

STATE OF OKLAHOMA

2nd Session of the 48th Legislature (2002)

SENATE BILL 1183

By: Haney and Hobson of the
Senate

and

Mass and Bonny of the
House

AS INTRODUCED

An Act relating to transportation; making appropriations to the Department of Transportation; stating purposes; requiring transfers of certain monies; requiring expenditures for certain purposes; providing for transfer of certain funds; requiring certain funds to be used for certain purposes; prohibiting certain funds from being used for certain purposes; requiring budgeting in certain categories and amounts; requiring performance measures; providing for duties and compensation of employees; limiting the salary of the Director; providing budgetary limitations; authorizing the Department to match certain federal funds and coordinate with the Department of Civil Emergency Management for expenditure; authorizing expenditure of funds in conjunction or cooperation with federal agencies or institutions; making certain appropriations nonfiscal; making an appropriation to the Oklahoma Space Industry Development Authority; stating purposes; requiring budgeting in certain categories and amounts; requiring performance measures; providing for duties and compensation of employees; limiting the salary of the Chief Executive Officer; providing budgetary limitations; 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:

DEPARTMENT OF TRANSPORTATION

SECTION 1. There is hereby appropriated to the Department of Transportation 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 _____ Dollars (\$0.00) or so much thereof as may be necessary to perform the duties set

forth in Section 2003 of Title 69 of the Oklahoma Statutes. The appropriation set forth in this section shall be transferred to the State Highway Construction and Maintenance Fund.

SECTION 2. There is hereby appropriated to the Department of Transportation 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 _____ Dollars (\$0.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Transportation by law. The appropriation set forth in this section shall be transferred to the Public Transit Revolving Fund.

SECTION 3. The Department of Transportation shall expend from the funds dedicated to construction not less than _____ Dollars (\$0.00) for the construction of roads to existing industrial sites and roads for economic development purposes, and not less than _____ Dollars (\$0.00) for the construction, maintenance and repair of roads to historical sites and lake access roads.

SECTION 4. The Department of Transportation shall transfer from any monies available in the State Highway Construction and Maintenance Fund to the Oklahoma Aeronautics Commission Revolving Fund the sum of _____ Dollars (\$0.00) for use by the Oklahoma Aeronautics Commission for the repair, construction or extension of airport runways and facilities, for providing lighting and safety markers at airports and to provide the funds for administration and operating expenses. The funds may be used for matching purposes. The funds shall not be expended for the construction or repair of hangars, fixed base operator facilities or passenger terminal buildings.

SECTION 5. For the fiscal year ending June 30, 2003, the Department of Transportation shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$0.00	\$0.00
Operations	0.00	0.00
Engineering	0.00	0.00
Intermodal	0.00	0.00
County Roads, Bridges and Equipment	0.00	0.00
Industrial and Lake Access	0.00	0.00
Capital Improvement Program	0.00	0.00
State Aid Roads and Bridges	0.00	0.00
Federal Aid Roads and Bridges	0.00	0.00
Right-of-Way Acquisition	<u>0.00</u>	<u>0.00</u>
TOTAL	\$0.00	\$0.00

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

SECTION 6. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Transportation by law shall be set by the Director. The salary of the Director of the Department of Transportation shall not exceed _____ Dollars (\$0.00) per annum, payable monthly for the fiscal year ending June 30, 2003. The Department of Transportation 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	0.0
Lease-Purchase Agreements	\$0.00

SECTION 7. The Department of Transportation is hereby authorized to use any funds available to the Department to match

funds which are advanced under the provisions of Sections 402, 403 and 419, Public Law 93-288, Disaster Relief Act of 1974, to repair, restore, reconstruct or replace public transportation facilities or to remove debris or wreckage from publicly owned facilities. The Department of Transportation shall coordinate with the Department of Civil Emergency Management for expenditure of funds for such purpose.

SECTION 8. All funds available by law for expenditure by the Department of Transportation may be used and expended in conjunction or cooperation with any federal agency or instrumentality pursuant to such terms and conditions as may be necessary to obtain grants or federal aid assistance in accordance with state law.

OKLAHOMA SPACE INDUSTRY DEVELOPMENT AUTHORITY

SECTION 9. There is hereby appropriated to the Oklahoma Space Industry Development Authority 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 _____ Dollars (\$0.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Space Industry Development Authority by law.

SECTION 10. For the fiscal year ending June 30, 2003, the Oklahoma Space Industry Development Authority shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Revolving Funds</u>	<u>Federal Funds</u>	<u>Total</u>
Administration	\$0.00	\$0.00	\$0.00	\$0.00
Operations	0.00	0.00	0.00	0.00
Federal Fund	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
TOTAL	\$0.00	\$0.00	\$0.00	\$0.00

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

SECTION 11. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed

upon the Oklahoma Space Industry Development Authority by law shall be set by the Chief Executive Officer of the Oklahoma Space Industry Development Authority. The salary of the Chief Executive Officer of the Oklahoma Space Industry Development Authority shall not exceed _____ Dollars (\$0.00) per annum, payable monthly for the fiscal year ending June 30, 2002. The Oklahoma Space Industry Development Authority 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	0.0
Lease-Purchase Agreements	\$0.00

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, 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 13. This act shall become effective July 1, 2002.

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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