

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

CONFERENCE COMMITTEE SUBSTITUTE

FOR ENGROSSED

HOUSE BILL NO. 3010

By: Hamilton and Settle of  
the House

and

Haney and Hobson of the  
Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to economic development; making appropriations to the Oklahoma Department of Commerce; stating purposes; making a transfer; stating purpose; authorizing transfer of certain funds; specifying amounts and categories of expenditures; creating certain fund; providing for deposit of funds; providing for expenditure of funds; requiring certain expenditures and amounts; providing for expenditure for certain contract and responsibilities; specifying purposes; requiring certain audit; requiring certain cooperation by contractor; exempting certain contracts from Central Purchasing Act; providing for certain expenditure for contractual responsibilities of certain Authority; specifying purpose; requiring expenditure for micro-loan program; exempting contracts from the Central Purchasing Act; providing for distribution of certain funds to certain agencies; stating purpose; providing for formula; providing guidelines; authorizing matching contributions; requiring certain expenditure for Head Start programs; stating purposes; providing for contracts with Community Action Agencies; providing for terms of contracts; specifying certain allocations; requiring determination of formulas based on certain information; requiring expenditure for administration of contracts; defining duties; requiring contract with certain entity; defining purpose; exempting certain contracts from Central Purchasing Act; restricting execution of contracts; requiring audits; requiring expenditures for substate multicounty regional planning functions; requiring certain allocations; authorizing matching requirements; requiring establishment of eligibility criteria; defining purposes; providing for voting membership of certain boards; providing for expenditures for certain contractual responsibilities; providing duties of network; authorizing certain expenditures; requiring work budget program; specifying purposes; requiring reports, filings and audits; exempting certain contracts from Oklahoma Central Purchasing Act; designating the Oklahoma Department of Commerce as lead state agency for certain purposes; authorizing the establishment and administration of certain programs; providing for certain powers and duties related to such programs; requiring

budgets, work plans and audits; providing for expenditures for contracts related to the aging and elderly; setting certain conditions; exempting certain expenditures from the Central Purchasing Act; requiring transfer of certain funds; authorizing certain contracts; specifying conditions; authorizing solicitation for donations and matching funds; authorizing establishment of certain institute; stating purpose; providing for expenditures for certain purposes; requiring assistance to certain authorities; specifying purpose; specifying responsibilities; exempting certain expenditures from the Central Purchasing Act; providing for establishment of a training center; requiring certain expenditures for economic and community development and transportation services with certain designated entities; authorizing certain budgeting of certain funds; providing for duties and compensation of employees of Oklahoma Department of Commerce; limiting salary of the Executive Director; providing budgetary limits; specifying categories and amounts; authorizing receipt and disbursal of certain grants and reimbursements; requiring budgeting of funds; amending Section 31, Chapter 308, O.S.L. 1997; providing for expenditures for certain purposes; making an appropriation to the Oklahoma Center for the Advancement of Science and Technology; stating purpose; providing for duties and compensation of employees; limiting salary of the Director; providing budgetary limitations; requiring certain deposits; authorizing budgeting of certain appropriations; providing lapse date; and providing an effective date.

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

DEPARTMENT OF COMMERCE

SECTION 1. There is hereby appropriated to the Department of Commerce from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1999, the sum of Two Million Two Hundred Sixty-nine Thousand Four Hundred Sixty-five Dollars (\$2,269,465.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Commerce by law.

SECTION 2. There is hereby appropriated to the Department of Commerce from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1999, the sum of Six Hundred Eighty-eight Thousand One Hundred Twenty Dollars (\$688,120.00) or so much thereof as may be necessary for contractual responsibilities with the Kiamichi

Economic Development District for the purpose of promoting economic and community development, transportation services and quality of life in Oklahoma communities. Funds expended for the programs shall be exempt from the requirements of the Central Purchasing Act.

SECTION 3. There is hereby appropriated to the Department of Commerce from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1999, the sum of One Hundred Eighteen Thousand Five Hundred Ninety-three Dollars (\$118,593.00) or so much thereof as may be necessary for the purpose of replacing indirect administrative monies associated with the transfer of the federal HOME program to the Oklahoma Housing Finance Agency and to perform the duties imposed upon the Department of Commerce by law.

SECTION 4. There is hereby appropriated to the Department of Commerce from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1999, the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00) or so much thereof as may be necessary for the purpose of providing additional monies to the Head Start program.

SECTION 5. There is hereby appropriated to the Department of Commerce from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1999, the sum of Three Hundred Thirty Thousand Dollars (\$330,000.00) or so much thereof as may be necessary for the purpose of providing monies to Rural Enterprises, Inc., for international trade, Federal Small Business Administration Micro-Loan Match and for the Southeastern Oklahoma State University Statewide Small Business Development Centers.

SECTION 6. There is hereby appropriated to the Department of Commerce from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1999, the sum of Two Hundred Seventy-five Thousand Dollars (\$275,000.00) or so much thereof as may be necessary to

implement the Master Business License Act and to perform the duties imposed upon the Department of Commerce by law.

SECTION 7. TRANSFER The Director of State Finance, on the effective date of this act, shall transfer the sum of Two Hundred Seventeen Thousand Five Hundred Dollars (\$217,500.00) of the amount of One Million Eight Hundred Six Thousand Three Hundred Ninety-five Dollars (\$1,806,395.00) originally appropriated to the Department of Commerce by Section 1, Chapter 308, O.S.L. 1997, from any monies in the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1998, not otherwise appropriated, for duties imposed upon the Department of Commerce by law, to the Special Cash Fund of the State Treasury.

SECTION 8. TRANSFER The Director of State Finance, on the effective date of this act, shall transfer the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00) of the funds appropriated to the Department of Commerce by Section 90 of Enrolled House Bill No. 3050 of the 2nd Session of the 46th Oklahoma Legislature, to the Native American Cultural and Educational Authority Fund.

SECTION 9. From all appropriations to the Department of Commerce for the fiscal year ending June 30, 1999, the following amounts shall be expended, subject to availability of funds, in the following categories:

Community Action Agencies:	\$4,317,078.00
Action, Inc.	
Big Five Community Services, Inc.	
Community Action Agency of Oklahoma City and Oklahoma/Canadian Counties, Inc.	
Community Development Support Association	
Cookson Hills Community Action Foundation	
Deep Fork Community Action Foundation	
Delta Community Action Foundation	

Great Plains Improvement Foundation

INCA Community Services, Inc.

KiBois Community Action Foundation

Little Dixie Community Action  
Agency

Muskogee County Community Services  
Program

Northeast Oklahoma Community Action  
Agency

Opportunities, Inc.

Rural Enterprises Community Action  
Program

Southwest Oklahoma Community Action  
Group

Tulsa Community Action Agency

United Community Action Program

Wa-Ro-Ma Tri-County Community  
Action Foundation, Inc.

Washington/Nowata Counties  
Community Action Foundation, Inc.

Washita Valley Community Action  
Council

Minority Business Development  
Program Revolving Fund \$219,011.00

Capital Improvement Program Revolving Fund \$145,000.00

Rural Enterprise Inc. \$191,282.00

Oklahoma Development Finance Authority/  
Rural Enterprises Inc. Micro-loan Program \$150,000.00

Rural Enterprises Inc./VANSAT Pilot Project \$40,000.00

Substate Planning Districts: \$470,258.00

Association of Central Oklahoma  
Governments

Association of South Central  
Oklahoma Governments

Central Oklahoma Economic  
Development District

Eastern Oklahoma Economic Development District	
Grand Gateway Economic Development Association	
Indian Nation Council of Governments	
Kiamichi Economic Development District of Oklahoma	
Northern Oklahoma Development Association	
Oklahoma Economic Development Association	
Southern Oklahoma Development Association	
South Western Oklahoma Development Authority	
Little Dixie Community Action Agency for the Statewide Youth Restitution Program	\$30,662.00
Community Development Centers Program Fund	\$131,406.00
Oklahoma Quality Awards Foundation	\$25,000.00
Southeastern Oklahoma State University for the Statewide Small Business Development Centers Program	\$722,030.00
Rural Economic and Community Development Programs-Kiamichi Economic Development District of Oklahoma	\$1,014,290.00
Native American Cultural and Educational Authority Fund	\$250,000.00
Vocational-Technical Education Dual Use Training Center	\$172,976.00
Central Oklahoma Economic Development District	\$180,000.00
Eastern Oklahoma Economic Development District	\$593,000.00
Association of South Central Oklahoma Governments	\$220,000.00

Grand Gateway Economic Development Association	\$444,336.00
Southern Oklahoma Development Association	\$327,037.00
Indian Nations Council of Governments	\$185,000.00
Northern Oklahoma Development Association	\$72,500.00
Association of Central Oklahoma Governments	\$226,000.00
South Western Oklahoma Development Authority	\$150,000.00

SECTION 10. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with Rural Enterprises, Inc. for the purpose of providing financial and technical assistance for economic development to area businesses and to establish a VANSAT pilot project. The contractor shall cooperate with the Oklahoma Department of Commerce to assist in business financing, assist expansions of existing industry and home-based businesses. The contractor shall submit an annual audit as required by the Oklahoma Department of Commerce. For the fiscal year ending June 30, 1999, any contracts authorized under this appropriation shall be exempt from the Central Purchasing Act.

SECTION 11. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with the Oklahoma Development Finance Authority. The Oklahoma Development Finance Authority shall expend the funds to accomplish contractual responsibilities with Rural Enterprises, Inc., for the purpose of matching federal funds available through the United States Small Business Administration for micro-loans to Oklahoma small businesses. For the fiscal year ending June 30, 1999, any contracts authorized under this section shall be exempt from the requirements of the Central Purchasing Act.

SECTION 12. The Oklahoma Department of Commerce shall enter into contracts to distribute Seven Hundred Fifty-seven Thousand One Hundred Sixty-four Dollars (\$757,164.00) of the amount allocated to all Community Action Agencies listed in this act for the purpose of general missions of the agencies. Such distribution shall be based on a formula developed from historical

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data such as poverty population, number of elderly poor and size of geographic service area.

The Department may require the agencies which receive said funds to provide a thirty percent (30%) matching share in cash or in-kind contributions, or both such cash and in-kind contributions.

SECTION 13. The Oklahoma Department of Commerce shall expend Three Million Five Hundred Fifty-nine Thousand Nine Hundred Fourteen Dollars (\$3,559,914.00) of the amount allocated to Community Action Agencies in this act, or so much thereof as may be necessary, for the purpose of improving Head Start programs and expanding Head Start enrollment. Of said amount:

1. Three Million Three Hundred Sixteen Thousand Nine Hundred Eighteen Dollars (\$3,316,918.00) shall be distributed through contracts with Community Action Agencies that operate or sponsor federally funded Head Start programs. Contracts shall require eligible Community Action Agencies to expand Head Start services and enrollment, offer family services and develop early intervention strategies for juvenile delinquency prevention. Distribution of funds shall be based on a formula developed from historical data on poverty population and criteria used by the U.S. Department of Health and Human Services in the distribution of federal funds appropriated for the Head Start Program;

2. Five percent (5%) of the total Head Start allocation, or so much thereof as may be necessary, shall be expended by the Oklahoma Department of Commerce for the purpose of administering Head Start contracts provided herein. Such duties of the Department shall include establishing performance criteria, reviewing programs for effectiveness in accomplishing objectives of the federal Head Start Program, and monitoring compliance with contractual provisions; and

3. Sixty-five Thousand Dollars (\$65,000.00) shall be distributed through contract to the Oklahoma Association of Community Action Agencies, Inc., for the purpose of the Head Start Coordination Program and providing assessment, training and technical assistance to Head Start programs.

SECTION 14. For the fiscal year ending June 30, 1999, contracts with Community Action Agencies authorized by this act shall be exempt from the Central Purchasing Act. The Department shall not execute a contract with a Community Action Agency until the applicant submits, and the Department approves, a budget work program for expenditure of funds. Each contract shall require audits of expenditures, as provided in rules promulgated by the Department of Commerce.

SECTION 15. For the fiscal year ending June 30, 1999, the Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to perform the substate multicounty regional planning functions and responsibilities imposed upon the Department by law. Existing substate planning districts presently meeting requirements of the Oklahoma Department of Commerce pursuant to the provisions of this section shall be allocated the following amounts:

DISTRICT NUMBERS	AMOUNT
1 - Grand Gateway Economic Development Association (Craig, Delaware, Mayes, Nowata, Ottawa, Rogers and Washington Counties) \$ 42,000.00	
2 - Eastern Oklahoma Development District (Adair, Cherokee, McIntosh, Muskogee, Okmulgee, Sequoyah and Wagoner Counties) \$ 42,290.00	
3 - Kiamichi Economic Development District of Oklahoma (Choctaw, Haskell, Latimer, LeFlore, McCurtain, Pittsburg and Pushmataha Counties) \$ 41,750.00	
4 - Southern Oklahoma Development Association (Atoka, Bryan, Carter, Coal, Garvin, Johnston, Love, Marshall, Murray and Pontotoc Counties) \$ 42,000.00	
5 - Central Oklahoma Economic Development District (Hughes, Lincoln, Okfuskee, Pawnee, Payne, Pottawatomie and Seminole Counties) \$ 42,083.00	
6 - Indian Nations Council of Governments (Creek, Osage and Tulsa Counties) \$ 45,446.00	

- 7 - Northern Oklahoma Development Association (Alfalfa, Blaine, Garfield, Grant, Kay, Kingfisher, Major and Noble Counties) \$ 42,083.00
  - 8 - Association of Central Oklahoma Governments (Canadian, Cleveland, Logan and Oklahoma Counties) \$ 47,522.00
  - 9 - Association of South Central Oklahoma Governments (Caddo, Comanche, Cotton, Grady, Jefferson, McClain, Stephens and Tillman Counties) \$ 42,871.00
  - 10 - South Western Oklahoma Development Authority (Beckham, Custer, Greer, Harmon, Jackson, Kiowa, Roger Mills and Washita Counties) \$ 41,418.00
  - 11 - Oklahoma Economic Development Association (Beaver, Cimarron, Dewey, Ellis, Harper, Texas, Woods and Woodward Counties) \$ 40,795.00
- TOTAL \$470,258.00

The Department may require the agencies to which the Department grants appropriated funds to provide a thirty percent (30%) matching share in cash or in an in-kind contribution, or both such cash and in-kind contribution.

The Oklahoma Department of Commerce shall establish eligibility requirements for substate multicounty planning districts to receive grants from appropriations to the Oklahoma Department of Commerce. The primary purpose of the substate multicounty planning districts shall include but not be limited to the enhancement of planning and technical assistance to local governments in the areas of community development, infrastructure and environmental needs.

At least two-thirds (2/3) of the voting membership of the board of each substate planning district shall be composed of the elected officials of conservation districts, incorporated towns, cities, or counties within the planning jurisdiction, or the designees of said officials.

SECTION 16. The Oklahoma Department of Commerce may expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with Southeastern Oklahoma State University for its statewide Small

Business Development Centers Network, to be used in conjunction with receipted federal funds for the network. The network shall serve as a resource and advisor to the Department in its efforts to provide business counseling, more fully developed managerial skills, technology transfer, business-related educational materials and training services. The contractor shall submit an annual work budget program and quarterly expenditure reports. The contractor shall submit an annual audit as required by the Department of Commerce. Audit costs may be paid from allocated, appropriated funds.

SECTION 17. The Oklahoma Department of Commerce may expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with Little Dixie Community Action Agency, contractor, for the purpose of coordinating and operating a statewide juvenile restitution program and in order to provide state supplement to federal funds received to operate the program. The contractor shall submit an annual budget work program which must receive prior approval of the Department. The contractor shall submit monthly expenditures reports. The Department may disallow expenditures and withhold funds accordingly, if expenditure reports reflect noncompliance with the approved work budget program. The contractor must provide an annual audit, as directed by the Oklahoma Department of Commerce. Audit costs may be paid from allocated, appropriated funds. For the fiscal year ending June 30, 1999, any contracts authorized under this section shall be exempt from the Central Purchasing Act.

SECTION 18. For the fiscal year ending June 30, 1999, the Oklahoma Department of Commerce shall serve as the lead state agency in establishing a community development strategy and plan for the state. The Department shall have the authority to establish and administer community development programs such as certified community programs and community programs which enhance the quality of life in Oklahoma communities; the Department has the authority to administer such programs directly or by contract with qualified community development entities.

In establishing such programs, the Department shall determine needs, priorities or funding limits within the limits for such programs imposed by the Legislature. The Department may promulgate rules in accordance with the Administrative Procedures Act to clarify such programs.

The Department shall establish and develop or cause to be developed individual program budgets, work plans, and audits of each community development program established and administered. For the fiscal year ending June 30, 1999, any contract authorized under this section shall be exempt from the Central Purchasing Act.

SECTION 19. The Oklahoma Department of Commerce shall transfer the amount allocated in this act to the Community Development Centers Program Fund.

The Department may contract with communities or organizations for Community Development Centers activities only after:

1. An applicant has submitted an approved application;
2. An applicant has demonstrated through experience and managerial expertise capabilities of constructing or causing construction or renovation of facilities and management of community development facilities;
3. An applicant has demonstrated that it can provide financial management capacity and responsibility to manage a program for community development centers for the aging or elderly;
4. An applicant has demonstrated experience in establishing and managing programs to enhance the quality of life of the aging and elderly;
5. The Department of Commerce has developed, adopted and published additional criteria, ongoing programmatic guidance and definitions through rules;
6. A competitive bidding process has been conducted by the Department.

The Department may solicit donations, apply for federal grants or require matching funds to enhance the budget for the community development centers program. For the fiscal year ending June 30,

1999, funds expended for the program from the Community Development Centers Program Fund shall be exempt from the requirements of the Central Purchasing Act.

SECTION 20. The Oklahoma Department of Commerce is authorized to establish the Oklahoma Community Institute for Community Development. The purpose of the institute will be to: provide a one-stop resource/referral center for communities needing assistance; develop public policy recommendations that affect Oklahoma communities; and provide training and technical assistance for people who work in communities with an emphasis on local leadership development.

SECTION 21. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with the Kiamichi Economic Development District for the purposes of establishing and promoting economic and community development activities, improving transportation services and quality of life in Oklahoma communities. Funds expended for the programs shall be exempt from the requirement of the Central Purchasing Act.

SECTION 22. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to assist the Native American Cultural and Educational Authority as required by Section 5017 of Title 74 of the Oklahoma Statutes. The Oklahoma Department of Commerce shall assist the Native American Cultural and Educational Authority in fulfilling the responsibilities of the act. For fiscal year ending June 30, 1999, any contracts authorized under Section 1226 et seq. of Title 74 of the Oklahoma Statutes shall be exempt from the Central Purchasing Act.

SECTION 23. The Oklahoma Department of Commerce may expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with the Vocational-Technical Education Dual Use Training Center for the purpose of establishing a training center. Funds expended for the program shall be exempt from the requirements of the Central Purchasing Act.

SECTION 24. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with the Central Oklahoma Economic Development District for the purposes of promoting economic and community development in Oklahoma communities within its service area. Funds expended for the programs shall be exempt from the requirements of the Central Purchasing Act.

SECTION 25. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with the Eastern Oklahoma Development District for the purpose of assisting with operations promoting economic and community development and improving the transportation services in Oklahoma communities within its service area. Funds expended for the programs shall be exempt from the requirements of the Central Purchasing Act.

SECTION 26. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with Grand Gateway Economic Development Association for the purpose of promoting economic and community development, enhancing the quality of life, and improving transportation services in Oklahoma communities within its service area. Funds expended for the programs shall be exempt from the requirements of the Central Purchasing Act.

SECTION 27. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with the Association of South Central Oklahoma Governments for the purpose of promoting economic and community development in Oklahoma communities within its service area. Funds expended for the programs shall be exempt from the requirements of the Central Purchasing Act.

SECTION 28. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with the

Southern Oklahoma Development Association for the purpose of assisting with operations and promoting economic and community development and improving transportation services in Oklahoma communities within its service area. Funds expended for the programs shall be exempt from the requirements of the Central Purchasing Act.

SECTION 29. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with the Indian Nations Council of Governments for the purpose of promoting economic and community development and improving transportation services in Oklahoma communities within its service area. Funds expended for the programs shall be exempt from the requirements of the Central Purchasing Act.

SECTION 30. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with the Association of Central Oklahoma Governments for the purpose of promoting economic and community development in Oklahoma communities within its service area. Funds expended for the programs shall be exempt from the requirements of the Central Purchasing Act.

SECTION 31. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with the South Western Oklahoma Development Authority for the purposes of promoting economic and community development in Oklahoma communities within its service area. Funds expended for the programs shall be exempt from the requirements of the Central Purchasing Act.

SECTION 32. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with the Northern Oklahoma Development Association for the purpose of promoting economic and community development and improving transportation services in Oklahoma communities within its service

area. Funds expended for the programs shall be exempt from the requirements of the Central Purchasing Act.

SECTION 33. Funds appropriated to the Oklahoma Department of Commerce by Section 57, Chapter 60, O.S.L. 1997, less the amounts transferred pursuant to this act, and by Section 1, Chapter 308, O.S.L. 1997, may be budgeted and expended for the fiscal year ending June 30, 1999, and may be budgeted and expended for the general operating expenses of the Oklahoma Department of Commerce regardless of the purpose for which the funds were appropriated and budgeted by the agency for the fiscal year ending June 30, 1998.

SECTION 34. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Department of Commerce by law shall be set by the Executive Director. The salary of the Executive Director shall not exceed One Hundred Three Thousand Six Hundred Sixty Dollars (\$103,660.00) per annum, payable monthly for the fiscal year ending June 30, 1999. The Oklahoma Department of Commerce for the fiscal year ending June 30, 1999, 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 Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	185.0
Lease-Purchase Agreements	\$0.00

SECTION 35. All funds appropriated to the Oklahoma Department of Commerce for the fiscal year ending June 30, 1999, 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. The Department is hereby authorized to collect, receive, and use any and all grants or reimbursements made available to it through any agency or instrumentality of the federal government. Such funds shall be deposited in the State Treasury and disbursed in accordance with agreements between the Department and applicable federal agencies or instrumentalities.

SECTION 36. For the fiscal year ending June 30, 1999, the Department of Commerce shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Develop and Improve Capacity of Local Economies	\$7,544,459.00	\$63,071,103.00
Fueling Business Growth and Development	2,611,079.00	2,988,552.00
Operational Support	3,728,235.00	5,005,740.00
Pass-Through Funds	5,951,643.00	10,581,772.00
Recruiting and Expanding Investments and Jobs	<u>2,187,243.00</u>	<u>2,599,822.00</u>
TOTAL	\$22,022,659.00	\$84,246,989.00

SECTION 37. AMENDATORY Section 31, Chapter 308, O.S.L. 1997, is amended to read as follows:

Section 31. The Oklahoma Department of Commerce shall expend the amount allocated in this act, or so much thereof as may be necessary, to accomplish contractual responsibilities with Big Five Community Services, Inc., for the purposes of ~~improving Head Start services~~ promoting economic and community development in Oklahoma communities within its service area. Funds expended for the programs shall be exempt from the requirements of the Central Purchasing Act, ~~Section 85.1 et seq. of Title 74 of the Oklahoma Statutes.~~

OKLAHOMA CENTER FOR THE ADVANCEMENT OF SCIENCE AND TECHNOLOGY

SECTION 38. There is hereby appropriated to the Oklahoma Center for the Advancement of Science and Technology from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1999, the sum of Two Million Six Hundred Eighty-nine Thousand Two Hundred Sixty Dollars (\$2,689,260.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Center for the Advancement of Science and Technology by law.

SECTION 39. For the fiscal year ending June 30, 1999, the Oklahoma Center for the Advancement of Science and Technology shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Research and Development	\$ 6,786,436.00	\$14,910,436.00
Technology Transfer	4,498,158.00	5,714,540.00
Administration	463,938.00	516,182.00
Breast Cancer	<u>0.00</u>	<u>135,000.00</u>
TOTAL	\$11,748,532.00	\$21,276,158.00

SECTION 40. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Center for the Advancement of Science and Technology by law shall be set by the Oklahoma Center for the Advancement of Science and Technology. The salary of the Director shall not exceed Seventy-three Thousand Three Hundred Eighty Dollars (\$73,380.00) per annum, payable monthly for the fiscal year ending June 30, 1999. The Oklahoma Center for the Advancement of Science and Technology for the fiscal year ending June 30, 1999, shall be subject to the following budgetary limitation 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	24.0

From the monies appropriated to the Oklahoma Center for the Advancement of Science and Technology by Section 20 of Enrolled House Bill No. 3050 of the 2nd Session of the 46th Oklahoma Legislature and to the Oklahoma Center for the Advancement of Science and Technology by this act, the sum of Eleven Million Two Hundred Eighty-four Thousand Five Hundred Ninety-four Dollars (\$11,284,594.00) shall be deposited into the Research Support Revolving Fund created pursuant to Section 5060.11 of Title 74 of the Oklahoma Statutes.

SECTION 41. Appropriations made by this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 1999 (hereafter FY-99) or may be budgeted for the fiscal year ending June 30, 2000 (hereafter FY-00). Funds budgeted for FY-99 may be encumbered only through June 30, 1999, and must be expended by November 15, 1999. Any

funds remaining after November 15, 1999, and not budgeted for FY-00, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-00 may be encumbered only through June 30, 2000. Any funds remaining after November 15, 2000, 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-99, and not required to pay obligations for that fiscal year, may be budgeted for FY-00, 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-99 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 42. This act shall become effective September 1, 1998.

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