

1 STATE OF OKLAHOMA

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

3 CONFERENCE COMMITTEE SUBSTITUTE  
4 FOR ENGROSSED

5 HOUSE BILL NO. 1561

6 By: Settle and Begley of the  
7 House

8 and

9 Haney and Hobson of the  
10 Senate

11 CONFERENCE COMMITTEE SUBSTITUTE

12 An Act relating to state corrections entities; making  
13 an appropriation to the Department of Corrections;  
14 stating purpose; authorizing expenditures in certain  
15 amount for certain purpose; requiring budgeting of  
16 funds in certain categories; authorizing purchase of  
17 property; providing for the duties and compensation  
18 of employees; limiting the salary of the Director;  
19 providing budgetary limitations; authorizing  
20 appointments to the unclassified service, with  
21 limitations; requiring certain agreement for public  
22 work positions; authorizing certain agreement for  
23 construction projects; making an appropriation to the  
24 Pardon and Parole Board; stating purpose; requiring  
25 budgeting in certain categories and amounts;  
26 providing for the duties and compensation of  
27 employees; limiting the salary of the Chief  
28 Administrative Officer; providing budgetary  
29 limitations; making appropriations nonfiscal; and  
30 providing an effective date.

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

32 DEPARTMENT OF CORRECTIONS

SECTION 1. There is hereby appropriated to the Department of  
Corrections 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 Twelve Million Five Hundred Eighty-  
two Thousand Ninety-four Dollars (\$12,582,094.00) or so much thereof  
as may be necessary to perform the duties imposed upon the  
Department of Corrections by law.

1 SECTION 2. Of the amount appropriated to the Department of  
2 Corrections in Section 127 of Enrolled Senate Bill No. 161 of the  
3 1st Session of the 47th Oklahoma Legislature, no less than Seven  
4 Million Nine Hundred One Thousand Eight Hundred Eighty-six Dollars  
5 (\$7,901,886.00) shall be used to support the operations of community  
6 work centers.

7 SECTION 3. For the fiscal year ending June 30, 2000, the  
8 Department of Corrections shall budget all funds in the following  
9 categories:

- 10 Category
- 11 Facilities
  - 12 General Operations
  - 13 Contracted Services
  - 14 Health Services
  - 15 Probation and Parole Services
  - 16 Offender Programs
  - 17 Prison Industries

18 SECTION 4. The Department of Corrections is authorized to  
19 expend up to Three Hundred Sixty-four Thousand Nine Hundred sixteen  
20 Dollars (\$364,916.00) out of the Industries Revolving Fund account  
21 for the purpose of purchasing two buildings, one at the James  
22 Crabtree Correctional Center and one at the Northeast Oklahoma  
23 Correctional Center, to be used for office and warehouse space.

24 SECTION 5. The Department of Corrections is authorized to  
25 expend up to Eleven Thousand Dollars (\$11,000.00) out of the  
26 Industries Revolving Fund account for the purpose of purchasing  
27 forty acres of land adjoining the west boundary of the John Lilley  
28 Correctional Center to be used to expand their agriculture  
29 operations.

30 SECTION 6. The Department of Corrections is authorized to  
31 expend up to Eighty Thousand Dollars (\$80,000.00) out of the  
32 Industries Revolving Fund account for the purpose of purchasing one

1 hundred ninety-nine acres being sold by the School Land Commission.  
2 The land is adjacent to the Howard McLeod Correctional Center and  
3 will be used to expand their agriculture operations.

4 SECTION 7. The duties and compensation of employees, not  
5 otherwise prescribed by law, necessary to perform the duties imposed  
6 upon the Department of Corrections by law shall be set by the  
7 Director. The salary of the Director shall not exceed Eighty  
8 Thousand Dollars (\$80,000.00) per annum, payable monthly for the  
9 fiscal year ending June 30, 2000. The Department of Corrections for  
10 the fiscal year ending June 30, 2000, shall be authorized to employ  
11 up to six percent (6%) of its total authorized full-time-equivalent  
12 employees in the unclassified service and be subject to the  
13 following budgetary limitations and full-time-equivalent employees  
14 and expenditures excluding expenditures for capital and special  
15 projects, except as may be authorized pursuant to the provisions of  
16 Section 3603 of Title 74 of the Oklahoma Statutes:

17 <u>Budgetary Limitation</u>	<u>Amount</u>
18 Full-time-equivalent Employees	5,780.2
19 Lease-Purchase Agreements	\$3,500,000.00

20 SECTION 8. The Department of Mental Health and Substance Abuse  
21 Services shall maintain an agreement with the Department of  
22 Corrections to provide public service work positions for a minimum  
23 of fifty (50) trustees pursuant to Section 215 et seq. of Title 57  
24 of the Oklahoma Statutes.

25 SECTION 9. The Department of Corrections is authorized to enter  
26 into an agreement with the Department of Human Services to utilize  
27 prison inmates for construction projects subject to written  
28 restrictions and conditions regarding security classification and  
29 other matters related to the control of inmates and public safety.  
30 Before utilizing inmates, the Department of Corrections shall enter  
31 into a written agreement concerning, but not limited to, liability,  
32 funding, pay, public security and transportation. Provided,

1 further, that prison inmates shall not be used to replace any  
2 current Department of Human Services employees.

3 PARDON AND PAROLE BOARD

4 SECTION 10. There is hereby appropriated to the Pardon and  
5 Parole Board from any monies not otherwise appropriated from the  
6 General Revenue Fund of the State Treasury for the fiscal year  
7 ending June 30, 2000, the sum of Eighty-five Thousand Nine Hundred  
8 Fifty Dollars (\$85,950.00) or so much thereof as may be necessary to  
9 perform the duties imposed upon the Pardon and Parole Board by law.

10 SECTION 11. For the fiscal year ending June 30, 2000, the  
11 Pardon and Parole Board shall budget all funds in the following  
12 categories and amounts:

13 <u>Category</u>	<u>Appropriation</u>	<u>Total</u>
14 Administrative Services	\$1,887,950.00	\$1,957,950.00

15 SECTION 12. The duties and compensation of employees, not  
16 otherwise prescribed by law, necessary to perform the duties imposed  
17 upon the Office of the Pardon and Parole Board shall be set by the  
18 Chief Administrative Officer. The salary of the Chief  
19 Administrative Officer shall not exceed Forty-nine Thousand Nine  
20 Hundred Thirty-one Dollars (\$49,931.00) per annum, payable monthly  
21 for the fiscal year ending June 30, 2000. The Office of the Pardon  
22 and Parole Board for the fiscal year ending June 30, 2000, shall be  
23 subject to the following budgetary limitations on full-time-  
24 equivalent employees and expenditures, excluding expenditures for  
25 capital and special projects, except as may be authorized pursuant  
26 to the provisions of Section 3603 of Title 74 of the Oklahoma  
27 Statutes:

28 <u>Budgetary Limitation</u>	<u>Amount</u>
29 Full-time-equivalent Employees	45.0

30 SECTION 13. Appropriations made by this act, not including  
31 appropriations made for capital outlay purposes, may be budgeted for  
32 the fiscal year ending June 30, 2000 (hereafter FY-00) or may be

1 budgeted for the fiscal year ending June 30, 2001 (hereafter FY-01).  
2 Funds budgeted for FY-00 may be encumbered only through June 30,  
3 2000, and must be expended by November 15, 2000. Any funds  
4 remaining after November 15, 2000, and not budgeted for FY-01, shall  
5 lapse to the credit of the proper fund for the then current fiscal  
6 year. Funds budgeted for FY-01 may be encumbered only through June  
7 30, 2001. Any funds remaining after November 15, 2001, shall lapse  
8 to the credit of the proper fund for the then current fiscal year.  
9 These appropriations may not be budgeted in both fiscal years  
10 simultaneously. Funds budgeted in FY-99, and not required to pay  
11 obligations for that fiscal year, may be budgeted for FY-01, after  
12 the agency to which the funds have been appropriated has prepared  
13 and submitted a budget work program revision removing these funds  
14 from the FY-00 budget work program and after such revision has been  
15 approved by the Office of State Finance.

16 SECTION 14. This act shall become effective September 1, 1999.

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