STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL NO. 100

By: Haney and Hobson of the Senate

and

Hamilton and Settle of the House

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to the regulation of energy production and distribution; making appropriation to the Corporation Commission; stating purpose; establishing salary maximums for certain unclassified positions; directing certain expenditure of money; providing for duties and compensation of employees; specifying certain budget category limitations; providing certain exclusions; making continuation of employment of certain employees contingent on certain funding; limiting certain expenditures; requiring an audit of budget categories; authorizing and providing budgeting of certain monies; providing budgetary limitations; providing for duties and compensation of employees of the Oklahoma Liquefied Petroleum Gas Board; limiting the salary of the Administrator; authorizing and providing budgeting of certain monies; providing lapse dates; providing an effective date; and declaring an emergency.

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

CORPORATION COMMISSION

SECTION 1. There is hereby appropriated to the Corporation Commission 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 Million Twenty-five Thousand Five Hundred Twenty Dollars ($4,025,520.00) or so much thereof as may be necessary for operations of the Oil and Gas Conservation Division.

SECTION 2. There is hereby appropriated to the Oklahoma Corporation Commission 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 Six Hundred Thirty-one Thousand Sixty-four Dollars ($631,064.00) or so much thereof as may be necessary for field operations of the Oil and Gas Conservation Division.

SECTION 3. The authorized number and maximum annual salary, payable monthly, for the unclassified employee positions specified in this section utilized in the operation of the Corporation Commission shall not exceed the numbers and salary maximums set forth in this section. The amounts listed do not constitute an appropriation but are listed to establish salary maximums only for the fiscal year ending June 30, 1998.

Title	Number Authorized	Maximum Salary
General Administrator	1	$72,000.00
Administrative Aide	3	$41,020.00
Senior Rate Analyst	1	$45,585.00
Director, Data Processing	1	$58,084.00

SECTION 4. One Hundred Twenty Thousand Dollars ($120,000.00) shall be spent by the Corporation Commission to implement the provisions of Section 40.1 of Title 17 of the Oklahoma Statutes from any monies available.

SECTION 5. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Corporation Commission by law shall be set by the Commission. The Corporation Commission shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding direct expenditures for well plugging as authorized in Section 310 of Title 52 of the Oklahoma Statutes, pit closure as authorized in Section 140 of Title 52 of the Oklahoma Statutes, and remediation of sites as authorized in Section 353 of Title 17 of the Oklahoma Statutes, and 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	453.0

Lease-Purchase Agreements	$250,000.00

SECTION 6. For the fiscal year ending June 30, 1998, the Corporation Commission shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administration	$2,166,627.00	$ 6,027,829.00
Consumer Services	437,010.00	850,841.00
Indemnity Fund	0.00	1,966,095.00
Oil and Gas Conservation Division	5,086,584.00	9,668,146.00
Office of Administrative Proceedings	544,687.00	1,792,758.00
Public Utility Division	0.00	4,350,096.00
Office of General Counsel	444,957.00	1,692,395.00
Transportation Division	0.00	2,475,994.00
Fuel Division	986,355.00	2,943,939.00
TOTAL	$9,666,220.00	$31,768,093.00

SECTION 7. The continuation of full-time-equivalent employees hired pursuant to Sections 360 and 361 of Title 17 of the Oklahoma Statutes shall be contingent upon sufficient funding of the Oklahoma Petroleum Storage Tank Release Indemnity Program.

SECTION 8. Of the four hundred fifty-three (453.0) full-time-equivalent employees authorized in Section 5 of this act, fourteen (14.0) shall perform duties in accordance with the Underground Injection Control Program, five (5.0) shall perform duties in accordance with the Underground Storage Tank Program, and two (2.0) shall perform duties in accordance with the Leaking Underground Storage Tank Program. The continuation of these full-time-equivalent employees is contingent upon sufficient federal funding to support them.

SECTION 9. Pursuant to subsection F of Section 180.11 of Title 17 of the Oklahoma Statutes, the Corporation Commission shall assess no more than Four Million Ninety-six Dollars ($4,000,096.00) for costs of the Public Utility Division for the fiscal year ending June 30, 1998. From any amounts collected pursuant to subsection F of Section 180.11 of Title 17 of the

Oklahoma Statutes, the Corporation Commission shall expend no more than Four Million Three Hundred Fifty Thousand Ninety-six Dollars ($4,350,096.00) for the costs of the Public Utility Division for the fiscal year ending June 30, 1998. Of the funds expended, it is the intent of the Legislature that Two Hundred Fifty Thousand Dollars ($250,000.00) be used to fund the Public Utility Division portion of the Consumer Services Division. For purposes of this section, the expenditure limit created pursuant to this section shall not be considered the assessment level of the Public Utilities Division.

SECTION 10. A financial audit shall be conducted by the State Auditor and Inspector of the budget categories and amounts listed in Section 6 of this act for compliance with legislative intent. The Corporation Commission shall submit the audit report to the President Pro Tempore of the Senate and the Speaker of the House of Representatives detailing the disbursements of the budget categories on December 1, 1998.

OKLAHOMA LIQUEFIED PETROLEUM GAS BOARD

SECTION 11. For the fiscal year ending June 30, 1998, the Oklahoma Liquefied Petroleum Gas Board shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administration	$161,076.00	$161,076.00
Inspections	244,514.00	244,514.00
TOTAL	$405,590.00	$405,590.00

SECTION 12. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Liquefied Petroleum Gas Board by law shall be set by the Administrator. The salary of the Administrator shall not exceed Forty Thousand Nine Hundred Nineteen Dollars ($40,919.00) per annum, payable monthly for the fiscal year ending June 30, 1998. The Oklahoma Liquefied Petroleum Gas Board, 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
Full-time-equivalent Employees	10.0
Lease-Purchase Agreements	$0.00

SECTION 13. Appropriations made by this act 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 14. This act shall become effective September 1, 1997.

SECTION 15. 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.

46-1-1469 SDB