

ENROLLED HOUSE
BILL NO. 1753

By: Hamilton and Steidley of
the House

and

Haney and Hobson of the
Senate

An Act relating to cultural development entities; providing for duties and compensation of employees of the State Arts Council; limiting the salary of the Chief Administrative Officer; providing budgetary limitations; authorizing expenditure of certain previously appropriated funds for certain purposes; making appropriation to the Oklahoma Tourism and Recreation Department; stating purpose; reappropriating and continuing certain funds to the Oklahoma Tourism and Recreation Department; stating purposes; providing for duties and compensation of employees; providing budgetary limitations; stating maximum compensation for certain unclassified employee positions; prohibiting the closing of state parks without legislative approval; authorizing the establishment of certain internship program in the area of tourism management; authorizing the expenditure of previously appropriated funds for certain purposes; providing for duties and compensation of employees of the Oklahoma Educational Television Authority; limiting the salary of the Director; providing budgetary limitations; authorizing the expenditure of previously appropriated funds for certain purposes; providing lapse dates; prohibiting certain budgeting of funds; authorizing budgeting of certain funds under certain conditions; and providing an effective date.

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

STATE ARTS COUNCIL

SECTION 1. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Arts Council by law shall be set by the Council. The salary of the Chief Administrative Officer shall not exceed Forty-four Thousand Seven Hundred Eleven Dollars (\$44,711.00) per annum, payable monthly for the fiscal year ending June 30, 1996. The State Arts 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	17.0
Lease-Purchase Agreements	\$0.00

SECTION 2. Funds appropriated to the State Arts Council in Section 1, Chapter 187, O.S.L. 1994 and in Section 1, Chapter 273, O.S.L. 1994, may be budgeted and expended for the fiscal year ending June 30, 1996, and may be budgeted and expended for the general operating expenses of the State Arts Council regardless of the purpose for which the funds were budgeted by the agency for the fiscal year ending June 30, 1995.

OKLAHOMA TOURISM AND RECREATION DEPARTMENT

SECTION 3. There is hereby appropriated to the Oklahoma Tourism and Recreation Department, 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 Two Hundred Ninety-seven Thousand Two Hundred Five Dollars (\$1,297,205.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Tourism and Recreation Department by law.

SECTION 4. REAPPROPRIATION The sum of Five Hundred Thousand Dollars (\$500,000.00), originally appropriated to the Oklahoma Tourism and Recreation Department from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1985, by Section 2, Chapter 312, O.S.L. 1985, from any monies not otherwise appropriated, to match funds provided by federal or local governmental entities or any private sources for capital improvement, renovation, or repairs at the Quartz Mountain Summer Arts Institute, and continued and reappropriated by Section 103, Chapter 208, O.S.L. 1987, and by Section 9, Chapter 311, O.S.L. 1989, and by Section 12, Chapter 303, O.S.L. 1991, and reappropriated and redesignated by Section 16, Chapter 333, O.S.L. 1992, to provide for the state match to federal Bureau of Reclamation Matching Fund Program funds, and reappropriated and redesignated by Section 20, Chapter 268, O.S.L. 1993, to match funds provided by federal or local government entities or any private sources for capital improvement, renovation, or repairs at the Quartz Mountain Summer Arts Institute is hereby continued and reappropriated for the original amount and for the original purpose, as adjusted by transfer, less any amount that has been expended upon the effective date of this act.

SECTION 5. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Tourism and Recreation Department by law shall be set by the Director. The Oklahoma Tourism and Recreation Department 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>
Average Number of Full-time-equivalent Employees, Excluding Seasonal Employees and Project Labor	825.5
Lease-Purchase Agreements	\$150,000.00

SECTION 6. Of the unclassified employee positions utilized by the Oklahoma Tourism and Recreation Department the annual compensation for the unclassified employee positions listed below during the fiscal ending June 30, 1996, shall be subject to the following maximum salaries paid per annum:

<u>Position</u>	<u>Maximum</u>
Executive Director	\$64,242.00
Executive Assistant	\$46,116.00
Deputy Director	\$54,791.00
Administrative Services Division Director	\$52,691.00

Administrative Services Division	
Assistant Director	\$43,242.00
Park Division Director	\$52,691.00
Park Division Assistant Directors	\$43,242.00
Travel and Tourism Division Director	\$52,691.00
Travel and Tourism Division Assistant Director	\$43,242.00
Resort Division Director	\$52,691.00
Resort Division Assistant Director	\$43,242.00
Oklahoma Today Magazine Division Director	\$52,691.00
Oklahoma Today Magazine Division	
Assistant Director	\$43,242.00
Planning and Development Division Director	\$52,691.00
Planning and Development Division	
Assistant Director	\$43,242.00
Human Resources Division Director	\$52,691.00
Human Resources Division Assistant Director	\$43,242.00

SECTION 7. Effective July 1, 1995, no additional state parks shall be closed for part of the year without the specific authorization of the Legislature. State parks which have been closed for part of the year prior to July 1, 1991, may continue to be closed if so required by the Commission.

SECTION 8. The Oklahoma State Regents for Higher Education are authorized to establish an internship program in conjunction with the Oklahoma Tourism and Recreation Department for students enrolled in an institution of The Oklahoma State System of Higher Education who are pursuing an Associate or Business Administration degree in the area of tourism management.

SECTION 9. Funds appropriated to the Oklahoma Tourism and Recreation Department in Section 100, Chapter 187, O.S.L. 1994 and in Section 9, Chapter 273, O.S.L. 1994, may be budgeted and expended for the fiscal year ending June 30, 1996, and may be budgeted and expended for the general operating expenses of the Oklahoma Tourism and Recreation Department regardless of the purpose for which the funds were budgeted by the agency for the fiscal year ending June 30, 1995.

OKLAHOMA EDUCATIONAL TELEVISION AUTHORITY

SECTION 10. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Educational Television Authority by law shall be set by the Director. The salary of the Director shall not exceed Fifty-three Thousand Nine Hundred Sixteen Dollars (\$53,916.00) per annum, payable monthly for the fiscal year ending June 30, 1996. The Oklahoma Educational Television Authority 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	78.0
Lease-Purchase Agreements	\$0.00

SECTION 11. Funds appropriated to the Oklahoma Educational Television Authority in Section 7, Chapter 187, O.S.L. 1994, and in Section 5, Chapter 273, O.S.L. 1994, may be budgeted and expended for the fiscal year ending June 30, 1996, and may be budgeted and expended for the general operating expenses of the Oklahoma Educational Television Authority regardless of the purpose for which

the funds were budgeted by the agency for the fiscal year ending June 30, 1995.

SECTION 12. Appropriations made by this act to agencies for the operations of state government 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 only 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 agencies have 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. This act shall become effective September 1, 1995.

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