

ENROLLED SENATE
BILL NO. 930

By: Haney and Hobson of the
Senate

and

Settle and Begley of the
House

An Act relating to the Oklahoma Tourism and Recreation Department; amending Section 96 of Enrolled House Bill No. 2260 of the 2nd Session of the 47th Legislature, which relates to appropriations; modifying amount of appropriation; making appropriations to the Oklahoma Tourism and Recreation Department; stating purposes; reappropriating and redesignating funds to the Oklahoma Tourism and Recreation Department; requiring budgeting of certain funds in certain categories and amounts; requiring certain performance measures; providing for duties and compensation of employees; providing budgetary limitations; making filling of certain position contingent on receipt of certain funds; limiting the salary of the Executive Director; prohibiting the closing of state parks without legislative approval; providing exception; authorizing the establishment of certain internship program in the area of tourism management; making certain appropriations nonfiscal; requiring budgeting of certain funds in certain years; requiring certain budgeting procedures; prohibiting certain budget procedures; providing lapse dates; providing an effective date; and declaring an emergency.

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

OKLAHOMA TOURISM AND RECREATION DEPARTMENT

SECTION 1. AMENDATORY Section 96 of Enrolled House Bill No. 2260 of the 2nd Session of the 47th Legislature, is amended to read as follows:

Section 96. 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, 2001, the sum of ~~Twenty-eight Million Six Hundred Seventy-nine Thousand Nine Hundred Eighty-five Dollars (\$28,679,985.00)~~ Twenty-seven Million Six Hundred Sixty-five Thousand Nine Hundred Eighty-one Dollars (\$27,665,981.00) or so much

thereof as may be necessary to perform the duties imposed upon the Oklahoma Tourism and Recreation Department by law.

SECTION 2. There is hereby appropriated to the Oklahoma Tourism and Recreation Department from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury the sum of One Million Two Hundred Twenty-nine Thousand and Four Dollars (\$1,229,004.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Tourism and Recreation Department by law.

SECTION 3. There is hereby appropriated to the Oklahoma Tourism and Recreation Department from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00) or so much thereof as may be necessary to fund the operations and maintenance of Welcome Centers.

SECTION 4. There is hereby appropriated to the Oklahoma Tourism and Recreation Department from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury the sum of Three Hundred Thousand Dollars (\$300,000.00) or so much thereof as may be necessary to fund the Quartz Mountain Arts and Conference Center operations and management contract.

SECTION 5. There is hereby appropriated to the Oklahoma Tourism and Recreation Department from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury the sum of One Hundred Thousand Dollars (\$100,000.00) or so much thereof as may be necessary to fund the reproduction expenses associated with the special memorial issue of the Oklahoma Today Magazine providing the historical record of the Oklahoma City Murrah Bombing.

SECTION 6. REAPPROPRIATION AND REDESIGNATION The amount of Two Hundred Thirteen Thousand Dollars (\$213,000.00) of the original appropriation of Three Hundred Fifty Thousand Dollars (\$350,000.00) appropriated to the Oklahoma Tourism and Recreation Department by Section 19, Chapter 12, O.S.L. 1996, and reappropriated by Section 14, Chapter 280, O.S.L. 1998, is hereby reappropriated and redesignated for sewage lagoon maintenance and reconstruction, lift station construction, and other sewage disposal projects. If on the date this act is approved any of the amount originally appropriated as adjusted by expenditures, encumbrances and transfers, results in an unencumbered balance less than the reappropriated and redesignated amount, then such amount is reduced to the unencumbered balance.

SECTION 7. For the fiscal year ending June 30, 2001, 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	\$2,870,548.00	\$3,340,548.00
Division of Human Resources	520,515.00	545,515.00

Division of State Parks	14,390,835.00	26,995,970.00
Golf Courses	1,014,004.00	7,369,004.00
Division of Planning and Development	865,289.00	1,896,315.00
Division of State Resorts	2,887,102.00	12,697,102.00
Division of Travel and Tourism	1,870,593.00	6,650,593.00
Film Office	368,329.00	399,829.00
Welcome Centers	1,579,172.00	1,665,172.00
Oklahoma Today Magazine	340,819.00	1,575,819.00
Multicounty Organizations	991,258.00	1,016,258.00
Scenic Rivers Commission	383,852.00	576,352.00
TRIP	901,494.00	906,494.00
Cherokee National Historical Society for Tsa-La-Gi "Theme" Park	37,575.00	37,575.00
Cherokee Heritage Center	10,000.00	\$10,000.00
Anadarko Chamber of Commerce for the American Indian Exposition	44,000.00	44,000.00
Summer Arts Institute	39,600.00	39,600.00
Jazz Hall of Fame	200,000.00	200,000.00
Greenwood Cultural Center	150,000.00	150,000.00
Red Earth	30,000.00	50,000.00
Shakespearean Festival	<u>50,000.00</u>	<u>50,000.00</u>
TOTAL	\$29,544,985.00	\$66,216,146.00

The agency shall develop outcome-based performance measures for each agency division budget category.

SECTION 8. 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 Executive Director. The Oklahoma Tourism and Recreation Department for the fiscal year ending June 30, 2001, 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>
Average Number of Full-time-equivalent Employees, Excluding Seasonal Employees and Project Labor	823.0
Lease-Purchase Agreements	\$1,863,011.00

SECTION 9. Of the eight hundred twenty-three (823.0) full-time-equivalent employee positions authorized in Section 8 of this act, one (1.0) 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 10. The salary of the Executive Director shall be set by the Oklahoma Tourism and Recreation Commission and shall not exceed Seventy-two Thousand Dollars (\$72,000.00) per annum, payable monthly for the months of July, August, and September 2000. Effective October 1, 2000, the salary of the Executive Director shall be set by the Oklahoma Tourism and Recreation Commission and shall not exceed Seventy-four Thousand Dollars (\$74,000.00) per annum, payable monthly for the remainder of the fiscal year ending June 30, 2001.

SECTION 11. No additional state parks shall be closed for part of the year without the specific authorization of the Legislature. State parks that 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 12. 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.

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, 2001 (hereafter FY-01) or may be budgeted for the fiscal year ending June 30, 2002 (hereafter FY-02). Funds budgeted for FY-01 may be encumbered only through June 30, 2001, and must be expended by November 15, 2001. Any funds remaining after November 15, 2001, and not budgeted for FY-02, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-02 may be encumbered only through June 30, 2002. Any funds remaining after November 15, 2002, 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-01, and not required to pay obligations for that fiscal year, may be budgeted for FY-02, 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-01 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 14. This act shall become effective July 1, 2000.

SECTION 15. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 25th day of May, 2000.

President of the Senate

Passed the House of Representatives the 25th day of May, 2000.

Speaker of the House of
Representatives