

ENGROSSED SENATE AMENDMENT
TO
ENGROSSED HOUSE
BILL NO. 2056

By: Mitchell and Bonny of the
House

and

Morgan and Robinson of the
Senate

(Commission on Consumer Credit - appropriation -
effective date -

emergency)

AMENDMENT NO. 1. Page 1, strike the stricken title, enacting
clause and entire bill and insert

"An Act relating to the Department of Consumer
Credit; requiring certain funds to be budgeted in
certain categories and amounts; requiring certain
performance measures; providing for duties and
compensation of employees; providing budgetary
limitations; requiring and authorizing certain
transfers; making certain appropriations nonfiscal;
providing exception; 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:

SECTION 1. For the fiscal year ending June 30, 2005, 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	\$616,513.00	\$987,580.00

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

SECTION 2. 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 Department of Consumer Credit for the fiscal year ending June 30, 2005, 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

SECTION 3. TRANSFER The Director of State Finance shall transfer the sum of One Hundred Eighty Thousand Dollars (\$180,000.00) from the Mortgage Broker Recovery Fund ("220 Fund") of the Department of Consumer Credit to the Special Cash Fund of the State Treasury.

SECTION 4. TRANSFER The Director of State Finance shall transfer the sum of Two Hundred Thousand Dollars (\$200,000.00) from the Deferred Deposit Lender Fund ("230 Fund") of the Department of Consumer Credit to the Special Cash Fund of the State Treasury.

SECTION 5. Appropriations made by Section 91 of Enrolled House Bill No. 2007 of the 2nd Session of the 49th Oklahoma Legislature, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2005 (hereafter FY-05) or may be budgeted for the fiscal year ending June 30, 2006 (hereafter FY-06). Funds budgeted for FY-05 may be encumbered only through June 30, 2005, and must be expended by November 15, 2005. Any funds remaining after November 15, 2005, and not budgeted for FY-06, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-06 may be encumbered only through June 30, 2006. Any funds remaining after November 15, 2006, 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-05, and not

required to pay obligations for that fiscal year, may be budgeted for FY-06, 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-05 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 6. This act shall become effective July 1, 2004.

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.

Passed the Senate the 21st day of April, 2004.

Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____, 2004.

Presiding Officer of the House
of Representatives