

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

CONFERENCE COMMITTEE  
SUBSTITUTE FOR ENGROSSED  
HOUSE BILL NO. 1828

By: Hamilton and Settle of  
the House

and

Haney and Hobson of the  
Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to state judicial entities; making an appropriation to the State Supreme Court for the District Courts; stating purpose; making appropriations to the State Supreme Court; stating purposes; amending Section 6 of Enrolled House Bill No. 1825 of the 1st Session of the 46th Oklahoma Legislature, which relates to budget categories; modifying amounts to be included in certain budget categories; amending Section 8 of Enrolled House Bill No. 1825 of the 1st Session of the 46th Oklahoma Legislature, which relates to budgetary limitations on full-time-equivalent employees; modifying salary ranges for certain employees; amending Section 11 of Enrolled House Bill No. 1825 of the 1st Session of the 46th Oklahoma Legislature, which relates to budget categories; modifying amounts to be included in certain budget categories; amending Section 14 of Enrolled House Bill No. 1825 of the 1st Session of the 46th Oklahoma Legislature, which relates to budgetary limitations; modifying certain limitation; amending Section 132 of Enrolled Senate Bill No. 160 of the 1st Session of the 46th Oklahoma Legislature, changing certain appropriation to State Supreme Court; providing for certain recalculation of retirement benefits; providing for noncodification; providing lapse dates; requiring certain budgetary procedures; and providing an effective date.

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

SECTION 1. There is hereby appropriated to the State Supreme Court from any monies not otherwise appropriated from the State Judicial Fund of the State Treasury for the fiscal year ending June 30, 1998, the amount of One Million One Hundred Eighty-one Thousand Five Hundred Seventy-six Dollars (\$1,181,576.00) or so much thereof as may be necessary for the District Courts to

increase the salary schedules of the secretary bailiffs and the secretaries to administrative presiding judges of the Judicial Districts.

SECTION 2. There is hereby appropriated to the State Supreme Court from any monies not otherwise appropriated from the State Judicial Fund of the State Treasury for the fiscal year ending June 30, 1998, the amount of Two Million Four Hundred Sixty-five Thousand Dollars (\$2,465,000.00) for payment of employers' share of retirement. These funds shall be exempt from budgetary limitations as provided for in Sections 6 and 8 of this act.

SECTION 3. There is hereby appropriated to the State Supreme Court from any monies not otherwise appropriated from the State Judicial Fund of the State Treasury for the fiscal year ending June 30, 1998, the amount of Three Hundred Thirty-nine Thousand Five Dollars (\$339,005.00) for acquisition of computer equipment and software.

SECTION 4. There is hereby appropriated to the State Supreme Court from any monies not otherwise appropriated from the State Judicial Fund of the State Treasury for the fiscal year ending June 30, 1998, the amount of Two Hundred Fifty-eight Thousand Eight Hundred Ninety-one Dollars (\$258,891.00) for staff salary schedule increases.

SECTION 5. There is hereby appropriated to the State Supreme Court from any monies not otherwise appropriated from the State Judicial Fund of the State Treasury for the fiscal year ending June 30, 1998, the amount of Two Hundred Twenty Thousand Five Hundred Twenty-eight Dollars (\$220,528.00) for five additional employees.

SECTION 6. AMENDATORY Section 6 of Enrolled House Bill No. 1825 of the 1st Session of the 46th Oklahoma Legislature, is amended to read as follows:

Section 6. For the fiscal year ending June 30, 1998, the District Courts shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriated</u>	<u>Total</u>
Court Operations	<del>\$29,911,577.00</del>	<del>\$30,161,577.00</del>

\$31,093,153.00

\$31,343,153.00

SECTION 7. AMENDATORY Section 8 of Enrolled House Bill No. 1825 of the 1st Session of the 46th Oklahoma Legislature, is amended to read as follows:

Section 8. For the fiscal year ending June 30, 1998, the annual compensation of officials and employees of the District Courts payable monthly from appropriated funds shall not exceed the following schedule, exclusive of overtime and longevity payments, and the District Courts 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.

TITLE	NUMBER AUTHORIZED	ANNUAL SALARY RANGE	
		MINIMUM	MAXIMUM
Court Reporter	191	\$19,236.00	\$28,174.00
Trial Court Administrator	2	20 O.S., Section 126	
Secretary to Administrative Presiding Judge of the Judicial District	9	<del>\$11,849.00</del>	<del>\$17,827.00</del>
		<u>\$20,325.00</u>	<u>\$26,676.00</u>
Secretary Bailiff	151	<del>\$11,051.00</del>	<del>\$17,351.00</del>
		<u>\$18,604.00</u>	<u>\$24,371.00</u>
<del>Budget Analyst</del>	<del>2</del>	<del>\$32,000.00</del>	<del>\$54,847.00</del>
TOTAL	583.0		

SECTION 8. AMENDATORY Section 11 of Enrolled House Bill No. 1825 of the 1st Session of the 46th Oklahoma Legislature, is amended to read as follows:

Section 11. For the fiscal year ending June 30, 1998, the State Supreme Court shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriated</u>	<u>Total</u>
Supreme Court Justices and Staff	<del>\$3,715,521.00</del>	<del>\$3,828,921.00</del>
	<u>\$ 3,697,638.00</u>	<u>\$ 3,811,038.00</u>
Court of Civil Appeals	3,141,376.00	3,208,776.00
Administrative Office		

of the Courts	<del>1,416,589.00</del>	<del>2,168,713.00</del>
	<u>1,551,275.00</u>	<u>2,303,399.00</u>
Court Clerk's Office	<del>247,797.00</del>	<del>465,636.00</del>
	<u>344,053.00</u>	<u>561,892.00</u>
Supreme Court Management		
Information Services	<del>944,054.00</del>	<del>1,074,215.00</del>
	<u>1,378,134.00</u>	<u>1,508,295.00</u>
Dispute Mediation	<del>599,546.00</del>	<del>599,546.00</del>
	<u>620,831.00</u>	<u>620,831.00</u>
TOTAL	<del>\$10,064,883.00</del>	<del>\$11,345,807.00</del>
	<u>\$10,733,307.00</u>	<u>\$12,014,231.00</u>

SECTION 9. AMENDATORY Section 14 of Enrolled House Bill No. 1825 of the 1st Session of the 46th Oklahoma Legislature, is amended to read as follows:

Section 14. The State Supreme Court and the Court of Civil Appeals for the fiscal year ending June 30, 1998, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures, excluding expenditures for capital and special projects and excluding lawful expenditures from the State Judicial 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	<del>142.0</del>
	<u>147.0</u>
Lease-Purchase Agreements	\$50,000.00

SECTION 10. AMENDATORY Section 132 of Enrolled Senate Bill No. 160 of the 1st Session of the 46th Oklahoma Legislature, is amended to read as follows:

Section 132. There is hereby appropriated to the State Supreme Court from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1998, the sum of ~~Three Million Thirty-one Thousand Seventeen Dollars (\$3,031,017.00)~~ Two Million Eight Hundred Eighty-one Thousand Seventeen Dollars (\$2,881,017.00) or so much thereof as may be necessary to perform the duties imposed upon the State Supreme Court or Court of Civil Appeals by law.

SECTION 11. For purposes of the recalculation of retirement benefits in Section 1 of Enrolled Senate Bill No. 472 of the 1st Session of the 46th Oklahoma Legislature, the actual dollar amount that represents any cost of living adjustments and other benefit increases received by the retired justice, judge or surviving spouse from the date of retirement to June 30, 1997, shall be added to the recalculated retirement amount. Further, the retirement benefit limitation of seventy percent (70%) shall be applied prior to the inclusion of any cost of living adjustment or other benefit increases added pursuant to this section. The provisions of this section shall not be codified in the Oklahoma Statutes.

SECTION 12. Appropriations made by this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 1998 (hereafter FY-98) or may be budgeted for the fiscal year ending June 30, 1999 (hereafter FY-99). Funds budgeted for FY-98 may be encumbered only through June 30, 1998, and must be expended by November 15, 1998. Any funds remaining after November 15, 1998, and not budgeted for FY-99, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-99 may be encumbered only through June 30, 1999. Any funds remaining after November 15, 1999, 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-98, and not required to pay obligations for that fiscal year, may be budgeted for FY-99 after the agency to which the funds have been appropriated has prepared and submitted a budgeted work program removing these funds from the FY-98 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, 1997.