

ENROLLED HOUSE  
BILL NO. 2511

By: Mass and Bonny of the House

and

Haney and Hobson of the  
Senate

An Act relating to the Oklahoma Conservation Commission; making an appropriation to the Oklahoma Conservation Commission; stating purpose; requiring budgeting in certain categories and amounts; providing for duties and compensation of employees; limiting salary of the Executive Director; requiring certain budgetary limitations; making certain employees contingent on funding; making such employees unclassified and exempt; authorizing certain expenditure; providing budgetary limitations; making certain appropriations nonfiscal; providing lapse dates; requiring certain budget procedures; prohibiting certain budget procedures; providing an effective date; and declaring an emergency.

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

SECTION 1. There is hereby appropriated to the Oklahoma Conservation Commission from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2003, the sum of Seven Million Two Hundred Eighty-seven Thousand Ninety-four Dollars (\$7,287,094.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Conservation Commission by law.

SECTION 2. For the fiscal year ending June 30, 2003, the Oklahoma Conservation Commission shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$660,215.00	\$1,300,000.00
Watershed Operation and		
Maintenance	630,000.00	3,500,000.00
Field Service	5,881,879.00	7,200,000.00
Abandoned Mine Land Reclamation	0.00	5,000,000.00
Water Quality	<u>115,000.00</u>	<u>7,500,000.00</u>

TOTAL \$7,287,094.00 \$24,500,000.00

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Conservation Commission by law shall be set by the Executive Director of the Commission. The salary of the Executive Director of the Oklahoma Conservation Commission shall not exceed Sixty Thousand One Hundred Eighty-four Dollars (\$60,184.00) per annum, payable monthly for the fiscal year ending June 30, 2003. The Oklahoma Conservation Commission for the fiscal year ending June 30, 2003, 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	17.0
Lease-Purchase Agreements	\$20,000.00

SECTION 4. Of the seventeen (17) full-time-equivalent employee positions authorized in Section 2 of this act, six (6) full-time-equivalent employee positions shall be filled contingent upon procurement of federal funds for the Abandoned Mine Lands Program. Such six (6) full-time-equivalent employee positions supported by federal funds shall be terminated upon the discontinuation of federal funds dedicated to the Abandoned Mine Lands programs. Such six (6) full-time-equivalent employee positions shall be unclassified and, except for leave regulations, shall be exempt from the rules of the Merit System of Personnel Administration.

SECTION 5. Notwithstanding the purpose and limitations specified by Sections 3-3-407, 3-3-408 and 3-3-409 of Title 27A of the Oklahoma Statutes, the Oklahoma Conservation Commission is hereby authorized to expend an amount not to exceed Two Hundred Thousand Dollars (\$200,000.00) from the Small Watersheds Flood Control for flood control, safety and agency operations during the fiscal year ending June 30, 2003.

SECTION 6. Appropriations made by this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2003 (hereafter FY-03) or may be budgeted for the fiscal year ending June 30, 2004 (hereafter FY-04). Funds budgeted for FY-03 may be encumbered only through June 30, 2003, and must be expended by November 15, 2003. Any funds remaining after November 15, 2003, and not budgeted for FY-04, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-04 may be encumbered only through June 30, 2004. Any funds remaining after November 15, 2004, 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-03, and not required to pay obligations for that fiscal year, may be budgeted for FY-04, 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-03 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 7. This act shall become effective July 1, 2002.

SECTION 8. 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 House of Representatives the 20th day of May, 2002.

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Presiding Officer of the House of  
Representatives

Passed the Senate the 20th day of May, 2002.

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Presiding Officer of the Senate