STATE OF OKLAHOMA

1st Session of the 47th Legislature (1999)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 1554 By: Settle and Begley of the House

and

Haney and Hobson of the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to law enforcement entities; making an appropriation to the Alcoholic Beverage Laws Enforcement Commission; stating purpose; limiting expenditures of certain fund for personnel pay increases; requiring budgeting in certain categories and amounts; providing for the duties and compensation of employees; limiting salary of the Director; providing budgetary limitations; making an appropriation to the Council on Law Enforcement Education and Training; stating purpose; requiring budgeting in certain categories and amounts; providing for the duties and compensation of employees; limiting salary of the Director; providing budgetary limitations; limiting expenditures for certain purpose; making an appropriation to the Oklahoma State Bureau of Investigation; stating purpose; requiring budgeting in certain categories and amounts; providing for the duties and compensation of employees; limiting salary of the Director; providing budgetary limitations; authorizing transfer of funds to an agency special account for certain purposes; limiting amount authorized to be transferred; requiring certain report; limiting amount of appropriation which may be used for certain program; limiting amount of appropriation which may be used for certain commemoration; specifying duties for certain full-time-equivalent employees; making their employment contingent on certain funding; making an appropriation to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control; stating purpose; requiring budgeting in certain categories and amounts; providing for the duties and compensation of employees; limiting salary of the Director; providing budgetary limitations; limiting amount of appropriation which may be used for certain purpose; authorizing transfer of funds to an agency

special account for certain purposes; limiting amount authorized to be transferred; requiring promulgation of certain rules; making an appropriation to the Department of Public Safety; stating purpose; requiring certain expenditures; requiring budgeting in certain categories and amounts; providing for the duties and compensation of employees; providing budgetary limitations; providing exceptions to the budgetary limitations; authorizing certain expenditures; limiting expenditures for certain purpose; making an appropriation to the Board of Medicolegal Investigations; stating purpose; reappropriating certain amounts; requiring budgeting in certain categories and amounts; providing for the duties and compensation of employees; limiting salary of the Chief Medical Examiner; providing budgetary limitations; making certain full-time-equivalent employees contingent upon certain funding; providing lapse dates and control over expenditures; and providing an effective date.

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

ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION

SECTION 1. There is hereby appropriated to the Alcoholic Beverage Laws Enforcement Commission from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2000, the sum of One Hundred Twenty-eight Thousand Eight Hundred Sixty-two Dollars ($128,862.00) or so much thereof as may be necessary to perform the duties imposed upon the Alcoholic Beverage Laws Enforcement Commission by law.

SECTION 2. Of the monies appropriated to the Alcoholic Beverage Laws Enforcement Commission in Section 1 of this act, not more than Forty-five Thousand Six Hundred Thirty-six Dollars ($45,636.00) shall be used for the purpose of funding personnel pay increases for agents, special agents, senior agents, assistant special agents in charge, and the director of enforcement.

SECTION 3. For the fiscal year ending June 30, 2000, the Alcoholic Beverage Laws Enforcement Commission shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administrative Services	$ 719,510.00	$ 719,510.00
Business Office	1,267,940.00	1,397,940.00
Enforcement	1,790,412.00	1,890,412.00
Motor Vehicle Operations	75,000.00	125,000.00
Alcohol Education	0.00	84,000.00
TOTAL	$3,852,862.00	$4,216,862.00

SECTION 4. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Alcoholic Beverage Laws Enforcement Commission by law shall be set by the Director. The salary of the Director shall not exceed Fifty-eight Thousand Six Hundred Five Dollars ($58,605.00) per annum, payable monthly for the fiscal year ending June 30, 2000. The Alcoholic Beverage Laws Enforcement Commission for the fiscal year ending June 30, 2000, 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	71.0
Lease-Purchase Agreements	0.00

COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING

SECTION 5. There is hereby appropriated to the Council on Law Enforcement Education and Training from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2000, the sum of Twenty-seven Thousand Forty-two Dollars ($27,042.00) or so much thereof as may be necessary to perform the duties imposed upon the Council on Law Enforcement Education and Training by law.

SECTION 6. For the fiscal year ending June 30, 2000, the Council on Law Enforcement Education and Training shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administrative Services	$ 451,003.00	$ 475,053.00
Training Services	1,934,650.00	2,808,700.00
Private Security Services	385,869.00	420,869.00
TOTAL	$2,771,522.00	$3,704,622.00

SECTION 7. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Council on Law Enforcement Education and Training by law shall be set by the Director. The salary of the Director shall not exceed Fifty Thousand One Hundred Thirty-six Dollars ($50,136.00) per annum, payable monthly for the fiscal year ending June 30, 2000. The Council on Law Enforcement Education and Training for the fiscal year ending June 30, 2000, 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	42.0
Lease-Purchase Agreements	$64,300.00

SECTION 8. The Council on Law Enforcement Education and Training shall not expend more than Fourteen Thousand Five Hundred Dollars ($14,500.00) to support the Polygraph Examiners Board for the fiscal year ending June 30, 2000.

OKLAHOMA STATE BUREAU OF INVESTIGATION

SECTION 9. There is hereby appropriated to the Oklahoma State Bureau of Investigation from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2000, the sum of Four Hundred Sixty-five

Thousand Three Hundred Ninety-seven Dollars ($465,397.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma State Bureau of Investigation by law.

SECTION 10. For the fiscal year ending June 30, 2000, the Oklahoma State Bureau of Investigation shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administration	$ 0.00	$ 2,304,172.00
Investigations	4,842,047.00	6,114,766.00
Laboratory Systems	3,044,000.00	6,376,496.00
Information Services	2,044,200.00	10,580,030.00
TOTAL	$9,930,247.00	$25,375,464.00

SECTION 11. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma State Bureau of Investigation by law shall be set by the Director. The salary of the Director shall not exceed Seventy-two Thousand Dollars ($72,000.00) per annum, payable monthly for the fiscal year ending June 30, 2000. The Oklahoma State Bureau of Investigation for the fiscal year ending June 30, 2000, 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	269.0
Lease-Purchase Agreements	$405,000.00

SECTION 12. Of the amount appropriated to the Oklahoma State Bureau of Investigation, a maximum of Fifty Thousand Dollars ($50,000.00) may be transferred to an agency special account for the purpose of purchasing evidence items, paying fees to informers or special employees, paying expenses incurred in the prosecution and

defense of civil actions, and paying other expenses as incurred under the Evidence Fund activity in trying to apprehend and convict violators of the laws of the state. The Oklahoma State Bureau of Investigation shall report income to the Evidence Fund annually pursuant to the provisions of Sections 41.7c and 41.29 of Title 62 of the Oklahoma Statutes.

SECTION 13. Of the monies appropriated to the Oklahoma State Bureau of Investigation, not more than Five Thousand Dollars ($5,000.00) may be used to establish a public employee benefit program.

SECTION 14. Of the monies appropriated to the Oklahoma State Bureau of Investigation, not more than Ten Thousand Dollars ($10,000.00) may be used for the commemoration of the seventy-fifth anniversary of the Oklahoma State Bureau of Investigation.

SECTION 15. Of the total number of full-time-equivalent employee positions authorized for the Oklahoma State Bureau of Investigation in this act, eleven (11.0) shall perform duties in accordance with the Criminal Intelligence Unit, nine (9.0) shall perform duties in accordance with the Criminal Records Audit Unit, and five (5.0) shall perform duties in accordance with the Marijuana Analysis Project. The continuation of these full-time-equivalent employees is contingent upon sufficient agency revolving funds and federal funding to support them.

OKLAHOMA STATE BUREAU OF NARCOTICS AND DANGEROUS DRUGS CONTROL

SECTION 16. There is hereby appropriated to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2000, the sum of Five Hundred Ten Thousand Eighty-five Dollars ($510,085.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control by law.

SECTION 17. For the fiscal year ending June 30, 2000, the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administrative Services	$1,974,273.00	$ 4,125,000.00
Enforcement	2,760,974.00	7,930,438.00
OSTAR	669,562.00	669,562.00
TOTAL	$5,404,809.00	$12,725,000.00

SECTION 18. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control by law shall be set by the Director. The salary of the Director shall not exceed Sixty-eight Thousand Dollars ($68,000.00) per annum, payable monthly for the fiscal year ending June 30, 2000. The Oklahoma State Bureau of Narcotics and Dangerous Drugs Control for the fiscal year ending June 30, 2000, shall be subject to the following budgetary limitations on full-time-equivalent employees, except hours coded as overtime wages, 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	101.0
Lease Purchase Agreements	$225,000.00

SECTION 19. Of the amount appropriated to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control a maximum of Two Hundred Twenty-five Thousand Dollars ($225,000.00) may be used to purchase or lease special purpose vehicles which may be utilized in undercover investigations.

SECTION 20. Of the amount appropriated to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control an amount not to exceed Two Hundred Thousand Dollars ($200,000.00) may be transferred

to an agency special account established pursuant to the provisions of Section 7.2 of Title 62 of the Oklahoma Statutes. Funds in this account are to purchase controlled dangerous substances to be used as evidence in narcotic cases, for fees for informers, or employees, and for other expenses necessary to apprehend and convict violators of state laws regulating controlled dangerous substances. The Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control and the Director of State Finance shall promulgate rules for the expenditure of the funds transferred by this section.

DEPARTMENT OF PUBLIC SAFETY

SECTION 21. There is hereby appropriated to the Department of Public Safety from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2000, the sum of Six Million Four Hundred Seventy-nine Thousand One Hundred Forty-seven Dollars ($6,479,147.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Public Safety by law.

SECTION 22. Of the monies appropriated to the Department of Public Safety in this act, Twenty-six Thousand Dollars ($26,000.00) shall be expended for the services of a Capitol Patrol Officer to the Oklahoma Workers' Compensation Court pursuant to a contract between the Department of Public Safety and the Oklahoma Workers' Compensation Court.

SECTION 23. For the fiscal year ending June 30, 2000, the Department of Public Safety shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administrative Services	$ 6,467,257.00	$ 7,361,758.00
Highway Safety Office	162,600.00	8,500,000.00
Law Enforcement Services	37,167,931.00	49,500,000.00
Capitol Patrol	2,570,988.00	3,000,000.00
Driver's Licensing	9,519,299.00	10,000,000.00

Size and Weight Permits	740,092.00	1,200,000.00
Management Information Services	6,400,929.00	10,500,000.00
Motor Vehicle Operations	4,086,150.00	5,100,000.00
Board of Chemical Tests	170,000.00	170,000.00
TOTAL	$67,285,246.00	$95,331,758.00

SECTION 24. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Public Safety by law shall be set by the Director. The Department of Public Safety for the fiscal year ending June 30, 2000, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures, except the full-time-equivalent employee limit shall not include cadets while they are members of a patrol school or during their employment in probationary status nor shall it include temporary Lake Patrol Officers employed pursuant to Section 840-5.5 of Title 74 of the Oklahoma Statutes, 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	1,430.0
Lease-Purchase Agreements	$630,500.00

SECTION 25. Of the monies appropriated to the Department of Public Safety Sixty-five Thousand Dollars ($65,000.00) shall be expended for the annual lease payment of the Clinton/Sherman Industrial Complex.

SECTION 26. The Department of Public Safety is hereby authorized to expend Five Hundred Thousand Dollars ($500,000.00) from the Department of Public Safety Patrol Vehicle Revolving Fund for the fiscal year ending June 30, 2000, for the purchase of patrol vehicles and equipment necessary to equip those vehicles.

SECTION 27. Of the monies available to the Department of Public Safety, not more than One Hundred Seventy Thousand Dollars ($170,000.00) may be used to support the Board of Tests for Alcohol and Drug Influence for the fiscal year ending June 30, 2000.

BOARD OF MEDICOLEGAL INVESTIGATIONS

SECTION 28. There is hereby appropriated to the Board of Medicolegal Investigations from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2000, the sum of Two Hundred Thirty-three Thousand Three Hundred Sixty-seven Dollars ($233,367.00) or so much thereof as may be necessary to perform the duties imposed upon the Board of Medicolegal Investigations by law.

SECTION 29. REAPPROPRIATION The amount of Nine Hundred Twenty-five Thousand Six Hundred Seventy Dollars ($925,670.00) originally appropriated to the Board of Medicolegal Investigations from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1998, by Section 25, Chapter 265, O.S.L. 1997, is hereby continued and reappropriated in 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 30. REAPPROPRIATION The amount of Seven Hundred Sixty-seven Thousand Six Hundred Eighty-seven Dollars ($767,687.00) originally appropriated to the Board of Medicolegal Investigations from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1999, by Section 27, Chapter 281, O.S.L. 1998, is hereby continued and reappropriated in 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 31. For the fiscal year ending June 30, 2000, the Board of Medicolegal Investigations shall budget all funds in the following categories and amounts:

Category	Appropriation	Total

Administration	$ 479,991.00	$ 484,991.00
Investigations	2,784,347.00	4,690,567.00
TOTAL	$3,264,338.00	$5,175,558.00

SECTION 32. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Board of Medicolegal Investigations by law shall be set by the Board. The salary of the Chief Medical Examiner shall not exceed One Hundred Twenty-six Thousand Dollars ($126,000.00) per annum, payable monthly for the fiscal year ending June 30, 2000. The Board of Medicolegal Investigations for the fiscal year ending June 30, 2000, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capital, intra-agency payments 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	62.5
Lease-Purchase Agreements	$10,000.00

SECTION 33. Of the total number of full-time-equivalent employees authorized for the Board of Medicolegal Investigations, two (2.0) shall be employed contingent upon sufficient federal grant funding to support them.

SECTION 34. Appropriations made by this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2000 (hereafter FY-00) or may be budgeted for the fiscal year ending June 30, 2001 (hereafter FY-01). Funds budgeted for FY-00 may be encumbered only through June 30, 2000, and must be expended by November 15, 2000. Any funds remaining after November 15, 2000, 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-01 may be encumbered only through June 30, 2001. Any funds remaining after November 15, 2001, 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-00, and not required to pay obligations for that fiscal year, may be budgeted for FY-01, after the agency to which the funds have been appropriated has prepared and submitted a budget work program revision removing these funds from the FY-00 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 35. This act shall become effective September 1, 1999.

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