STATE OF OKLAHOMA

2nd Session of the 47th Legislature (2000)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 2258

By: Settle and Begley of the House

and

Haney and Hobson of the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to transportation funding; providing for transfer of certain funds; requiring certain funds to be used for specified purposes; specifying budgeting categories and amounts; providing for duties and compensation of employees; setting maximum salary of the Director; providing budgetary limitations; stating full-time-equivalent employee limitation; establishing Oklahoma Space Industry Development Authority Revolving Fund; stating what monies shall be in Fund; stating allowable expenditures for the Fund; authorizing the Department of Transportation to match certain federal funds and coordinate with the Department of Civil Emergency Management for expenditure; authorizing expenditure of funds in conjunction or cooperation with federal agencies or institutions; making certain appropriations nonfiscal; providing lapse dates; requiring certain budget procedures; prohibiting certain budget procedures; providing for codification; providing effective date; and declaring an emergency.

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

SECTION 1. There is hereby appropriated to the Department of Transportation from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2001, the sum of Ten Million Five Hundred Forty-one Thousand Six Hundred Sixty-four Dollars ($10,541,664.00) or so much thereof as may be necessary to perform the duties as set forth in Section 2002 of Title 69 of the Oklahoma Statutes. Said

appropriation shall be transferred to the State Highway Construction and Maintenance Fund.

SECTION 2. Of the amount appropriated in Section 142 of Enrolled House Bill No. 2260 of the 2nd Session of the 47th Oklahoma Legislature, the Department of Transportation shall expend the sum of Six Million Eight Hundred Forty-three Thousand Two Hundred Forty-seven Dollars ($6,843,247.00) to perform the duties as set forth in Section 2002 of Title 69 of the Oklahoma Statutes.

SECTION 3. Of the amount appropriated by Section 142 of Enrolled House Bill No. 2260 of the 2nd Session of the 47th Oklahoma Legislature, the sum of One Million Five Hundred Thousand Dollars ($1,500,000.00) is hereby transferred to the Public Transit Revolving Fund.

SECTION 4. The Department of Transportation shall expend from the funds dedicated to construction not less than Two Million Five Hundred Thousand Dollars ($2,500,000.00) for the construction of roads to existing industrial sites and roads for economic development purposes, and not less than Two Million Five Hundred Thousand Dollars ($2,500,000.00) for the construction, maintenance and repair of roads to historical sites and lake access roads.

SECTION 5. For the fiscal year ending June 30, 2001, the Department of Transportation shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administration	$13,321,286.00	$39,000,000.00
Operations	$100,000,000.00	$205,000,000.00
Engineering	$34,654,123.00	$75,000,000.00
Intermodal	0.00	$70,000,000.00
County Roads, Bridges and Equipment	0.00	$100,000,000.00
Industrial and Lake Access	$5,000,000.00	$15,000,000.00
Capital Improvement Program	$131,961,850.00	$450,000,000.00

State Aid Roads and Bridges	$5,000,000.00	$20,000,000.00
Federal Aid Roads and Bridges	$10,000,000.00	$375,000,000.00
Right-of-Way Acquisition	$10,000,000.00	$85,000,000.00
TOTAL	$309,937,259.00	$1,434,000,000.00

SECTION 6. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Transportation by law shall be set by the Director. The salary of the Director of the Department of Transportation shall not exceed Eighty-five Thousand Thirty-nine Dollars ($85,039.00) per annum, payable monthly for the months of July, August and September 2000. Effective October 1, 2000, the salary of the Director of the Department of Transportation shall not exceed Eighty-seven Thousand Thirty-nine Dollars ($87,039.00) per annum, payable monthly for the remainder of the fiscal year ending June 30, 2001. The Department of Transportation for the fiscal year ending June 30, 2001, 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	3,125.0
Lease-Purchase Agreements	$400,000.00

SECTION 7. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5208.1 of Title 74, unless there is created a duplication in numbering, reads as follows:

There is hereby created in the State Treasury a revolving fund for the Oklahoma Space Industry Development Authority to be designated the "Oklahoma Space Industry Development Authority Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies received by the Authority from private and public donations, contributions,

gifts, and any monies appropriated or directed by law to be deposited thereto. All monies accruing to the credit of the fund are hereby appropriated and may be budgeted and expended by the Authority for the purpose of creating, operating, staffing and maintaining an Oklahoma Space Industry Development Authority, and any legitimate expenses of the Authority. Expenditures from the fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of State Finance for approval and payment.

SECTION 8. There is hereby appropriated to the Oklahoma Space Industry Development Authority from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2001, the sum of One Hundred Fifty Thousand Dollars ($150,000.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Space Industry Development Authority by law. The monies appropriated in this section shall be transferred to the Oklahoma Space Industry Development Authority Revolving Fund as created in Section 7 of this act.

SECTION 9. The Department of Transportation is hereby authorized to use any funds available to the Department to match funds which are advanced under the provisions of Sections 402, 403 and 419, Public Law 93-288, Disaster Relief Act of 1974, to repair, restore, reconstruct or replace public transportation facilities or to remove debris or wreckage from publicly owned facilities. The Department of Transportation shall coordinate with the Department of Civil Emergency Management for expenditure of funds for such purpose.

SECTION 10. All funds available by law for expenditure by the Department of Transportation 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.

SECTION 11. Appropriations made by this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2001 (hereafter FY-01) or may be budgeted for the fiscal year ending June 30, 2002 (hereafter FY-02). Funds budgeted for FY-01 may be encumbered only through June 30, 2001, and must be expended by November 15, 2001. Any funds remaining after November 15, 2001, and not budgeted for FY-02, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-02 may be encumbered only through June 30, 2002. Any funds remaining after November 15, 2002, 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-01, and not required to pay obligations for that fiscal year, may be budgeted for FY-02, after the agency to which the funds have been appropriated has prepared and submitted a budgeted work program revision removing these funds from the FY-01 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 12. Sections 1 through 6 and 9 through 11 of this act shall become effective September 1, 2000.

SECTION 13. Sections 7 and 8 of this act shall become effective July 1, 2000.

SECTION 14. 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.

47-2-15458 JB 6/11/15