STATE OF OKLAHOMA

2nd Session of the 48th Legislature (2002)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL 1042

By: Haney and Hobson of the Senate

and

Mass and Bonny of the House

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to the Department of Securities; making an appropriation to the Department of Securities; requiring certain funds to be budgeted in certain categories and amounts; requiring performance measures; 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:

DEPARTMENT OF SECURITIES

SECTION 1. There is hereby appropriated to the 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, 2003, the sum of Six Hundred Ninety-four Thousand Six Hundred Fifteen Dollars ($694,615.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Securities by law.

SECTION 2. For the fiscal year ending June 30, 2003, the Department of Securities shall budget all funds in the following categories and amounts:

| Category | Appropriation | Total |
|---|---|---|

| | | |
|---|---|---|
| General Operations | $694,615.00 | $3,141,441.00 |

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

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Securities by law shall be set by the Administrator. The salary of the Administrator shall be set by the Department of Securities and shall not exceed One Hundred Ten Thousand Dollars ($110,000.00) per annum, payable monthly for the fiscal year ending June 30, 2003. The Department of Securities 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:

| Budgetary Limitation | Amount |
|---|---|
| Full-time-equivalent Employees | 34.0 |
| Lease-Purchase Agreements | $19,000.00 |

SECTION 4. TRANSFER The Director of State Finance shall transfer the sum of Two Million Four Hundred Thousand Dollars ($2,400,000.00) from the Securities Commission Revolving Fund ("200 Fund") of the Securities Commission to the Special Cash Fund of the State Treasury.

SECTION 5. 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 6. Sections 1, 2, 3 and 5 of this act shall become effective July 1, 2002.

SECTION 7. 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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