

ENROLLED SENATE
BILL NO. 600

By: Williams (Penny) of the
Senate

and

McCorkell of the House

An Act relating to long-range capital planning;
amending 62 O.S. 1991, Section 41.9, which relates
to allotment of appropriations; requiring
identification of certain items; limiting requests
for certain appropriations; rendering gender
references neutral; providing an effective date;
and declaring an emergency.

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

SECTION 1. AMENDATORY 62 O.S. 1991, Section 41.9, is
amended to read as follows:

Section 41.9 Effective July 1, 1947, and thereafter,
appropriations and/or federal funds, shall be allotted for each
spending agency by the use of a method which shall be known as the
line item method of allotting appropriations whereby items requested
may be allotted on either a monthly, quarterly, semiannual or annual
basis upon the written request of the agency concerned and the
approval of the Budget Director. The request officer for each
spending agency shall show on the forms provided, the proposed
classification of the expenditures for that spending agency. Each
agency shall be required to identify those items that are for
capital purposes in keeping with the definition of capital projects
promulgated by the Long-Range Capital Planning Commission. Requests
for capital appropriations and an agency's original budget request
shall be for capital projects that have been submitted to the Long-
Range Capital Planning Commission for review. The Budget Director
shall review the requested allotments with respect to the work
program with each spending agency and shall, if the Director deems
it necessary, require said spending agency to revise, alter or
change such allotments before approving the same, reserving a
sufficient balance in the appropriation to finance the operations of
the spending agency for the remainder of any fiscal year. At the
end of any fiscal year, the entire amount appropriated to any
spending agency must be allotted by the Budget Director, except
where the estimated budget resources during any fiscal year are
insufficient to pay all of the appropriations for such year in full.
The Budget Director shall not allot to any spending agency during
any fiscal year, an amount which will be in excess of the amount of

revenue collected and allocated to appropriations made to such spending agency. In the event of a failure of revenue, the Budget Director shall control the allotment authorizations to prevent obligations being incurred in excess of the revenue to be collected. However, the Budget Director shall make all reductions within each state fund where a revenue failure occurs apply to each department, institution, board, commission or special appropriation made by the State Legislature, in the ratio that its total appropriation for that fiscal year bears to the total of all appropriations for that fiscal year, as provided in Section 23, Article 10, of the Constitution of Oklahoma. Appropriation allotment may be approved for any item for the entire year or may be approved on a monthly, quarterly, or semiannual basis, but in no case shall the aggregate of such allotments for any spending agency exceed the total appropriation made available to such spending agency for the fiscal year to which they apply. Each spending agency's request for appropriation allotments shall show the amount required to finance each item of the request for the entire year and for each quarter beginning July 1st, October 1st, January 1st and April 1st, within each fiscal year. The Budget Director shall consider the allotment request for the purpose of making a determination of: (1) That such itemized requests are in accordance with the budget plan approved by the Legislature; (2) that the accounting classification is sufficient to reflect the purposes for which expenditures are to be made; (3) that the current financial requirements of the spending agency concerned, justifies the allotment to be made for each quarter, reserving a sufficient balance in the appropriation to finance the remaining quarters; (4) that the realization of the estimated revenues is sufficient to allow the commitments to be made. The Legislature shall be exempt from submitting any program of work or quarterly allotment request.

SECTION 2. This act shall become effective July 1, 1995.

SECTION 3. 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.