

STATE OF OKLAHOMA

1st Session of the 48th Legislature (2001)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 1525

By: Mass and Bonny of the House

and

Haney and Hobson of the
Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to financial regulatory entities; making an appropriation to the State Banking Department; stating purpose; requiring certain funds to be budgeted in certain categories and amounts; providing for duties and compensation of employees; limiting the salary of the Banking Commissioner; providing budgetary limitations; directing transfers of certain funds; making an appropriation to the Department of Consumer Credit; requiring certain funds to be budgeted in certain categories and amounts; providing for duties and compensation of employees; limiting the salary of the Administrator; providing budgetary limitations; making an appropriation to the Department of Securities; requiring certain funds to be budgeted in certain categories and amounts; providing for duties and compensation of employees; limiting the salary of the Administrator; providing budgetary limitations; directing transfers of certain funds; 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:

STATE BANKING DEPARTMENT

SECTION 1. There is hereby appropriated to the State Banking Department from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2002, the sum of Three Million One Hundred Seventy-one Thousand Two Hundred Forty-six Dollars (\$3,171,246.00) or so

much thereof as may be necessary to perform the duties imposed upon the State Banking Department by law.

SECTION 2. For the fiscal year ending June 30, 2002, the State Banking Department shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$768,422.00	\$961,500.00
Examinations	<u>2,402,824.00</u>	<u>4,238,500.00</u>
TOTAL	\$3,171,246.00	\$5,200,000.00

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Banking Department by law shall be set by the Banking Commissioner. The salary of the Banking Commissioner shall be set by the Banking Board and shall not exceed One Hundred Ten Thousand Dollars (\$110,000.00) per annum, payable monthly for the fiscal year ending June 30, 2002. The State Banking Department for the fiscal year ending June 30, 2002, 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	46.0
Lease-Purchase Agreements	\$0.00

SECTION 4. TRANSFER The Director of State Finance shall transfer the sum of One Hundred Thousand Dollars (\$100,000.00) from the Bank Examination Revolving Fund ("210 Fund") of the Banking Department to the Special Cash Fund of the State Treasury.

DEPARTMENT OF CONSUMER CREDIT

SECTION 5. There is hereby appropriated to the Department of Consumer Credit from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year

ending June 30, 2002, the sum of Seven Hundred Eighty-eight Thousand Nine Hundred Forty-two Dollars (\$788,942.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Consumer Credit by law.

SECTION 6. For the fiscal year ending June 30, 2002, the Department of Consumer Credit shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
General Operations	\$788,942.00	\$995,000.00

SECTION 7. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Consumer Credit by law shall be set by the Administrator. The salary of the Administrator shall not exceed Fifty-six Thousand Three Hundred Sixteen Dollars (\$56,316.00) per annum, payable monthly for the fiscal year ending June 30, 2002. The Department of Consumer Credit, for the fiscal year ending June 30, 2002, 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	16.0
Lease-Purchase Agreements	\$9,000.00

OKLAHOMA DEPARTMENT OF SECURITIES

SECTION 8. There is hereby appropriated to the Oklahoma Department of Securities from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2002, the sum of Seven Hundred Thirty-one Thousand One Hundred Seventy-four Dollars (\$731,174.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Department of Securities by law.

SECTION 9. For the fiscal year ending June 30, 2002, the Oklahoma Department of Securities shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
General Operations	\$731,174.00	\$3,150,000.00

SECTION 10. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Department of Securities by law shall be set by the Administrator. The salary of the Administrator shall be set by the Oklahoma Securities Commission and shall not exceed One Hundred Ten Thousand Dollars (\$110,000.00) per annum, payable monthly for the fiscal year ending June 30, 2002. The Oklahoma Department of Securities, for the fiscal year ending June 30, 2002, 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	34.0
Lease-Purchase Agreements	\$19,000.00

SECTION 11. TRANSFER The Director of State Finance shall transfer the sum of One Million Two Hundred Thousand Dollars (\$1,200,000.00) from the Oklahoma Securities Commission Revolving Fund ("200 Fund") of the Securities Commission to the Special Cash Fund of the State Treasury.

SECTION 12. Appropriations made by this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2002 (hereafter FY-02) or may be budgeted for the fiscal year ending June 30, 2003 (hereafter FY-03). Funds budgeted for FY-02 may be encumbered only through June 30, 2002, and must be expended by November 15, 2002. Any funds

remaining after November 15, 2002, and not budgeted for FY-03, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-03 may be encumbered only through June 30, 2003. Any funds remaining after November 15, 2003, 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-02, and not required to pay obligations for that fiscal year, may be budgeted for FY-03, 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-02 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 13. Sections 1, 2, 3, 5, 6, 7, 8, 9, 10 and 12 of this act shall become effective July 1, 2001.

SECTION 14. 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.

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