

ENROLLED HOUSE
BILL NO. 1540

By: Settle and Begley of the
House

and

Haney and Hobson of the
Senate

An Act relating to cultural development entities; making an appropriation to the Oklahoma Arts Council; stating purpose; requiring budgeting of certain funds in certain categories and amounts; providing for duties and compensation of employees; limiting the salary of the Chief Administrative Officer; providing budgetary limitations; making appropriations to the Oklahoma Tourism and Recreation Department; stating purposes; authorizing the expenditure of funds for certain purposes; requiring expenditures of funds for certain purposes; requiring certain funds to be budgeted in certain categories and amounts; providing for duties and compensation of employees; providing budgetary limitations; restricting the employment of certain position contingent on certain funds; stating maximum compensation for certain unclassified employee positions; prohibiting the closure of state parks without legislative authorization; providing exception; 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.

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

OKLAHOMA ARTS COUNCIL

SECTION 1. There is hereby appropriated to the Oklahoma Arts Council, 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 Ninety-eight Thousand Ninety-one Dollars (\$198,091.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Arts Council by law.

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

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

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

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

OKLAHOMA TOURISM AND RECREATION DEPARTMENT

SECTION 4. There is hereby appropriated to the Oklahoma Tourism and Recreation Department 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 Hundred Forty-eight Thousand Sixty-four Dollars (\$648,064.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Tourism and Recreation Department by law.

SECTION 5. There is hereby appropriated to the Oklahoma Tourism and Recreation Department 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 Thousand Dollars (\$20,000.00) or so much thereof as may be necessary for Red Earth.

SECTION 6. There is hereby appropriated to the Oklahoma Tourism and Recreation Department 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 Seventy-five Thousand Dollars (\$75,000.00) or so much thereof as may be necessary for the Jazz Hall of Fame.

SECTION 7. There is hereby appropriated to the Oklahoma Tourism and Recreation Department 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 Fifty Thousand Dollars (\$50,000.00) or so much thereof as may be necessary for Keep Oklahoma Beautiful.

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

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

SECTION 10. Of the funds allocated in Section 14 of this act for Golf Courses, the Oklahoma Tourism and Recreation Department shall expend Six Hundred Ninety-one Thousand Nine Hundred Ten Dollars (\$691,910.00) for the Chickasaw Point, Roman Nose and Grand Cherokee state golf courses.

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

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

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

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

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

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

SECTION 15. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Tourism and Recreation Department by law shall be set by the Director. The Oklahoma Tourism and Recreation Department for the fiscal year ending June 30, 2000, shall be subject to the following budgetary limitation 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:

<u>Budgetary Limitation</u>	<u>Amount</u>
Average Number of Full-time-equivalent Employees, Excluding Seasonal Employees and Project Labor	823.0
Lease-Purchase Agreements	\$1,863,011.00

SECTION 16. Of the eight hundred twenty-three full-time-equivalent employee positions authorized by this act, one full-time-equivalent employee position shall be filled contingent upon receipt of federal funds for the purposes set forth in Section 1461 of Title

82 of the Oklahoma Statutes which establishes the Scenic Rivers Commission.

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

<u>Position</u>	<u>Maximum</u>
Executive Director	\$72,000.00
Executive Assistant	\$49,209.00
Deputy Director	\$57,991.00
Administrative Services Division Director	\$55,891.00
Administrative Services Division Assistant Director	\$46,620.00
Park Division Director	\$55,891.00
Park Division Assistant Directors	\$46,220.00
Travel and Tourism Division Director	\$55,891.00
Travel and Tourism Division Assistant Director	\$46,220.00
Resort Division Director	\$55,891.00
Resort Division Assistant Director	\$46,220.00
Oklahoma Today Magazine Division Director	\$55,891.00
Oklahoma Today Magazine Division Assistant Director	\$46,220.00
Planning and Development Division Director	\$55,891.00
Planning and Development Division Assistant Director	\$46,220.00
Human Resources Division Director	\$55,891.00
Human Resources Division Assistant Director	\$46,220.00
Film Office Division Director	\$55,891.00
Film Office Division Assistant Director	\$46,220.00
Golf Division Director	\$55,891.00

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

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

OKLAHOMA EDUCATIONAL TELEVISION AUTHORITY

SECTION 20. There is hereby appropriated to the Oklahoma Educational Television Authority 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 Seventy-six Thousand One Hundred Fifty-eight Dollars (\$76,158.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Educational Television Authority by law.

SECTION 21. REAPPROPRIATION AND REDESIGNATION The amount of Two Hundred Sixty-seven Thousand Dollars (\$267,000.00) originally appropriated to the Oklahoma Educational Television Authority by Section 19, Chapter 297, O.S.L. 1997, from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1998, to perform the duties imposed upon the Oklahoma Educational Television Authority by law, and reappropriated and redesignated by Section 22, Chapter 280, O.S.L. 1998, for one-half (1/2) of the cost of the purchase and installation of digital satellite equipment, is hereby reappropriated and redesignated for engineering, tower and frequency studies related to conversion to digital satellite broadcasting, as adjusted by transfer, less any amount that has been expended upon the effective date of this act.

SECTION 22. REAPPROPRIATION The amount of Ninety-four Thousand Dollars (\$94,000.00) originally appropriated to the Oklahoma Educational Television Authority by Section 19, Chapter 297, O.S.L. 1997, from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1998, to perform the duties imposed upon the Oklahoma Educational Television Authority by law, and reappropriated and redesignated by Section 23, Chapter 280, O.S.L. 1998, for one-half (1/2) of the cost to develop a Documentary Program Unit, is hereby reappropriated for the original purpose, as adjusted by transfer, less any amount that has been expended upon the effective date of this act.

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

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

SECTION 24. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Educational Television Authority by law shall be set by the Director. The salary of the Director shall not exceed Fifty-seven Thousand One Hundred Sixteen Dollars (\$57,116.00) per annum, payable monthly for the fiscal year ending June 30, 2000. The Oklahoma Educational Television Authority for the fiscal year ending June 30, 2000, shall be subject to the following budgetary limitations on full-time-equivalent employees except as may be authorized pursuant to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

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

SECTION 25. 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-01, 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 26. This act shall become effective September 1, 1999.

Passed the House of Representatives the 20th day of May, 1999.

Speaker of the House of
Representatives

Passed the Senate the 21st day of May, 1999.

President of the Senate