STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 1861

By: Hamilton and Settle of the House

and

Haney and Hobson of the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to cultural development entities; making an appropriation to the Oklahoma Arts Council; stating purpose; requiring expenditures of certain funds in certain categories and amounts; providing for duties and compensation of employees; limiting the salary of the Chief Administrative Officer; providing budgetary limitations; making appropriations to the Oklahoma Tourism and Recreation Department; stating purposes; reappropriating and continuing certain funds to the Oklahoma Tourism and Recreation Department; stating purposes; requiring expenditures of certain funds in certain categories and amounts; providing for duties and compensation of employees; providing budgetary limitations; making filling of certain position contingent on certain funds; stating maximum compensation for certain unclassified employee positions; prohibiting the closing of state parks without legislative approval; providing

exception; authorizing the establishment of certain internship program in the area of tourism management; making an appropriation to the Oklahoma Educational Television Authority; stating purpose; requiring expenditures of certain funds in certain categories and amounts; providing for duties and compensation of employees; limiting the salary of the Director; providing budgetary limitations; prohibiting certain budgeting of funds; authorizing budgeting of certain funds under certain conditions; providing lapse dates; and providing an effective date.

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

OKLAHOMA ARTS COUNCIL

SECTION 1. There is hereby appropriated to the Oklahoma Arts Council, 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 Four Hundred Fifty-two Thousand Two Hundred Ninety-five Dollars ($452,295.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Arts Council by law.

SECTION 2. For the fiscal year ending June 30, 1998, the Oklahoma Arts Council shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Public/Private Partnerships for Community Programs	$3,130,740.00	$4,000,000.00
Learning and the Arts	357,592.00	1,200,000.00
TOTAL	$3,488,332.00	$5,200,000.00

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Arts Council by law shall be set by the Council. The salary of the Chief Administrative Officer shall not exceed Forty-eight Thousand Two Hundred Seven Dollars ($48,207.00) per annum, payable monthly for the fiscal year ending June 30, 1998. The Oklahoma Arts Council for the fiscal year ending June 30, 1998, 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:

Budgetary Limitation	Amount
Full-time-equivalent Employees	16.0
Lease-Purchase Agreements	$4,000.00

OKLAHOMA TOURISM AND RECREATION DEPARTMENT

SECTION 4. 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, 1998, the sum of Five Hundred Eighty-eight Thousand Dollars ($588,000.00) or so much thereof as may be necessary for tourism infrastructure.

SECTION 5. 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, 1998, the sum of Sixty Thousand Seven Hundred Twenty-three Dollars ($60,723.00) or so much thereof as may be necessary for land and water matching funds.

SECTION 6. 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, 1998, the sum of Two Hundred Fifty Thousand Dollars ($250,000.00) or so much thereof as may be necessary for the multicounty tourism promotion match program.

SECTION 7. 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, 1998, the sum of Three Hundred Thirty-five Thousand Dollars ($335,000.00) or so much thereof as may be necessary for the operation, maintenance, and construction of Welcome Centers. The Oklahoma Tourism and Recreation Department may use the funds appropriated in this section for the purpose of granting to private not-for-profit entity or entities monies to develop and construct a tourism information facility or facilities in accordance with the administrative rules promulgated by the Department for local project grants.

SECTION 8. 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, 1998, the sum of Seventy-five Thousand Dollars ($75,000.00) or so much thereof as may be necessary for the Oklahoma Film Office.

SECTION 9. 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, 1998, the sum of Twenty-five Thousand Dollars ($25,000.00) or so much thereof as may be necessary for the Scenic Rivers Commission.

SECTION 10. REAPPROPRIATION The sum of Three Hundred Fifty Thousand Three Hundred Thirty Dollars ($350,330.00) of the original appropriation of Five Hundred Thousand Dollars ($500,000.00) appropriated to the Oklahoma Tourism and Recreation Department by Section 32, Chapter 312, O.S.L. 1985, from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1985, 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, and continued and reappropriated by Section 4, Chapter 264, O.S.L. 1995, 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 11. REAPPROPRIATION AND REDESIGNATION The sum of One Hundred One Thousand Dollars ($101,000.00) of the original appropriation of Three Hundred Fifty Thousand Dollars ($350,000.00) appropriated to the Oklahoma Tourism and Recreation Department by Section 8, Chapter 279, O.S.L. 1996, from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1995, for the operation, maintenance and construction of Welcome Centers, is hereby reappropriated and redesignated to the Oklahoma Tourism and Recreation Department for the purpose of granting to private not-for-profit entity or entities monies to develop and construct a tourism information facility or facilities in accordance with the administrative rules promulgated by the Department for local project grants.

SECTION 12. REAPPROPRIATION The sum of Two Hundred Forty-nine Thousand Dollars ($249,000.00) of the original appropriation of Three Hundred Fifty Thousand Dollars ($350,000.00) appropriated to the Oklahoma Tourism and Recreation Department by

Section 8, Chapter 279, O.S.L. 1996, from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1995, for the operation, maintenance and construction of Welcome Centers, is hereby continued and reappropriated for the original purpose, as adjusted by transfer, less any amount that has been expended upon the effective date of this act.

SECTION 13. For the fiscal year ending June 30, 1998, the Oklahoma Tourism and Recreation Department shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administration	$ 2,501,010.00	$ 2,750,510.00
Division of State Parks	13,744,969.00	22,423,269.00
Golf Courses	640,968.00	5,652,755.00
Division of Planning and Development	917,795.00	1,730,295.00
Division of State Resorts	1,842,053.00	12,123,770.00
Division of Travel and Tourism	2,173,200.00	6,703,778.00
Film Office	206,212.00	226,962.00
Division of Human Resources	460,404.00	470,404.00
Welcome Centers	1,410,363.00	1,472,363.00
Oklahoma Today Magazine	239,374.00	1,349,374.00
Multicounty Organizations	997,288.00	1,022,288.00
Scenic Rivers Commission	352,818.00	499,818.00
TRIP	200,000.00	850,000.00
Tsa-La-Gi "Theme" Park	37,575.00	37,575.00
National Indian Arts and Crafts Promotion	30,000.00	30,000.00
Summer Arts Institute	39,600.00	39,600.00
Western Plains Indian Promotion	44,000.00	44,000.00

Jazz Hall of Fame	125,000.00	125,000.00
Shakespearean Festival	30,000.00	30,000.00
TOTAL	$25,992,629.00	$57,581,761.00

SECTION 14. 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, 1998, 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:

Budgetary Limitation	Amount
Average Number of Full-time-equivalent Employees, Excluding Seasonal Employees and Project Labor	775.0
Lease-Purchase Agreements	$1,863,011.00

SECTION 15. Of the seven hundred seventy-five (775.0) full-time-equivalent employee positions authorized in Section 14 of this act, one (1.0) full-time-equivalent employee position shall be filled contingent upon receipt of federal funds for the purposes set forth in Section 1461 of Title 82 of the Oklahoma Statutes which establishes the Scenic Rivers Commission.

SECTION 16. 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 year ending June 30, 1998, shall be subject to the following maximum salaries paid per annum:

Position	Maximum
Executive Director	$65,442.00
Executive Assistant	$47,316.00
Deputy Director	$55,991.00
Administrative Services	

Division Director	$53,891.00
Administrative Services Division	
Assistant Director	$44,442.00
Park Division Director	$53,891.00
Park Division Assistant Directors	$44,442.00
Travel and Tourism Division Director	$53,891.00
Travel and Tourism Division	
Assistant Director	$44,442.00
Resort Division Director	$53,891.00
Resort Division Assistant Director	$44,442.00
Oklahoma Today Magazine Division	
Director	$53,891.00
Oklahoma Today Magazine Division	
Assistant Director	$44,442.00
Planning and Development Division	
Director	$53,891.00
Planning and Development Division	
Assistant Director	$44,442.00
Human Resources Division Director	$53,891.00
Human Resources Division Assistant	
Director	$44,442.00
Film Office Division Director	$39,654.00
Film Office Division Assistant Director	$27,906.00
Golf Division Director	$41,205.00

SECTION 17. 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 18. 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.

OKLAHOMA EDUCATIONAL TELEVISION AUTHORITY

SECTION 19. There is hereby appropriated to the Oklahoma Educational Television Authority, 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 Seven Hundred Thirty-five Thousand Six Hundred Dollars ($735,600.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Educational Television Authority by law.

SECTION 20. For the fiscal year ending June 30, 1998, the Oklahoma Educational Television Authority shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Programming	$1,036,138.00	$1,124,678.00
Technical Services	1,713,200.00	2,368,293.00
Administration	504,623.00	685,514.00
TOTAL	$3,253,961.00	$4,178,485.00

SECTION 21. 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-five Thousand One Hundred Sixteen Dollars ($55,116.00) per annum, payable monthly for the fiscal year ending June 30, 1998. The Oklahoma Educational Television Authority for the fiscal year ending June 30, 1998, 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:

Budgetary Limitation	Amount
Full-time-equivalent Employees	78.0

Lease-Purchase Agreements $0.00

SECTION 22. Appropriations made by this act to agencies for the operations of state government 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 agencies have prepared and submitted a budget work program revision removing these funds from the FY-98 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 23. This act shall become effective September 1, 1997.

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