

ENROLLED HOUSE
BILL NO. 1722

By: Hamilton, Steidley and
Glover of the House

and

Haney and Hobson of the
Senate

An Act relating to State Legal Services; making appropriations to the Attorney General; stating purposes; providing for the duties and compensation of employees; providing budgetary limitations; making appropriations to the Attorney General for the benefit of the District Attorneys Council; stating purposes; making certain appropriation nontransferable; authorizing transfer of certain funds; authorizing District Attorneys Council to hire interns; exempting interns from budgetary limitations; requiring submission of certain report; stating legislative intent regarding payment of certain costs; providing for duties and compensation of employees; providing budgetary limitations; providing for duties and compensation of employees of the Indigent Defense System; 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:

ATTORNEY GENERAL

SECTION 1. There is hereby appropriated to the Attorney General from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1994, the sum of Two Hundred Forty-eight Thousand Seven Hundred Fifty Dollars (\$248,750.00) or so much thereof as may be necessary to pay the settlement for attorney fees and costs associated with Robinson versus The State of Oklahoma.

SECTION 2. There is hereby appropriated to the Attorney General from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1996, the sum of One Hundred Eighty-nine Thousand Five Hundred Ninety-two Dollars (\$189,592.00) or so much thereof as may be necessary to perform the duties imposed upon the Attorney General by law.

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Office of the Attorney General by law shall be set by the Attorney General. The Office of the Attorney General for the fiscal year ending June 30, 1996, 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:

Budgetary Limitation

Amount

Full-time-equivalent Employees	144.0
Lease-Purchase Agreements	\$20,000.00

DISTRICT ATTORNEYS COUNCIL

SECTION 4. There is hereby appropriated to the Attorney General from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1996, the sum of One Million One Hundred Sixty-two Thousand One Hundred Seventy-seven Dollars (\$1,162,177.00) or so much thereof as may be necessary to perform the duties imposed upon the District Attorneys Council by law.

SECTION 5. There is hereby appropriated to the Attorney General from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1996, the sum of One Hundred Thousand Dollars (\$100,000.00) or so much thereof as may be necessary for the District Attorneys Council to prosecute the person or persons involved in the bombing of the Alfred P. Murrah Federal Building. The appropriation made in this section shall be expended exclusively for the purpose so stated and shall not be transferable.

SECTION 6. For the fiscal year ending June 30, 1996, the District Attorneys Council is authorized to transfer an amount not to exceed One Hundred Fifty Thousand Dollars (\$150,000.00), on an as-needed basis, from the Crime Victims Compensation Revolving Fund created by Section 142.17 of Title 21 of the Oklahoma Statutes, to the Sexual Assault Examination Fund created by Section 142.20 of Title 21 of the Oklahoma Statutes.

SECTION 7. The District Attorneys Council is hereby authorized to hire twenty (20) legal interns for the fiscal year ending June 30, 1996. Such interns shall be exempt from the budgetary limitations as provided in Section 10 of this act.

SECTION 8. The Executive Director of the District Attorneys Council shall submit to the Director of State Finance by October 1, 1995, a report on forms approved by the Director of State Finance, detailing expenditures from all nonappropriated funds for the fiscal year ending June 30, 1995.

SECTION 9. It is the intent of the Legislature that the District Attorneys Council shall pay, from funds available, the costs associated with the settlement of the Federal lawsuit Flynn versus the State of Oklahoma et al.

SECTION 10. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the District Attorneys and District Attorneys Council by law shall be set by the District Attorneys Council. The District Attorneys and District Attorneys Council for the fiscal year ending June 30, 1996, 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	912.0
Lease-Purchase Agreements	\$2,000.00

INDIGENT DEFENSE SYSTEM

SECTION 11. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Indigent Defense System by law shall be set by the Executive Director of the Indigent Defense System. The Oklahoma Indigent Defense System for the fiscal year ending June 30, 1996, 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	80.0
Lease-Purchase Agreements	\$0.00

SECTION 12. The appropriations made by Sections 2 and 4 of this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 1996 (hereafter FY-96) or may be budgeted for the fiscal year ending June 30, 1997 (hereafter FY-97). Funds budgeted for FY-96 may be encumbered through June 30, 1996, and must be expended by November 15, 1996. Any funds remaining after November 15, 1996, and not budgeted for FY-97, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-97 may be encumbered only through June 30, 1997. Any funds remaining after November 15, 1997, 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-96, and not required to pay obligations for that fiscal year, may be budgeted for FY-97, after the agency to which the funds have been appropriated has prepared and submitted a budget work program revision removing these funds from the FY-96 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 13. Sections 2 through 12 of this act shall become effective July 1, 1995.

SECTION 14. 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 18th day of May, 1995.

Speaker of the House of
Representatives

Passed the Senate the 18th day of May, 1995.

President of the Senate