

ENROLLED HOUSE
BILL NO. 1561

By: Settle, Begley, Beutler,
Braddock, Bonny and Askins
of the House

and

Haney and Hobson of the
Senate

An Act relating to state corrections entities; making an appropriation to the Department of Corrections; stating purpose; authorizing expenditures in certain amount for certain purpose; requiring budgeting of funds in certain categories; authorizing purchase of property; providing for the duties and compensation of employees; limiting the salary of the Director; providing budgetary limitations; authorizing appointments to the unclassified service, with limitations; requiring certain agreement for public work positions; authorizing certain agreement for construction projects; making an appropriation to the Pardon and Parole Board; stating purpose; requiring budgeting in certain categories and amounts; providing for the duties and compensation of employees; limiting the salary of the Chief Administrative Officer; providing budgetary limitations; making appropriations nonfiscal; and providing an effective date.

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

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.

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

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

Category

Facilities

General Operations

Contracted Services

Health Services

Probation and Parole Services

Offender Programs

Prison Industries

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

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

SECTION 6. The Department of Corrections is authorized to expend up to Eighty Thousand Dollars (\$80,000.00) out of the Industries Revolving Fund account for the purpose of purchasing one hundred ninety-nine acres being sold by the School Land Commission. The land is adjacent to the Howard McLeod Correctional Center and will be used to expand their agriculture operations.

SECTION 7. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Corrections by law shall be set by the Director. The salary of the Director shall not exceed Eighty Thousand Dollars (\$80,000.00) per annum, payable monthly for the fiscal year ending June 30, 2000. The Department of Corrections for the fiscal year ending June 30, 2000, shall be authorized to employ up to six percent (6%) of its total authorized full-time-equivalent employees in the unclassified service and be subject to the following budgetary limitations and 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>
Full-time-equivalent Employees	5,780.2
Lease-Purchase Agreements	\$3,500,000.00

SECTION 8. The Department of Mental Health and Substance Abuse Services shall maintain an agreement with the Department of

Corrections to provide public service work positions for a minimum of fifty (50) trustees pursuant to Section 215 et seq. of Title 57 of the Oklahoma Statutes.

SECTION 9. The Department of Corrections is authorized to enter into an agreement with the Department of Human Services to utilize prison inmates for construction projects subject to written restrictions and conditions regarding security classification and other matters related to the control of inmates and public safety. Before utilizing inmates, the Department of Corrections shall enter into a written agreement concerning, but not limited to, liability, funding, pay, public security and transportation. Provided, further, that prison inmates shall not be used to replace any current Department of Human Services employees.

PARDON AND PAROLE BOARD

SECTION 10. There is hereby appropriated to the Pardon and Parole Board 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 Eighty-five Thousand Nine Hundred Fifty Dollars (\$85,950.00) or so much thereof as may be necessary to perform the duties imposed upon the Pardon and Parole Board by law.

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

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

SECTION 12. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Office of the Pardon and Parole Board shall be set by the Chief Administrative Officer. The salary of the Chief Administrative Officer shall not exceed Forty-nine Thousand Nine Hundred Thirty-one Dollars (\$49,931.00) per annum, payable monthly for the fiscal year ending June 30, 2000. The Office of the Pardon and Parole Board 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:

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

SECTION 13. 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-99, 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 14. 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