklahoma Health Care Authority; modifying amount which may be budgeted in certain category; amending Sections 5 and 6 of Enrolled Senate Bill No. 812 of the 2nd Session of the 45th Oklahoma Legislature, which relates to the Oklahoma Securities Commission; modifying amounts which may be budgeted in certain categories; reappropriating and redesignating funds to the Oklahoma House of Representatives; making a reappropriation to the Legislative Service Bureau; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 8 of Enrolled House Bill No. 1770 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 8. For the fiscal year ending June 30, 1997, the Corporation Commission shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$2,191,627.00	
		\$4,546,064.00
Consumer Services	687,010.00	712,010.00
Indemnity Fund	0.00	
		1,834,577.00
Oil and Gas Division	180,000.00	
		6,762,714.00
Office of Administrative Proceedings	544,687.00	
		1,455,447.00

Public Utility Division	0.00
3,049,220.00	
<u>3,249,220.00</u>	
Office of General Counsel	444,957.00
1,472,824.00	
Transportation Division	0.00
2,190,194.00	
Fuel Division	<u>961,355.00</u>
<u>2,777,636.00</u>	
TOTAL	\$5,009,636.00
\$24,800,686.00	

\$25,000,686.00

SECTION 2. AMENDATORY Section 32 of Enrolled House Bill No. 1780 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 32. From the monies appropriated to the Oklahoma Center for the Advancement of Science and Technology by Section 20 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature and by Section 31 of this act, the sum of ~~Eight Million Five Hundred Forty-four Thousand Eight Hundred Ninety-seven Dollars (\$8,544,897.00)~~ Five Million Six Hundred Twenty-nine Thousand Nine Hundred Twenty-two Dollars (\$5,629,922.00) shall be deposited into the Research Support Revolving Fund created pursuant to Section 5060.11 of Title 74 of the Oklahoma Statutes.

Any monies appropriated in this section which are to be used to pay agency costs of program development, solicitation, processing and review of proposals, providing educational and technical assistance services, awarding of funds, contract performance evaluation or other expenses or services directly related to the implementation of programs shall be clearly indicated in the budget work program of the agency.

SECTION 3. AMENDATORY Section 7 of Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 7. There is hereby appropriated to the State Board of Education 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 Four Million Dollars (\$4,000,000.00) or so much thereof for the transfer to the "~~Protested Ad Valorem Tax Revolving~~ Education Cash Flow Fund" created pursuant to Section 4 of Enrolled House Bill No. 2102 of the 2nd Session of the 45th Oklahoma Legislature. The provisions of this section shall be effective upon the enactment of House Bill No. 2102 of the 2nd Session of the 45th Oklahoma Legislature.

SECTION 4. AMENDATORY 70 O.S. 1991, Section 18-200, as last amended by Section 20 of Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 18-200. A. It is the intent of the Legislature that the sole purpose of this section is to provide an equitable funding formula for all the school districts of this state. The Legislature, recognizing the responsibility to guarantee an adequate and equitable educational program for the school children of this state, declares that on and after July 1, 1990, the amount of State Aid each district shall receive shall be the sum of the Foundation Aid, the Salary Incentive Aid and the Transportation Supplement, as adjusted pursuant to the provisions of subsection F of this section and Section 18-112.2 of this title; provided, no district having per pupil revenue in excess of three hundred percent (300%) of the average per pupil revenue of all districts shall receive any State Aid or Supplement in State Aid. Per pupil revenue shall be determined by dividing the district's second preceding year's total weighted average daily membership (ADM) into the district's second preceding year total revenues excluding federal revenue, insurance loss payments, reimbursements, recovery of overpayments and refunds, unused reserves, prior expenditures

recovered, prior year surpluses, and less the amount of any transfer fees paid in that year.

B. Foundation Aid, the Transportation Supplement and Salary Incentive Aid shall be calculated as follows:

1. Foundation Aid shall be determined by subtracting the amount of the Foundation Program Income from the cost of the Foundation Program and adding to this difference the Transportation Supplement.

a. The Foundation Program shall be a district's weighted average daily membership as determined by the provisions of subsection A of Section 18-201 of this title and paragraphs 1, 2 and 3 of subsection B of Section 18-201 of this title, multiplied by the Base Foundation Support Level. For the 1996-97 school year, the Base Foundation Support Level shall be One Thousand One Hundred Ninety-five Dollars (\$1,195.00).

b. The Foundation Program Income shall be the sum of the following:

- (1) The adjusted assessed valuation of the school district during the next preceding year multiplied by the mills levied pursuant to subsection (c) of Section 9 of Article X of the Oklahoma Constitution if applicable as adjusted in subsection (c) of Section 8A of Article X of the Oklahoma Constitution, and
- (2) Seventy-five percent (75%) of the amount received by the school district from the proceeds of the county levy during the second preceding fiscal year, as levied pursuant to subsection (b) of Section 9 of Article X of the Oklahoma Constitution, and
- (3) Motor Vehicle Collections, and
- (4) Gross Production Tax, and
- (5) State Apportionment, and
- (6) R.E.A. Tax.

The items listed in divisions (3), (4), (5), and (6) of this subparagraph shall consist of the amounts actually collected from such sources during the second preceding fiscal year calculated on a per capita basis on the unit provided for by law for the distribution of each such revenue. Adjustments made to millage pursuant to subsection (c) of Section 8A of Article X of the Oklahoma Constitution shall be considered when determining the adjusted assessed valuation for use in the calculation of the Foundation Program Income beginning with the 1995-96 school year.

2. The Transportation Supplement shall be equal to the average daily haul times the per capita allowance times the appropriate transportation factor.

- a. The average daily haul shall be the number of children in a district who are legally transported and who live one and one-half (1 1/2) miles or more from school;
- b. The per capita allowance shall be determined using the following chart:

	PER CAPITA		PER CAPITA
DENSITY FIGURE	ALLOWANCE	DENSITY FIGURE	
.3000 - .3083	\$167.00	.9334 - .9599	\$99.00
.3084 - .3249	\$165.00	.9600 - .9866	\$97.00
.3250 - .3416	\$163.00	.9867 - 1.1071	\$95.00
.3417 - .3583	\$161.00	1.1072 - 1.3214	\$92.00
.3584 - .3749	\$158.00	1.3215 - 1.5357	\$90.00
.3750 - .3916	\$156.00	1.5358 - 1.7499	\$88.00
.3917 - .4083	\$154.00	1.7500 - 1.9642	\$86.00
.4084 - .4249	\$152.00	1.9643 - 2.1785	\$84.00
.4250 - .4416	\$150.00	2.1786 - 2.3928	\$81.00
.4417 - .4583	\$147.00	2.3929 - 2.6249	\$79.00
.4584 - .4749	\$145.00	2.6250 - 2.8749	\$77.00
.4750 - .4916	\$143.00	2.8750 - 3.1249	\$75.00
.4917 - .5083	\$141.00	3.1250 - 3.3749	\$73.00

.5084 - .5249	\$139.00	3.3750 - 3.6666	\$70.00
.5250 - .5416	\$136.00	3.6667 - 3.9999	\$68.00
.5417 - .5583	\$134.00	4.0000 - 4.3333	\$66.00
.5584 - .5749	\$132.00	4.3334 - 4.6666	\$64.00
.5750 - .5916	\$130.00	4.6667 - 4.9999	\$62.00
.5917 - .6133	\$128.00	5.0000 - 5.5000	\$59.00
.6134 - .6399	\$125.00	5.5001 - 6.0000	\$57.00
.6400 - .6666	\$123.00	6.0001 - 6.5000	\$55.00
.6667 - .6933	\$121.00	6.5001 - 7.0000	\$53.00
.6934 - .7199	\$119.00	7.0001 - 7.3333	\$51.00
.7200 - .7466	\$117.00	7.3334 - 7.6667	\$48.00
.7467 - .7733	\$114.00	7.6668 - 8.0000	\$46.00
.7734 - .7999	\$112.00	8.0001 - 8.3333	\$44.00
.8000 - .8266	\$110.00	8.3334 - 8.6667	\$42.00
.8267 - .8533	\$108.00	8.6668 - 9.0000	\$40.00
.8534 - .8799	\$106.00	9.0001 - 9.3333	\$37.00
.8800 - .9066	\$103.00	9.3334 - 9.6667	\$35.00
.9067 - .9333	\$101.00	9.6668 or more	\$33.00

c. The formula transportation factor shall be 1.39.

3. Salary Incentive Aid shall be determined as follows:

- a. Multiply the Incentive Aid guarantee by the district's weighted average daily membership as determined by the provisions of subsection A of Section 18-201 of this title and paragraphs 1, 2, 3 and 4 of subsection B of Section 18-201 of this title. For the 1996-97 school year, the Incentive Aid guarantee shall be Fifty-eight Dollars and seventeen cents (\$58.17).
- b. Divide the district's adjusted assessed valuation by one thousand (1,000) and subtract the quotient from the product of subparagraph a of this paragraph. The remainder shall not be less than zero (0).
- c. Multiply the number of mills levied for general fund purposes above the fifteen (15) mills required to support Foundation Aid pursuant to division (1) of subparagraph b of paragraph 1 of this subsection,

not including the county four-mill levy, by the remainder of subparagraph b of this paragraph. The product shall be the Salary Incentive Aid of the district.

C. Until the 1996-97 school year, any school district with a membership that is at least one and one-half percent (1 1/2%) greater than the highest average daily membership of the preceding two (2) years of the school district shall receive a midterm supplement in State Aid to be determined as follows:

1. For each school year, for each additional pupil in membership which equals or exceeds the one and one-half percent (1 1/2%) increase over the highest average daily membership of the preceding two (2) years, the district shall receive funding to be determined as follows:

- a. Multiply each additional pupil in membership as provided in this paragraph by the Base Foundation Support Level for the current school year, and
- b. Multiply each additional pupil in membership as provided in this paragraph by the Incentive Aid guarantee for the current school year times twenty (20), and
- c. Sum the products of subparagraphs a and b of this paragraph.

Data used for the calculation for the midterm supplement shall be that which is reported on the Accrediting Report of the school district and received by the State Department of Education by October 15th of the school year for which the midterm supplement is to be paid as compared to the average daily membership for the higher of the two (2) preceding years.

The data contained in the Accrediting Report for all qualifying school districts shall be audited by the State Department of Education. If a district does not qualify for a midterm supplement using the Accrediting Report data they may request an audit of the data by the State Department of Education. If, based on the post-audit data, the district is entitled to receive a midterm supplement, or if any school district's post-Req. No. 3014Page 8

audit midterm supplement calculation differs from the amount of the supplement paid, the State Department of Education shall adjust the district's State Aid payments during the remainder of the school year for which the midterm supplement was paid in order to reconcile the supplement with the post-audit calculation.

2. Pupils shall not be included in the membership calculation if such pupils are enrolled for the current year in a grade level which was not taught in that school district during the preceding school year.

3. School districts which have been involved in any annexation or consolidation with other school districts during the school year for which the midterm supplement is to be calculated, or in the preceding school year, shall qualify for midterm growth as if annexed or consolidated membership had been enrolled in the current district for the preceding two (2) years.

4. For any district qualifying for the midterm supplement, if the funds received pursuant to the provisions of Section 18-112.2 of this title are in excess of the funds to be received pursuant to the provisions of this subsection, the district shall receive no midterm supplement. If the funds received pursuant to the provisions of Section 18-112.2 of this title are less than the funds to be received pursuant to the provisions of this subsection, the midterm supplement shall be the difference between these two amounts.

5. Any district which qualifies for a midterm supplement shall have deducted from the supplement an amount equal to the amount of carryover in the district's general fund as of June 30 of the preceding fiscal year that is in excess of the standards set out in subsection F of this section.

6. If funds appropriated to the State Board of Education for the purpose of paying the midterm supplement in State Aid are not sufficient to fully fund the amount determined by this subsection, each school district which qualifies for such funding shall receive a proportionate reduction in funding.

D. For the 1996-97 school year, any school district with membership that is greater than the average daily membership of

the preceding two (2) years of the school district shall receive a midterm supplement in State Aid to be determined as follows:

1. For each additional pupil in membership which equals or exceeds one and one-half percent (1 1/2%) increase over the highest average daily membership of the preceding two (2) years, the district shall receive funding to be determined as follows:

- a. multiply each additional pupil in membership as provided in this paragraph by the Base Foundation Support Level for the current school year, and
- b. multiply each additional pupil in membership as provided in this paragraph by the Incentive Aid guaranteed for the current school year times twenty (20), and
- c. sum the products of subparagraphs a and b of this paragraph.

2. The amount required to fund all additional pupils in membership as calculated in paragraph 1 of this subsection shall be subtracted from the amount appropriated to the State Board of Education for the purpose of paying the midterm supplement in State Aid for the 1996-97 school year. The remaining amount shall be distributed to districts as determined in paragraph 3 of this subsection.

3. For each additional pupil in membership under one and one-half percent (1 1/2%) increase over the highest average daily membership of the preceding two (2) years, the district shall receive midterm supplement funding to be determined as follows:

- a. divide the remaining amount of appropriated funds as determined in paragraph 2 of this subsection by the additional pupils in membership which did not qualify for funding based on the criteria set forth in paragraph 1 of this subsection,
- b. the resulting product shall be the per pupil amount to be distributed to the district.

The amount calculated in paragraph 1 and paragraph 3 of this subsection shall be the total midterm supplement to be distributed to each qualifying school district.

Current school year data used for the calculation for the midterm supplement as provided for in this subsection shall be that which is reported on the Accrediting Report for the school district and received by the State Department of Education by October 15 of the school year for which the midterm supplement is to be paid.

The data contained in the Accrediting Report for all qualifying school districts shall be audited by the State Department of Education. If a district does not qualify for a midterm supplement using the Accrediting Report data, it may request an audit of the data by the State Department of Education no later than January 20 of that same year. If, based on the post-audit data, the district is entitled to receive a midterm supplement, the State Department of Education shall include the school district in the allocation of midterm supplement funding.

The midterm supplement shall be allocated to qualifying school districts with payments beginning the month following the month in which the audit is completed and shall be paid each month thereafter for the remainder of the fiscal year. Each monthly payment shall be approximately equal in amount.

4. Pupils shall not be included in the average daily membership calculation if such pupils are enrolled for the current year in a grade level which was not taught in the school district during the preceding school year.

5. School districts which have been involved in any annexation or consolidation with other school districts during the school year for which the midterm supplement is to be calculated, or in the preceding school year, shall qualify for midterm growth as if annexed or consolidated membership had been enrolled in the current district for the preceding year.

6. For any district qualifying for the midterm supplement, if the funds received pursuant to the provisions of Section 18-112.2 of this title are in excess of the funds to be received pursuant to the provisions of this subsection, the district shall receive no midterm supplement. If the funds received pursuant to the provisions of Section 18-112.2 of this title are less than the

funds to be received pursuant to the provisions of this subsection, the midterm supplement shall be the difference between these two amounts.

7. Any district which qualifies for a midterm supplement shall have deducted from the supplement an amount equal to the amount of carryover in the district's general fund as of June 30 of the preceding fiscal year that is in excess of the standards set out in subsection F of this section.

8. If funds appropriated to the State Board of Education for the purpose of paying for student growth as provided for in this subsection are not sufficient to fully fund the amount determined by the provisions of this subsection, each school district which qualifies for such funding shall receive a proportionate reduction in funding.

9. By June 30, 1998, the State Department of Education shall develop and all school districts shall have implemented a student identification system which is consistent with the provisions of subsections C and D of Section 3111 of Title 74 of the Oklahoma Statutes. The student identification system shall be used specifically for the purpose of reporting enrollment data by school sites and by school districts, the administration of the Oklahoma School Testing Program Act, the collection of appropriate and necessary data pursuant to the Oklahoma Educational Indicators Program, determining student enrollment, establishing a mobility rate or allocation of State Aid Formula and mid-year adjustments in funding for student growth. This enrollment data shall be submitted to the State Department of Education in accordance with rules promulgated by the State Department of Education. Funding for the development, implementation, personnel training and maintenance of the student identification system shall be set out in a separate line item in the allocation section of the appropriation bill for the State Board of Education for each year.

E. 1. In the event that ad valorem taxes of a school district are determined to be uncollectible because of bankruptcy, clerical error, or a successful tax protest, and the amount of such taxes deemed uncollectible exceeds Fifty Thousand Dollars

(\$50,000.00) or an amount greater than twenty-five percent (25%) of ad valorem taxes per tax year, or the valuation of a district is lowered by order of the State Board of Equalization, the school district's State Aid, for the school year that such ad valorem taxes are calculated in the State Aid Formula, shall be determined by subtracting the net assessed valuation of the property upon which taxes were deemed uncollectible from the assessed valuation of the school district and the state. Upon request of the local board of education, it shall be the duty of the county assessor to certify to the Director of Finance of the State Department of Education the net assessed valuation of the property upon which taxes were determined uncollectible.

2. In the event that the amount of funds a school district receives for reimbursement from the Ad Valorem Reimbursement Fund is less than the amount of funds claimed for reimbursement by the school district due to insufficiency of funds as provided in Section 193 of Title 62 of the Oklahoma Statutes, then the school district's assessed valuation for the school year that such ad valorem reimbursement is calculated in the State Aid Formula shall be adjusted accordingly.

F. Beginning with the 1992-93 school year, and for each year thereafter, notwithstanding the provisions of Section 18-112.2 of this title, a school district shall have its State Aid reduced by an amount equal to the amount of carryover in the district's general fund as of June 30 of the preceding fiscal year, that is in excess of the following standards:

Total Amount of General Fund Collections, Excluding Previous Year Cash Surplus as of June 30	Amount of General Fund Balance Allowable
Less than \$1,000,000	40%
\$1,000,000 - \$2,999,999	35%
\$3,000,000 - \$3,999,999	30%
\$4,000,000 - \$4,999,999	25%
\$5,000,000 - \$5,999,999	20%
\$6,000,000 - \$7,999,999	16%

\$8,000,000 - \$10,000,000	12%
More than \$10,000,000	8%

By February 1 the State Department of Education shall send by certified mail, with return receipt requested, to each School District Superintendent, Auditor and Regional Accreditation Officer a notice of and calculation sheet reflecting the general fund balance penalty to be assessed against that school district. Within thirty (30) days of receipt of this written notice the school district shall submit to the Department a written reply either accepting or protesting the penalty to be assessed against the district. If protesting, the school district shall submit with its reply the reasons for rejecting the calculations and documentation supporting those reasons. The Department shall review all school district penalty protest documentation and notify each district by March 15 of its finding and the final penalty to be assessed to each district. General fund balance penalties shall be assessed to all school districts by April 1. For the 1996-97 school year, any school district which receives proceeds from a tax settlement or midterm supplemental for the 1994-95 or 1995-96 school year during the last two (2) months of the fiscal year ending June 30, 1996, shall be exempt from the penalties assessed in this paragraph, if the penalty would occur solely as a result of receiving funds from the tax settlement or midterm supplementals for the 1994-95 or 1995-96 school year.

G. In order to provide startup funds for the implementation of early childhood programs, State Aid may be advanced to school districts that initially start early childhood instruction at a school site. School districts that desire such advanced funding shall make application to the State Department of Education no later than September 15 of each year and advanced funding shall be awarded to the approved districts no later than October 30. Such advanced funding shall not exceed ~~One Thousand One Hundred Forty-seven Dollars and sixty cents (\$1,147.60)~~ Two Thousand One Hundred Twenty-two Dollars and fifty-six cents (\$2,122.56) per anticipated Head Start eligible student. The total amount of advanced funding shall be proportionately reduced from the monthly payments of the

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district's State Aid payments during the last six (6) months of the same fiscal year.

SECTION 5. AMENDATORY Section 39 of Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 39. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma School of Science and Mathematics by law shall be set by the Director. The salary of the Director shall not exceed ~~Sixty Thousand Eight Hundred Sixty-two Dollars (\$60,862.00)~~ Sixty-one Thousand Six Hundred Sixty-one Dollars (\$61,661.00) per annum, payable monthly for the fiscal year ending June 30, 1997. The Oklahoma School of Science and Mathematics for the fiscal year ending June 30, 1997, 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 provision of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	49.0

SECTION 6. AMENDATORY Section 46 of Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 46. There is hereby appropriated to the State Board of Vocational and Technical Education from ~~the proceeds of the sale of bonds deposited in the Oklahoma Building Bonds of 1992 Fund (A) in the State Treasury~~ any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of Four Million Eight Hundred Nineteen Thousand Six Hundred Seven Dollars (\$4,819,607.00) or so much thereof as may be necessary for the duties imposed upon the State Board of Vocational and Technical Education by law.

SECTION 7. AMENDATORY Section 48 of Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 48. There is hereby appropriated to the State Board of Vocational and Technical Education from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury, the sum of Six Hundred Forty-six Thousand One Hundred Forty Dollars (\$646,140.00) or so much thereof for the transfer to the "~~Protested Ad Valorem Tax Revolving~~ Education Cash Flow Fund" created pursuant to Section 4 of Enrolled House Bill No. 2102 of the 2nd Session of the 45th Oklahoma Legislature. The provisions of this section shall be effective upon the enactment of House Bill No. ~~2012~~ 2102 of the 2nd Session of the 45th Oklahoma Legislature.

SECTION 8. AMENDATORY Section 55 of Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 55. The appropriations and authorization made by Sections 1 ~~through~~ and 3 of ~~this act~~ Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature for financial support of public schools shall become effective August 1, 1996.

SECTION 9. Section 2 of Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature shall become effective May 31, 1996. Funds appropriated in Section 2 of Enrolled Senate Bill No. 800 of the 2nd Session of the 45th Oklahoma Legislature shall not be budgeted by the State Board of Education for the financial support of schools until August 1, 1996.

SECTION 10. AMENDATORY Section 1 of Enrolled House Bill No. 1809 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 1. There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of ~~Thirty-nine Million Nine Hundred Thousand Dollars (\$39,900,000.00)~~ Thirty-five Million Eighty Thousand Three Hundred Ninety-three Dollars (\$35,080,393.00) or so much thereof as may be necessary for allocation by the Oklahoma State Regents for Higher Education

pursuant to the provisions of Article XIII-A of the Oklahoma Constitution to the institutions of The Oklahoma State System of Higher Education for the education and general operating budgets of the institutions and for other programs, construction, renovation or repairs administered by the Oklahoma State Regents for Higher Education.

SECTION 11. There is hereby appropriated to the Oklahoma State Regents for Higher Education from the proceeds of the sale of the bonds deposited in the Oklahoma Building Bonds of 1992 Fund (A) in the State Treasury the sum of Four Million Eight Hundred Nineteen Thousand Six Hundred Seven Dollars (\$4,819,607.00) or so much thereof as may be necessary for allocation by the Oklahoma State Regents for Higher Education pursuant to the provisions of Article XIII-A of the Oklahoma Constitution to the institutions of The Oklahoma State System of Higher Education for the education and general operating budgets of the institutions and for other programs, construction, renovation or repairs administered by the Oklahoma State Regents for Higher Education.

SECTION 12. AMENDATORY 20 O.S. 1991, Section 126, is amended to read as follows:

Section 126. A. There are authorized to be appointed, two trial court administrators, one for the Oklahoma-Canadian Counties Judicial Administrative District and one for the Tulsa-Pawnee Counties Judicial Administrative District. The duties of a trial court administrator shall be to assist the presiding judge of the judicial administrative district in the performance of his administrative duties.

B. A trial court administrator shall be selected by the presiding judge of the judicial administrative district in which he is to be employed, subject to confirmation by a majority of the district and associate district judges in the judicial administrative district. A trial court administrator shall serve at the pleasure of a majority of the district and associate district judges in the judicial administrative district.

C. To be eligible for appointment as a trial court administrator, a person shall possess at least one of the following minimum qualifications:

1. Be an attorney licensed to practice law in this state;
2. Have a bachelor's degree in court management, or an equivalent degree; or
3. Have at least ten (10) years' experience in management with substantial supervisory responsibility; and
4. Be a graduate of the Institute for Court Management.

D. Each trial court administrator shall receive a salary equal to the salary received by a special judge.

SECTION 13. AMENDATORY Section 8 of Enrolled Senate Bill No. 804 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 8. For the fiscal year ending June 30, 1997, the annual compensation of officials and employees of the district courts payable monthly from appropriated funds shall not exceed the following schedule, exclusive of overtime and longevity payments, except as may be authorized pursuant to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes.

TITLE	NUMBER AUTHORIZED	ANNUAL SALARY RANGE	
		MINIMUM	MAXIMUM
Court Reporter	188	\$19,236.00	\$28,174.00
Trial Court Administrator	2	\$31,264.00	\$54,971.00
<u>20 O.S., Section 126</u>			
Secretary to Administrative District	9	\$11,849.00	\$17,827.00
Secretary Bailiff	145 <u>146</u>	\$11,051.00	\$17,351.00
Budget Analyst	2	\$32,000.00	\$54,847.00
TOTAL	570.0 <u>571.0</u>		

SECTION 14. Pursuant to the requirements of paragraphs 4 and 5 of subsection I of Section 85.4 of Title 74 of the Oklahoma Statutes, the Office of the Attorney General is hereby authorized

to acquire a computer system by lease-purchase agreement. Further, the term of the lease-purchase agreement may be in excess of three (3) years but shall not exceed five (5) years.

SECTION 15. AMENDATORY Section 1 of Enrolled House Bill No. 1805 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 1. There is hereby appropriated to the Department of Human Services from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of ~~Twenty-one Million Nine Hundred Thirty-four Thousand Forty-one Dollars (\$21,934,041.00)~~ Twenty-one Million Eight Hundred Ninety-five Thousand Nine Hundred Forty-five Dollars (\$21,895,945.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Human Services by law.

SECTION 16. AMENDATORY Section 2 of Enrolled House Bill No. 1805 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 2. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Human Services by law shall be set by the Director of Human Services. The Department of Human Services for the fiscal year ending June 30, 1997, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures, 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	7,857.9
	<u>7,856.9</u>
Lease-Purchase Agreements	\$8,477,000.00

SECTION 17. AMENDATORY Section 3 of Enrolled House Bill No. 1805 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 3. For the fiscal year ending June 30, 1997, the Department of Human Services shall budget all appropriated funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>
Child and Family Services	\$ 22,291,813.00
Developmental Disabilities Services	82,635,780.00
AFDC and AFDC-UP Entitlements	26,874,416.00
AABD State Supplemental Payments	36,453,306.00
Day Care Payments	5,797,614.00
Family Support Services	5,598,137.00
Field Operations	92,228,308.00
Child Support Enforcement	163,451.00
Aging Services	18,509,304.00
	<u>18,609,304.00</u>
Administration and Data Services	41,531,697.00
	<u>41,493,601.00</u>
Office of Child Care	<u>830,054.00</u>
TOTAL	\$332,913,880.00
	<u>\$332,975,784.00</u>

For the fiscal year ending June 30, 1997, the Department of Human Services, excluding expenditures for capital and special projects, shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Total</u>
Child and Family Services	\$ 75,050,596.00
Developmental Disabilities Services	178,981,197.00
AFDC and AFDC-UP Entitlements	131,036,434.00
AABD State Supplemental Payments	39,303,889.00
Day Care Payments	59,602,470.00
Family Support Services	32,880,399.00
Field Operations	168,188,381.00
Child Support Enforcement	16,122,470.00
Aging Services	42,148,665.00
	<u>42,248,665.00</u>
Administration and Data Services	75,441,176.00
	<u>75,403,080.00</u>

Office of Child Care	<u>7,554,852.00</u>
TOTAL	\$826,310,529.00
	<u>\$826,372,433.00</u>

Receipt and expenditure of unanticipated federal funds awarded the Department of Human Services after July 1, 1996, shall be exempt from expenditure limitations, provided that any such funds used for operations shall be included in the agency's budget work program.

SECTION 18. AMENDATORY Section 12 of Enrolled House Bill No. 1805 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 12. There is hereby appropriated to the Office of Juvenile Affairs from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of ~~Six Million Two Hundred Thirty-seven Thousand Four Hundred Twenty-nine Dollars (\$6,237,429.00)~~ Six Million Two Hundred Seventy-five Thousand Five Hundred Twenty-five Dollars (\$6,275,525.00) or so much thereof as may be necessary to perform the duties imposed upon the Office of Juvenile Affairs by law.

SECTION 19. AMENDATORY Section 13 of Enrolled House Bill No. 1805 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 13. Of the funds appropriated in Section 68 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature ~~and Section 13 of this act~~ the Office of Juvenile Affairs shall expend One Million Four Hundred Thousand Dollars (\$1,400,000.00) for the Delinquency and Youth Gang Intervention Program.

SECTION 20. AMENDATORY Section 14 of Enrolled House Bill No. 1805 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 14. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Office of Juvenile Affairs by law shall be set by the Executive Director of the Board of Juvenile Affairs. The

salary of the Director shall not exceed Sixty-six Thousand Nine Hundred Fifty Dollars (\$66,950.00) per annum, payable monthly for the fiscal year ending June 30, 1997. The Office of Juvenile Affairs is hereby authorized one (1) FTE for an attorney position. This shall be in addition to the position of General Counsel. The Office of Juvenile Affairs for the fiscal year ending June 30, 1997, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures, 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	1,184.5 <u>1,185.5</u>
Lease-Purchase Agreements	\$315,142.00

SECTION 21. AMENDATORY Section 15 of Enrolled House Bill No. 1805 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 15. For the fiscal year ending June 30, 1997, the Office of Juvenile Affairs shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$5,026,554.00 <u>\$5,064,650.00</u>	\$5,226,554.00 <u>\$5,264,650.00</u>
Residential Services	42,930,246.00	45,710,745.00
Nonresidential Services	20,951,877.00	24,035,626.00
Community Youth Service Agencies	<u>15,829,821.00</u>	<u>15,829,821.00</u>
TOTAL	\$84,738,498.00 <u>\$84,776,594.00</u>	\$90,802,746.00 <u>\$90,840,842.00</u>

Receipt and expenditure of unanticipated federal funds awarded the Office of Juvenile Affairs after July 1, 1996, shall be exempt from expenditure limitations, provided that any such funds used for operations shall be included in the agency's budget work program.

SECTION 22. AMENDATORY Section 2 of Enrolled Senate Bill No. 810 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 2. For the fiscal year ending June 30, 1997, the Oklahoma Health Care Authority shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Operations	\$ 6,482,573.00	\$ 17,030,666.00 <u>13,691,320.00</u>
Medicaid Payments	274,296,947.00	1,193,658,297.00 <u>1,193,942,521.00</u>
Medicaid Contracted Services		8,052,024.00
	19,639,083.00	<u>26,854,916.00</u>
Non-Title XIX Medical	14,382.00	14,382.00
Indigent Health Care Grant	<u>990,000.00</u>	<u>990,000.00</u>
TOTAL	\$289,835,926.00	\$1,231,332,428.00 <u>\$1,235,208,915.00</u>

SECTION 23. AMENDATORY Section 5 of Enrolled Senate Bill No. 812 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 5. For the fiscal year ending June 30, 1997, the Oklahoma Securities Commission shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$ 11,946.00	\$ 522,845.00
Regulation	<u>453,607.00</u>	<u>1,990,086.00</u>
TOTAL	\$565,553.00	\$2,312,931.00 <u>\$2,512,931.00</u>

SECTION 24. AMENDATORY Section 6 of Enrolled Senate Bill No. 812 of the 2nd Session of the 45th Oklahoma Legislature is amended to read as follows:

Section 6. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Securities Commission by law shall be set by the Administrator. The Oklahoma Securities Commission, for
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the fiscal year ending June 30, 1997, 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	36.0
Lease-Purchase Agreements	\$0.00
	<u>\$16,000.00</u>

SECTION 25. REAPPROPRIATION AND REDESIGNATION The amount of One Million Four Hundred Eighty-six Thousand Six Hundred Seventy-nine Dollars (\$1,486,679.00) originally appropriated to the Legislative Service Bureau by Section 6, Chapter 268, O.S.L. 1995, from any monies in the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1996, for renovation of space allotted to the House of Representatives by Section 15.2 of Title 73 of the Oklahoma Statutes, is hereby reappropriated and redesignated to the Oklahoma House of Representatives for the renovation of space under the control of the House of Representatives less expenditures and encumbrances as adjusted by transfer on the effective date of this act. The reappropriation and redesignation made by this section 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 26. REAPPROPRIATION The amount of Two Million Dollars (\$2,000,000.00) originally appropriated to the Legislative Service Bureau by Section 78, Chapter 189, O.S.L. 1993, as reappropriated by Section 50, Chapter 275, O.S.L. 1995, for constructing, equipping, remodeling, modernizing and repairing of those areas of the State Capitol Building under the authority of the Legislature is hereby reappropriated less expenditures and encumbrances as adjusted by transfer on the effective date of this act. The reappropriation made by this section 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 27. Section 8 of this act shall become effective July 1, 1996.

SECTION 28. 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.

45-2-3014

TKW