

ENGROSSED SENATE
BILL NO. 814

By: Haney and Hobson of the
Senate

and

Hamilton and Steidley of
the House

[business regulatory entities - appropriation -
limiting salary - budgetary limitations - lapse
date - effective date - emergency]

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

STATE DEPARTMENT OF AGRICULTURE

SECTION 1. There is hereby appropriated to the State Department of Agriculture 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 Zero Dollars (\$0.00) or so much thereof as may be necessary to perform the duties imposed upon the State Department of Agriculture by law.

SECTION 2. For the fiscal year ending June 30, 1997, the State Department of Agriculture shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration Division	\$0.00	\$0.00
Statistical Reporting Div.	0.00	0.00
Animal Industry Div.	0.00	0.00
Predatory Animal Control Program	0.00	0.00
Brucellosis Depopulation and		

other Brucellosis-related		
Expenses	0.00	0.00
Forestry Division	0.00	0.00
Rural Fire Coordinators	0.00	0.00
Operation Grants to Rural		
Fire Departments	0.00	0.00
Rural Fire 80/20 Match Program	0.00	0.00
Dry Fire Hydrant Program	0.00	0.00
Plant Industry and Consumer		
Services Division	0.00	0.00
Agricultural Laboratory Division	0.00	0.00
Market Development Division	0.00	0.00
Agriculture Mediation Program	0.00	0.00
Oklahoma State University for the		
Statewide Intensive Financial		
Management Assistance Program	0.00	0.00
Oklahoma State University		
Animal Diagnostic Laboratory		
Equipment	0.00	0.00
Poultry Research and Disease		
Control Research Programs and		
Employment of a State Poultry		
Veterinarian and an Area		
Poultry Specialist	0.00	0.00
Tick Eradication	0.00	0.00
Wheat Root Rot/Nematode Complex		
Research	0.00	0.00
Peanut Pod Rot and Field		
Research Demonstration Research	0.00	0.00
Center for International Trade		
Program	0.00	0.00
Oklahoma Milk and Milk Products		

Program	<u>0.00</u>	<u>0.00</u>
TOTAL	\$0.00	\$0.00

SECTION 3. The State Board of Agriculture shall require a budget work plan and monthly reports on the expenditures and workload of the Agriculture Mediation Program.

SECTION 4. The funds designated for Operational Grants to Rural Fire Departments pursuant to Section 2 of this act shall be expended to provide operational grants to rural fire departments and shall be limited to One Thousand Five Hundred Dollars (\$1,500.00) per municipality.

SECTION 5. The funds designated for the Rural Fire 80/20 Match Program shall be expended to provide the state share for grants to rural fire protection coordination districts pursuant to the Rural Fire Protection Program Fund Act and for other rural fire protection purposes.

SECTION 6. The funds designated for the Dry Fire Hydrant Program shall be expended for the purposes of the statewide dry fire hydrant in conjunction with substate planning districts with no such district to receive more than Five Thousand Dollars (\$5,000.00). State resources shall be matched on a one-to-one basis with nonstate resources.

SECTION 7. It is the intent of the Legislature that from any monies appropriated in Section 1 of this act and in Section ___ of Enrolled House Bill No. ___ of the 2nd Session of the 45th Legislature, at least the sum of One Hundred Eighty-eight Thousand Twenty Dollars (\$188,020.00) be used for salaries, benefits and other personnel costs of the eight (8) McGee Creek Fire Protection full-time-equivalent employees.

SECTION 8. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Department of Agriculture by law shall be set by the Commissioner. The salary of the Commissioner shall not exceed

Sixty-six Thousand Eight Hundred Dollars (\$66,800.00) per annum, payable monthly for the fiscal year ending June 30, 1997. The State Department of Agriculture, 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 provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Average Number of Full-time-equivalent Employees, Excluding Part-time Employees in the Forestry, Plant, and Animal Industry Divisions and Fruit and Vegetable Graders	526.0
Lease-Purchase Agreements	\$100,000.00

SECTION 9. The State Department of Agriculture shall expend so much as may be necessary to accomplish contractual responsibilities for statewide dissemination of intensive financial management technical assistance by Oklahoma State University's extension service thus enabling businesses and students of business to benefit from direct professional assistance provided by professors, associates and staff of the University and to improve and complement technical assistance provided by the Department. Contractors shall submit quarterly reports of activities and expenditures to the State Department of Agriculture. The Department may disallow any expenditures for activities not within the scope of contractual responsibilities pursuant to an approved work plan. Contractors shall submit an annual audit as required by the State Department of Agriculture which may be paid from allocated, appropriated funds.

OKLAHOMA HORSE RACING COMMISSION

SECTION 10. There is hereby appropriated to the Oklahoma Horse Racing Commission 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 Zero Dollars (\$0.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Horse Racing Commission by law.

SECTION 11. For the fiscal year ending June 30, 1997, the Oklahoma Horse Racing Commission shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
General Operations	\$0.00	\$0.00
Race Day Expenses	0.00	0.00
Law Enforcement	<u>0.00</u>	<u>0.00</u>
TOTAL	\$0.00	\$0.00

SECTION 12. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Horse Racing Commission by law shall be set by the Director. The salary of the Director shall not exceed Sixty-one Thousand Eight Hundred Fifty-nine Dollars (\$61,859.00) per annum, payable monthly for the fiscal year ending June 30, 1997. The Oklahoma Horse Racing Commission, 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 from the Oklahoma Breeding Development Revolving Fund, 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	48.0
Lease-Purchase Agreements	\$0.00

STATE INSURANCE DEPARTMENT

SECTION 13. There is hereby appropriated to the State Insurance Department 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 Zero Dollars (\$0.00) or so much

thereof as may be necessary to perform the duties imposed upon the State Insurance Department by law.

SECTION 14. For the fiscal year ending June 30, 1997, the State Insurance Department shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$0.00	\$0.00
Regulatory/Enforcement	0.00	0.00
Federal Program	<u>0.00</u>	<u>0.00</u>
TOTAL	\$0.00	\$0.00

SECTION 15. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Insurance Department by law shall be set by the Insurance Commissioner. The State Insurance Department, 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 provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Average Number of	
Full-time-equivalent Employees	116.0
Lease-Purchase Agreements	\$0.00

DEPARTMENT OF LABOR

SECTION 16. There is hereby appropriated to the Oklahoma Department of Labor 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 Zero Dollars (\$0.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Department of Labor by law.

SECTION 17. For the fiscal year ending June 30, 1997, the Department of Labor shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$0.00	\$0.00
Prevailing Wage Unit	0.00	0.00
Asbestos Abatement	0.00	0.00
Regulation & Enforcement	0.00	0.00
Workers Compensation		
Compliance	0.00	0.00
School to Work	0.00	0.00
Occupational Safety and		
Health	<u>0.00</u>	<u>0.00</u>
TOTAL	\$0.00	\$0.00

SECTION 18. Of the funds appropriated to the Oklahoma Department of Labor by Section 16 of this act, the sum of Two Hundred Seventy-five Thousand Dollars (\$275,000.00) shall be expended to support six (6) full-time-equivalent employees of the Prevailing Wage Unit.

SECTION 19. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Department of Labor by law shall be set by the Commissioner of Labor. The Oklahoma Department of Labor 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 provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	145.0
Lease-Purchase Agreements	\$0.00

SECTION 20. The maximum annual salary of the Boxing Administrator shall not exceed Thirty Thousand Six Hundred Dollars (\$30,600.00), payable monthly for the fiscal year ending June 30, 1997.

SECTION 21. Of the one hundred forty-five (145) full-time-equivalent employee positions authorized for the Oklahoma Department of Labor in this act, twenty (20) full-time-equivalent employee positions shall be contingent upon the procurement of federal funds and shall be terminated when federal support of those positions is discontinued.

SECTION 22. A. By February 1 of each year, the Oklahoma Department of Labor shall submit an annual report to the Speaker of the House of Representatives and the President Pro Tempore of the Senate detailing the amount per agency of all state, federal and local funds received, directly or indirectly, for asbestos abatement, the projects completed per agency, the number of agency employees used in the programs, and the projected needs for the next succeeding fiscal year.

B. The Department of Central Services, the Department of Corrections, the Department of Human Services and the Oklahoma State Regents for Higher Education and any other appropriate state agency involved in asbestos abatement shall cooperate with the Oklahoma Department of Labor to provide the information required pursuant to the provisions of this section.

OKLAHOMA BOARD OF PRIVATE VOCATIONAL SCHOOLS

SECTION 23. There is hereby appropriated to the Oklahoma Board of Private Vocational Schools 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 Zero (\$0.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Board of Private Vocational Schools by law.

SECTION 24. For the fiscal year ending June 30, 1997, the Oklahoma Board of Private Vocational Schools shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Licensing/Investigative	\$0.00	\$0.00
Operations		

SECTION 25. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Board of Private Vocational Schools by law shall be set by the Director. The salary of the Director shall not exceed Thirty-one Thousand Seven Hundred Twenty-four Dollars (\$31,724.00) per annum, payable monthly for the fiscal year ending June 30, 1997. The Oklahoma Board of Private Vocational Schools, for the fiscal year ending June 30, 1997, shall be subject to the following budgetary limitations on full-time-equivalent employees 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	3.0

SECTION 26. Appropriations made by this act to agencies for the operations of state government may be budgeted for the fiscal year ending June 30, 1997 (hereafter FY-97), or may be budgeted for the fiscal year ending June 30, 1998 (hereafter FY-98). Funds budgeted for FY-97 may be encumbered only through June 30, 1997, and must be expended by November 15, 1997. Any funds remaining after November 15, 1997, and not budgeted for FY-98, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-98 may be encumbered only through June 30, 1998. Any funds remaining after November 15, 1998, shall lapse to the credit of the proper fund for the then current fiscal year. These appropriations may not be budgeted in both fiscal years simultaneously. Funds budgeted in FY-97, and not required to pay obligations for that

fiscal year, may be budgeted for FY-98, after the agencies have prepared and submitted a budget work program revision removing these funds from the FY-97 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 27. 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.

Passed the Senate the 14th day of February, 1996.

President of the Senate

Passed the House of Representatives the ____ day of _____, 1996.

Speaker of the House of Representatives