ENROLLED SENATE
BILL NO. 1492

By: Haney and Hobson of the Senate

and

Mass and Bonny of the House

An Act relating to tourism; requiring the Oklahoma Tourism and Recreation Department to budget certain funds in certain categories and amounts; providing for duties and compensation of employees; limiting the salary of the Executive Director; providing budgetary limitations; making filling of certain position contingent on receipt of certain funds; making an appropriation to the Oklahoma Historical Society; specifying purpose; requiring budgeting in certain categories and amounts; requiring performance measures; making appropriations to the J.M. Davis Memorial Commission and the Will Rogers Memorial Commission; specifying purposes; providing for exception to certain budgetary limitations; providing lapse dates; providing for budgeting; requiring procedures; and repealing Sections 5, 6 and 7, Chapter 290, O.S.L. 2001, as amended by Sections 65, 66 and 67, Chapter 433, O.S.L. 2001, Sections 1 and 3, Chapter 342, O.S.L. 2001, as amended by Sections 71 and 72, Chapter 433, O.S.L. 2001, and Sections 101 and 102, Chapter 433, O.S.L. 2001, which relate to tourism.

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

TOURISM

SECTION 1. For the fiscal year ending June 30, 2002, the Oklahoma Tourism and Recreation Department shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administration	$ 2,913,065.00	$ 3,696,440.00
Division of State Parks	16,051,097.00	29,021,361.00
Golf Courses	1,082,114.00	7,593,426.00
Division of Planning and Development	877,673.00	3,106,423.00

Division of State Resorts	3,473,165.00	13,509,415.00
Division of Travel and Tourism	2,448,779.00	7,294,500.00
Oklahoma Film Office and Production Rebate Program	486,631.00	517,006.00
Division of Human Resources	527,945.00	552,945.00
Welcome Centers	1,567,265.00	1,651,840.00
Oklahoma Today Magazine	250,726.00	1,593,226.00
Multicounty Organizations	1,241,258.00	1,266,258.00
Scenic Rivers Commission	357,805.00	694,149.00
TRIP	910,575.00	935,575.00
Cherokee National Historical Society - Tsa La Gi	37,575.00	37,575.00
Red Earth	30,000.00	30,000.00
Summer Arts Institute	39,600.00	39,600.00
Shakespearean Festival	105,000.00	105,000.00
Cherokee Heritage Center	100,000.00	100,000.00
Greenwood Cultural Center	150,000.00	150,000.00
Bicycle Trail Matching Grant Program	500,000.00	3,000,000.00
Jazz Hall of Fame	200,000.00	200,000.00
TOTAL	$33,350,273.00	$75,094,739.00

SECTION 2. 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 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 fiscal year ending June 30, 2002. The Oklahoma Tourism and Recreation 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:

Budgetary Limitation	Amount

Average Number of Full-time-equivalent Employees, Excluding Seasonal Employees and Project Labor	824.0
Lease-Purchase Agreements made pursuant to the appropriations in this act	$1,863,011.00

SECTION 3. Of the eight hundred twenty-four (824.0) full-time-equivalent employee positions authorized in 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 4. There is hereby appropriated to the Oklahoma Historical Society 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 Ten Million Ninety-seven Thousand Two Hundred Thirty-three Dollars ($10,097,233.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Historical Society by law, less any amounts disbursed or allocated prior to the effective date of this act pursuant to the appropriation made by Section 1, Chapter 342, O.S.L. 2001, as amended by Section 71, Chapter 433, O.S.L. 2001.

SECTION 5. For the fiscal year ending June 30, 2002, the Oklahoma Historical Society shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administration	$ 873,175.00	$ 1,023,175.00
Museums & Sites	8,272,223.00	12,297,223.00
Preservation	173,289.00	1,073,289.00
Education/Membership Services	533,322.00	1,033,322.00
Research	995,224.00	1,495,224.00
TOTAL	$10,847,233.00	$16,922,233.00

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

SECTION 6. There is hereby appropriated to the J.M. Davis Memorial Commission 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 Fifty Thousand Dollars ($50,000.00) or so much thereof as may be necessary to perform the duties imposed upon the J.M. Davis Memorial Commission by law less any amounts disbursed or allocated prior to the effective date of this act pursuant to the appropriation made by Section 101, Chapter 433, O.S.L. 2001.

SECTION 7. There is hereby appropriated to the Will Rogers Memorial Commission 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 One Hundred Thirty-seven Thousand Dollars ($137,000.00) or so much thereof as may be necessary to perform the duties imposed upon the Will Rogers Memorial Commission by law less any amounts disbursed or allocated prior to the effective date of this act pursuant to the appropriation made by Section 102, Chapter 433, O.S.L. 2001.

SECTION 8. Budgetary and employee limitations otherwise imposed upon agencies by law shall not apply to expenditures by state agencies made from appropriations and transfers made by this act.

SECTION 9. 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 10. REPEALER Sections 5, 6 and 7, Chapter 290, O.S.L. 2001, as amended by Sections 65, 66 and 67, Chapter 433, O.S.L. 2001, Sections 1 and 3, Chapter 342, O.S.L. 2001, as amended by Sections 71 and 72, Chapter 433, O.S.L. 2001, and Sections 101 and 102, Chapter 433, O.S.L. 2001, are hereby repealed.

Passed the Senate the 6th day of February, 2002.

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Presiding Officer of the Senate

Passed the House of Representatives the 12th day of February, 2002.

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Presiding Officer of the House
of Representatives