

1 STATE OF OKLAHOMA

2 1st Session of the 47th Legislature (1999)

3 CONFERENCE COMMITTEE
4 SUBSTITUTE FOR
5 HOUSE BILL NO. 1540

By: Settle and Begley of the
House

6 and

7 Haney and Hobson of the
8 Senate

9
10 CONFERENCE COMMITTEE SUBSTITUTE

11 An Act relating to cultural development
12 entities; making an appropriation to the
13 Oklahoma Arts Council; stating purpose;
14 requiring budgeting of certain funds in certain
15 categories and amounts; providing for duties and
16 compensation of employees; limiting the salary
17 of the Chief Administrative Officer; providing
18 budgetary limitations; making appropriations to
19 the Oklahoma Tourism and Recreation Department;
20 stating purposes; authorizing the expenditure of
21 funds for certain purposes; requiring
22 expenditures of funds for certain purposes;
23 requiring certain funds to be budgeted in
24 certain categories and amounts; providing for
25 duties and compensation of employees; providing
26 budgetary limitations; restricting the
27 employment of certain position contingent on
28 certain funds; stating maximum compensation for
29 certain unclassified employee positions;
30 prohibiting the closure of state parks without
31 legislative authorization; providing exception;
32 authorizing the establishment of certain
internship program in the area of tourism
management; making an appropriation to the
Oklahoma Educational Television Authority;
stating purpose; reappropriating and
redesignating certain funds for certain
purposes; reappropriating and continuing certain
funds to the Oklahoma Educational Television
Authority; requiring budgeting of certain funds
in certain categories and amounts; providing for
duties and compensation of employees; limiting
the salary of the Director; providing budgetary
limitations; requiring certain funds to be
expended by certain date; providing lapse dates
authorizing certain funds be expended after
certain date for certain purpose; and providing
an effective date.

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

2 OKLAHOMA ARTS COUNCIL

3 SECTION 1. There is hereby appropriated to the Oklahoma Arts
4 Council, from any monies not otherwise appropriated from the General
5 Revenue Fund of the State Treasury for the fiscal year ending June
6 30, 2000, the sum of One Hundred Ninety-eight Thousand Ninety-one
7 Dollars (\$198,091.00) or so much thereof as may be necessary to
8 perform the duties imposed upon the Oklahoma Arts Council by law.

9 SECTION 2. For the fiscal year ending June 30, 2000, the
10 Oklahoma Arts Council shall budget all funds in the following
11 categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
12 Public/Private Partnerships		
14 for Community Programs	\$3,683,091.00	\$4,500,000.00
15 Learning and the Arts	<u>400,000.00</u>	<u>1,000,000.00</u>
16 TOTAL	\$4,083,091.00	\$5,500,000.00

17 SECTION 3. The duties and compensation of employees, not
18 otherwise prescribed by law, necessary to perform the duties imposed
19 upon the Oklahoma Arts Council by law shall be set by the Council.
20 The salary of the Chief Administrative Officer shall not exceed
21 Fifty Two Thousand Five Hundred Dollars (\$52,500.00) per annum,
22 payable monthly for the fiscal year ending June 30, 2000. The
23 Oklahoma Arts Council for the fiscal year ending June 30, 2000,
24 shall be subject to the following budgetary limitations on full-
25 time-equivalent employees except as may be authorized pursuant to
26 the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
28 Full-time-equivalent Employees	17.0

29 OKLAHOMA TOURISM AND RECREATION DEPARTMENT

30 SECTION 4. There is hereby appropriated to the Oklahoma Tourism
31 and Recreation Department from any monies not otherwise appropriated
32 from the General Revenue Fund of the State Treasury for the fiscal

1 year ending June 30, 2000, the sum of Six Hundred Forty-eight
2 Thousand Sixty-four Dollars (\$648,064.00) or so much thereof as may
3 be necessary to perform the duties imposed upon the Oklahoma Tourism
4 and Recreation Department by law.

5 SECTION 5. There is hereby appropriated to the Oklahoma Tourism
6 and Recreation Department from any monies not otherwise appropriated
7 from the General Revenue Fund of the State Treasury for the fiscal
8 year ending June 30, 2000, the sum of Twenty Thousand Dollars
9 (\$20,000.00) or so much thereof as may be necessary for Red Earth.

10 SECTION 6. There is hereby appropriated to the Oklahoma Tourism
11 and Recreation Department from any monies not otherwise appropriated
12 from the General Revenue Fund of the State Treasury for the fiscal
13 year ending June 30, 2000, the sum of Seventy-five Thousand Dollars
14 (\$75,000.00) or so much thereof as may be necessary for the Jazz
15 Hall of Fame.

16 SECTION 7. There is hereby appropriated to the Oklahoma Tourism
17 and Recreation Department from any monies not otherwise appropriated
18 from the General Revenue Fund of the State Treasury for the fiscal
19 year ending June 30, 2000, the sum of Fifty Thousand Dollars
20 (\$50,000.00) or so much thereof as may be necessary for Keep
21 Oklahoma Beautiful.

22 SECTION 8. The Oklahoma Tourism and Recreation Department is
23 hereby authorized to expend interest earnings on construction funds
24 for Park Infrastructure and Major Maintenance projects.

25 SECTION 9. Of the funds allocated in Section 14 of this act for
26 the Division of State Parks, the Oklahoma Tourism and Recreation
27 Department shall expend Two Hundred Fifty Thousand Dollars
28 (\$250,000.00) on equipment for state parks.

29 SECTION 10. Of the funds allocated in Section 14 of this act
30 for Golf Courses, the Oklahoma Tourism and Recreation Department
31 shall expend Six Hundred Ninety-one Thousand Nine Hundred Ten
32

1 Dollars (\$691,910.00) for the Chickasaw Point, Roman Nose and Grand
2 Cherokee state golf courses.

3 SECTION 11. Of the funds allocated in Section 14 of this act
4 for Welcome Centers, the Oklahoma Tourism and Recreation Department
5 shall expend at least One Hundred Thousand Dollars (\$100,000.00) for
6 the Welcome Centers in Sallisaw, Catoosa and other such Welcome
7 Centers as the Department deems necessary.

8 SECTION 12. Of the funds allocated in Section 14 of this act
9 for the Division of State Parks, the Oklahoma Tourism and Recreation
10 Department shall expend at least One Hundred Sixty-six Thousand Two
11 Hundred Sixty-four Dollars (\$166,264.00) to provide Park Ranger I,
12 II, III and Chief Rangers with a ten percent (10%) increase in
13 salary compensation.

14 SECTION 13. The Oklahoma Department of Tourism and Recreation
15 shall expend the sum of at least Sixty-seven Thousand Nine Hundred
16 Sixty Dollars (\$67,960.00), from any sources available to the
17 Oklahoma Department of Tourism and Recreation, to rebuild and
18 restore the lease concession facility at Sequoyah Bay State Park
19 which was damaged by fire.

20 SECTION 14. For the fiscal year ending June 30, 2000, the
21 Oklahoma Tourism and Recreation Department shall budget all funds in
22 the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
24 Administration	\$2,756,251.00	\$3,226,251.00
25 Human Resources	504,975.00	529,975.00
26 Scenic River Commission	372,135.00	564,635.00
27 Division of State Parks	14,137,637.00	27,739,217.00
28 Golf Courses	881,913.00	7,756,913.00
29 Division of Planning 30 and Development	839,490.00	1,870,515.00
31 Division of State Resorts	2,311,246.00	13,061,246.00
32 Division of Travel		

1	and Tourism	1,775,183.00	6,755,183.00
2	Film Office	325,985.00	357,485.00
3	Multicounty Organizations	991,258.00	1,016,258.00
4	Welcome Centers	1,282,619.00	1,488,619.00
5	Oklahoma Today Magazine	222,375.00	1,432,375.00
6	TRIP		
7	(Travelers Response		
8	Information Program)	849,183.00	1,050,000.00
9	Cherokee National Historical		
10	Society for Tsa-La-Gi		
11	Theme Park	37,575.00	37,575.00
12	Red Earth	50,000.00	50,000.00
13	Summer Arts Institute	39,600.00	39,600.00
14	Anadarko Chamber of Commerce		
15	for the American Indian		
16	Exposition	44,000.00	44,000.00
17	Shakespearean Festival	30,000.00	30,000.00
18	Greenwood Cultural Center	100,000.00	100,000.00
19	Jazz Hall of Fame	200,000.00	200,000.00
20	Keep Oklahoma Beautiful	<u>50,000.00</u>	<u>50,000.00</u>
21	TOTALS	\$27,801,425.00	\$67,403,648.00

22 SECTION 15. The duties and compensation of employees, not
23 otherwise prescribed by law, necessary to perform the duties imposed
24 upon the Oklahoma Tourism and Recreation Department by law shall be
25 set by the Director. The Oklahoma Tourism and Recreation Department
26 for the fiscal year ending June 30, 2000, shall be subject to the
27 following budgetary limitation on full-time-equivalent employees and
28 expenditures excluding expenditures for capital and special
29 projects, except as may be authorized pursuant to the provisions of
30 Section 3603 of Title 74 of the Oklahoma Statutes:

31	<u>Budgetary Limitation</u>	<u>Amount</u>
32	Average Number of Full-time-equivalent	

1 Employees, Excluding Seasonal

2 Employees and Project Labor 823.0

3 Lease-Purchase Agreements \$1,863,011.00

4 SECTION 16. Of the eight hundred twenty-three full-time-
5 equivalent employee positions authorized by this act, one full-time-
6 equivalent employee position shall be filled contingent upon receipt
7 of federal funds for the purposes set forth in Section 1461 of Title
8 82 of the Oklahoma Statutes which establishes the Scenic Rivers
9 Commission.

10 SECTION 17. Of the unclassified employee positions utilized by
11 the Oklahoma Tourism and Recreation Department the annual
12 compensation for the unclassified employee positions listed below
13 during the fiscal year ending June 30, 2000, shall be subject to the
14 following maximum salaries paid per annum:

<u>Position</u>	<u>Maximum</u>
15 Executive Director	\$72,000.00
16 Executive Assistant	\$49,209.00
17 Deputy Director	\$57,991.00
18 Administrative Services Division Director	\$55,891.00
19 Administrative Services Division	
20 Assistant Director	\$46,620.00
21 Park Division Director	\$55,891.00
22 Park Division Assistant Directors	\$46,220.00
23 Travel and Tourism Division Director	\$55,891.00
24 Travel and Tourism Division Assistant Director	\$46,220.00
25 Resort Division Director	\$55,891.00
26 Resort Division Assistant Director	\$46,220.00
27 Oklahoma Today Magazine Division Director	\$55,891.00
28 Oklahoma Today Magazine Division	
29 Assistant Director	\$46,220.00
30 Planning and Development Division Director	\$55,891.00
31 Planning and Development Division	
32	

1	Assistant Director	\$46,220.00
2	Human Resources Division Director	\$55,891.00
3	Human Resources Division Assistant Director	\$46,220.00
4	Film Office Division Director	\$55,891.00
5	Film Office Division Assistant Director	\$46,220.00
6	Golf Division Director	\$55,891.00

7 SECTION 18. No additional state parks shall be closed for part
8 of the year without the specific authorization of the Legislature.
9 State Parks which have been closed for part of the year prior to
10 July 1, 1991, may continue to be closed if so required by the
11 Commission.

12 SECTION 19. The Oklahoma State Regents for Higher Education are
13 authorized to establish an internship program in conjunction with
14 the Oklahoma Tourism and Recreation Department for students enrolled
15 in an institution of The Oklahoma State System of Higher Education
16 who are pursuing an associate or business administration degree in
17 the area of tourism management.

18 OKLAHOMA EDUCATIONAL TELEVISION AUTHORITY

19 SECTION 20. There is hereby appropriated to the Oklahoma
20 Educational Television Authority from any monies not otherwise
21 appropriated from the General Revenue Fund of the State Treasury for
22 the fiscal year ending June 30, 2000, the sum of Seventy-six
23 Thousand One Hundred Fifty-eight Dollars (\$76,158.00) or so much
24 thereof as may be necessary to perform the duties imposed upon the
25 Oklahoma Educational Television Authority by law.

26 SECTION 21. REAPPROPRIATION AND REDESIGNATION The amount
27 of Two Hundred Sixty-seven Thousand Dollars (\$267,000.00) originally
28 appropriated to the Oklahoma Educational Television Authority by
29 Section 19, Chapter 297, O.S.L. 1997, from any monies not otherwise
30 appropriated from the General Revenue Fund of the State Treasury,
31 for the fiscal year ending June 30, 1998, to perform the duties
32 imposed upon the Oklahoma Educational Television Authority by law,

1 and reappropriated and redesignated by Section 22, Chapter 280,
2 O.S.L. 1998, for one-half of the cost of the purchase and
3 installation of digital satellite equipment, is hereby
4 reappropriated and redesignated for engineering, tower and frequency
5 studies related to conversion to digital satellite broadcasting, as
6 adjusted by transfer, less any amount that has been expended upon
7 the effective date of this act.

8 SECTION 22. REAPPROPRIATION The amount of Ninety-four
9 Thousand Dollars (\$94,000.00) originally appropriated to the
10 Oklahoma Educational Television Authority by Section 19, Chapter
11 297, O.S.L. 1997, from any monies not otherwise appropriated from
12 the General Revenue Fund of the State Treasury, for the fiscal year
13 ending June 30, 1998, to perform the duties imposed upon the
14 Oklahoma Educational Television Authority by law, and reappropriated
15 and redesignated by Section 23, Chapter 280, O.S.L. 1998, for one-
16 half of the cost to develop a Documentary Program Unit, is hereby
17 reappropriated for the original purpose, as adjusted by transfer,
18 less any amount that has been expended upon the effective date of
19 this act.

20 SECTION 23. For the fiscal year ending June 30, 2000, the
21 Oklahoma Educational Television Authority shall budget all funds in
22 the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
24 Programming	\$1,065,961.00	\$2,206,190.00
25 Technical Services	1,681,537.00	2,955,328.00
26 Administration	<u>643,660.00</u>	<u>813,761.00</u>
27 TOTAL	\$3,391,158.00	\$5,975,279.00

28 SECTION 24. The duties and compensation of employees, not
29 otherwise prescribed by law, necessary to perform the duties imposed
30 upon the Oklahoma Educational Television Authority by law shall be
31 set by the Director. The salary of the Director shall not exceed
32 Fifty-seven Thousand One Hundred Sixteen Dollars (\$57,116.00) per

1 annum, payable monthly for the fiscal year ending June 30, 2000.
2 The Oklahoma Educational Television Authority for the fiscal year
3 ending June 30, 2000, shall be subject to the following budgetary
4 limitations on full-time-equivalent employees except as may be
5 authorized pursuant to the provisions of Section 3603 of Title 74 of
6 the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-Time-Equivalent Employees	80.0

7
8
9 SECTION 25. Appropriations made by this act, not including
10 appropriations made for capital outlay purposes, may be budgeted for
11 the fiscal year ending June 30, 2000 (hereafter FY-00) or may be
12 budgeted for the fiscal year ending June 30, 2001 (hereafter FY-01).
13 Funds budgeted for FY-00 may be encumbered only through June 30,
14 2000, and must be expended by November 15, 2000. Any funds
15 remaining after November 15, 2000, and not budgeted for FY-01, shall
16 lapse to the credit of the proper fund for the then current fiscal
17 year. Funds budgeted for FY-01 may be encumbered only through June
18 30, 2001. Any funds remaining after November 15, 2001, shall lapse
19 to the credit of the proper fund for the then current fiscal year.
20 These appropriations may not be budgeted in both fiscal years
21 simultaneously. Funds budgeted in FY-00, and not required to pay
22 obligations for that fiscal year, may be budgeted for FY-01, after
23 the agency to which the funds have been appropriated has prepared
24 and submitted a budget work program revision removing these funds
25 from the FY-00 budget work program and after such revision has been
26 approved by the Office of State Finance.

27
28
29
30
31
32

1 SECTION 26. This act shall become effective September 1, 1999.

2
3 47-1-15155 SW 6/11/15
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32