

SHORT TITLE: Appropriations; Department of Transportation; budget limits; lapse date; effective date; emergency.

STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

SENATE BILL NO. 217

By: Haney and Hobson of the  
Senate

and

Hamilton and Steidley of  
the House

AS INTRODUCED

An Act relating to the Department of Transportation;  
making appropriations to the Department of  
Transportation; stating purposes; requiring  
transfer of certain funds; requiring budgeting in  
certain categories and amounts; authorizing and  
specifying expenditures of certain funds; requiring  
and specifying the expenditure of certain funds;  
stating purposes; authorizing the transfer of  
certain monies to the Aeronautics Revolving Fund;  
stating purposes; prohibiting use for certain  
purposes; providing for duties and compensation of  
employees; limiting salary of the Director;  
providing budgetary limitations; requiring certain  
expenditures; stating purposes; limiting  
expenditures for certain purposes; authorizing the  
use of funds to match certain federal funds;  
stating purposes; providing that funds available to  
the Department of Transportation may be used to  
obtain grants or federal aid assistance; making  
appropriations nonfiscal; providing an effective  
date; and declaring an emergency.

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

SECTION 1. There is hereby appropriated to the Department of Transportation from any monies not otherwise appropriated from the State Transportation Fund of the State Treasury for the fiscal year ending June 30, 1996, the sum of Zero Dollars (\$0.00), or so much thereof as may be necessary to perform the duties imposed upon the Department of Transportation by law. Said appropriation shall be transferred to the State Highway Construction and Maintenance Fund and shall be expended in the same manner and for the same purposes as provided by law for other monies accruing to the credit of the State Highway Construction and Maintenance Fund.

SECTION 2. For the fiscal year ending June 30, 1996, the Oklahoma Department of Transportation shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration/Data Processing	\$0.00	\$0.00
State Road and Bridge Programs	0.00	0.00
County Road and Bridge Programs	0.00	0.00
Industrial Access Programs	0.00	0.00
Recreational Access Programs	0.00	0.00
Railway Programs	0.00	0.00
Mass Transit Programs	0.00	0.00
Waterways Programs	0.00	0.00
Aeronautics Programs	<u>0.00</u>	<u>0.00</u>
Total	\$0.00	\$0.00

SECTION 3. The Department of Transportation is authorized to expend from any monies available in the State Highway Construction and Maintenance Fund an amount not to exceed Zero Dollars (\$0.00) or so much thereof as may be necessary for operational expenses of the urban mass transit and railroad planning branches of the Department,

and not less than Zero Dollars (\$0.00) for operational expenses of the Waterways Division of the Department.

SECTION 4. The Department of Transportation shall expend from the funds dedicated to construction not less than Zero Dollars (\$0.00) for the construction of roads to existing industrial sites and roads for economic development purposes, and not less than Zero Dollars (\$0.00) for the construction, maintenance and repair of roads to historical sites and lake access roads.

SECTION 5. The Department of Transportation is authorized to transfer from any monies available in the State Highway Construction and Maintenance Fund to the Aeronautics Revolving Fund the sum of Zero Dollars (\$0.00) for usage by the Oklahoma Aeronautics Commission for the repair, construction or extension of airport runways and facilities, for providing lighting and safety markers at airports and to provide such funds for administration and operating expenses. Such funds shall not be expended for the construction or repair of hangars, fixed base operator facilities or passenger terminal buildings.

SECTION 6. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Transportation by law shall be set by the Director of the Department of Transportation. The salary of the Director of the Department of Transportation shall not exceed Seventy-three Thousand One Hundred One Dollars (\$73,101.00) per annum, payable monthly for the fiscal year ending June 30, 1996. The Department of Transportation, for the fiscal year ending June 30, 1996, shall be subject to the following budgetary limitations on full-time-equivalent employees, except hours coded as overtime wages, 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	3,125.0

Lease-Purchase Agreements \$0.00

SECTION 7. The Department of Transportation shall expend for the fiscal year ending June 30, 1996, from any monies available in the Aeronautics Revolving Fund, the amount of Zero Dollars (\$0.00) or so much thereof as may be necessary for administration and operating expenses of the Oklahoma Aeronautics Commission required in the enforcement of the Oklahoma Aeronautics Act by law. Said funds may be used by the Oklahoma Aeronautics Commission to support aviation educational programs in the State of Oklahoma. The Oklahoma Aeronautics Commission shall not utilize more than Seven Thousand Dollars (\$7,000.00) for the renting, leasing or chartering of aircraft necessary to enable the Commission to perform the duties imposed upon it by law.

SECTION 8. The Department of Transportation is hereby authorized to use any funds available to the Department to match funds which are advanced under the provisions of Sections 402, 403 and 419, Public Law 93-288, Disaster Relief Act of 1974, to repair, restore, reconstruct or replace public transportation facilities or to remove debris or wreckage from publicly owned facilities. The Department of Transportation shall coordinate with the Oklahoma Department of Civil Emergency Management for expenditure of funds for this purpose.

SECTION 9. All funds available in accordance with law for expenditure by the Department of Transportation may be used and expended in conjunction or cooperation with any federal agency or instrumentality pursuant to such terms and conditions as may be necessary to obtain grants or federal aid assistance in accordance with state law.

SECTION 10. The appropriations made by this act 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 11. This act shall become effective July 1, 1995.

SECTION 12. 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.

45-1-0542

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