

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

2ND CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 3017

By: Hamilton and Settle of the
House

and

Haney and Hobson of the
Senate

2ND CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to state revenue administration

entities; making appropriations to the State Auditor and Inspector; stating purposes; providing for duties and compensation of employees; providing for budgetary and category limitations; making an appropriation to the Rural Economic Action Plan Fund of the State Treasury; stating purpose; making appropriations to the Office of State Finance; stating purposes; making appropriations to the Oklahoma Tax Commission; stating purposes; providing for the transfer of certain funds from the Ad Valorem Reimbursement Fund to the Fund for Reimbursement of Counties; providing for duties and compensation of employees; providing for budgetary and category limitations; making an appropriation to the Office of the State Treasurer; stating purpose; directing State Treasurer to modify

certain deposit procedures; providing for duties and compensation of employees; providing for budgetary and category limitations; providing lapse dates; and providing an effective date.

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

STATE AUDITOR AND INSPECTOR

SECTION 1. There is hereby appropriated to the Office of the State Auditor and Inspector 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 Eight Thousand Eight Hundred Ninety Dollars (\$608,890.00), or so much thereof as may be necessary to perform the duties imposed upon the Office of the State Auditor and Inspector by law.

SECTION 2. There is hereby appropriated to the Office of the State Auditor and Inspector 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 Sixty-one Thousand Dollars (\$61,000.00), or so much thereof as may be necessary to perform the duties imposed upon the Commission on County Government Personnel Education and Training. The appropriation made in this section shall be expended exclusively for the purpose so stated and shall not be transferable.

SECTION 3. There is hereby appropriated to the Office of the State Auditor and Inspector 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 Twenty-eight Thousand Dollars (\$228,000.00), or so much thereof as may be necessary for distribution to the State Association which represents

the County Commissioners of Oklahoma, ACCO, for the development of circuit engineering districts.

SECTION 4. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Office of the State Auditor and Inspector by law shall be set by the State Auditor and Inspector. The Office of the State Auditor and Inspector for the fiscal year ending June 30, 1999, 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:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	169.0

SECTION 5. For the fiscal year ending June 30, 1999, the Office of the State Auditor and Inspector shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration/Data		
Processing	\$2,427,858.00	\$ 2,827,858.00
Abstractor Registration	120,000.00	220,000.00
Commission on County		
Government	444,591.00	444,591.00
County Audits	1,250,000.00	2,250,000.00
State Audits	900,000.00	3,300,000.00
Special Audits	250,000.00	850,000.00
Pension Commission	0.00	200,000.00
Circuit Engineering Districts	<u>228,000.00</u>	<u>228,000.00</u>
TOTAL	\$5,620,449.00	\$10,320,449.00

SECTION 6. There is hereby appropriated to the Rural Economic Action Plan Fund of the State Treasury 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 Million Dollars (\$3,000,000.00), or so much thereof as may be necessary to implement the provisions of Section 2004 of Title 62 of the Oklahoma Statutes.

OFFICE OF STATE FINANCE

SECTION 7. There is hereby appropriated to the Office of State Finance from monies not otherwise appropriated from the Special Cash Fund of the State Treasury the sum of Eleven Thousand Dollars (\$11,000.00), or so much thereof as may be necessary for the following purposes:

Expenses of personal services, office expense, supplies, materials, travel and other necessary expenses incurred by the Lieutenant Governor-elect, if not incumbent, in the performance of his or her duties prior to taking office and in preparation for assuming the duties of office.

SECTION 8. There is hereby appropriated to the Office of State Finance 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 Ninety-two Thousand One Hundred Twenty Dollars (\$192,120.00), or so much thereof as may be necessary to perform the duties imposed upon the Office of State Finance by law.

OKLAHOMA TAX COMMISSION

SECTION 9. There is hereby appropriated to the Oklahoma Tax Commission 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 Million Eight Hundred Thirty-four Thousand Seven Hundred Seventy-eight Dollars (\$1,834,778.00), or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Tax Commission by law.

SECTION 10. There is hereby appropriated to the Oklahoma Tax Commission 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 Five Hundred Thirty-eight Thousand Four Hundred Fifty-six Dollars (\$538,456.00), or so much thereof as may be necessary to implement a business registration compliance project.

SECTION 11. In the event monies apportioned to the Ad Valorem Reimbursement Fund exceed the amount necessary to pay all claims approved for reimbursement, the Director of State Finance shall transfer from monies remaining in the Ad Valorem Reimbursement Fund after such reimbursements have been approved to the Fund for the Reimbursement of Counties, the amount necessary for payment of claims approved on or before June 15, 1998, pursuant to Section 192.1 of Title 62 of the Oklahoma Statutes, to pay claims for the fiscal year ending June 30, 1998. The amount transferred pursuant to the provisions of this section shall not exceed Five Million Dollars (\$5,000,000.00).

SECTION 12. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Tax Commission by law shall be set by the Oklahoma Tax Commission. The Oklahoma Tax Commission for the fiscal year ending June 30, 1999, 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:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	1,304.0
Lease-Purchase Agreements	\$500,000.00

SECTION 13. For the fiscal year ending June 30, 1999, the Oklahoma Tax Commission shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
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Headquarters/Administration	\$ 1,758,978.00	\$ 2,300,000.00
Central Processing	5,587,360.00	8,200,000.00
Taxpayer Services	5,315,767.00	8,700,000.00
Tax Administration	928,776.00	1,400,000.00
Audit Services	7,446,173.00	15,600,000.00
Collections	4,966,617.00	8,200,000.00
Legal Services	2,198,980.00	2,700,000.00
Motor Vehicle	7,882,089.00	9,500,000.00
Ad Valorem Programs	2,030,461.00	24,600,000.00
Management Services	<u>9,639,928.00</u>	<u>14,700,000.00</u>
TOTAL	\$47,755,129.00	\$95,900,000.00

STATE TREASURER

SECTION 14. There is hereby appropriated to the Office of the State Treasurer 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 Five Thousand Four Hundred Five Dollars (\$105,405.00) or so much thereof as may be necessary to perform the duties imposed upon the Office of the State Treasurer by law.

SECTION 15. The Treasurer shall make use of technological changes to improve and modernize the state's system of processing deposits made to the state's accounts in outlying banks. In determining which changes are appropriate, the Treasurer, at his or her discretion, can give appropriate consideration to any resulting impact on bank service fees, administrative costs, and investment earnings.

SECTION 16. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Office of the State Treasurer by law shall be set by the Office of the State Treasurer. The Office of the State Treasurer for the fiscal year ending June 30, 1999, 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:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	73.5
Lease-Purchase Agreements	\$100,000.00

SECTION 17. For the fiscal year ending June 30, 1999, the Office of the State Treasurer shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$ 799,163.00	\$ 883,163.00
Data Processing	1,085,250.00	1,303,688.00
Banking Services	1,762,641.00	1,786,641.00
Comptroller/Investment Services	788,004.00	788,004.00
State Land Reimbursements	<u>97,500.00</u>	<u>97,500.00</u>
TOTAL	\$4,532,558.00	\$4,858,996.00

SECTION 18. 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 funds have been appropriated has prepared and submitted a budgeted 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 19. This act shall become effective September 1, 1998.

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