

ENGROSSED SENATE AMENDMENT
TO
ENGROSSED HOUSE
BILL NO. 2089

By: Mitchell and Bonny of the
House

and

Morgan and Robinson of the
Senate

An Act relating to the Department of Public Safety;
requiring budgeting in certain categories and
amounts; requiring certain performance measures;
providing for the duties and compensation of
employees; providing budgetary limitations; providing
exceptions to the budgetary limitations; authorizing
certain expenditures; limiting expenditures for
certain purpose; providing lapse dates; providing an
effective date; and declaring an emergency.

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

"An Act relating to the Department of Public Safety;
requiring budgeting in certain categories and
amounts; requiring certain performance measures;
providing for the duties and compensation of
employees; providing budgetary limitations; providing
exceptions to the budgetary limitations; requiring
and authorizing certain expenditures; authorizing
Patrol Academy; requiring and prohibiting certain
budget practices; 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 Public Safety shall budget all funds in the following
categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administrative Services	\$ 7,500,000.00	\$ 12,500,000.00
Law Enforcement Services	38,062,004.00	71,062,004.00
Motor Vehicle Operations	2,000,000.00	10,000,000.00
Driver's Licensing	10,000,000.00	13,750,000.00

Size and Weight Permits	800,000.00	2,150,000.00
Telecommunication Services	6,000,000.00	15,000,000.00
Highway Safety Office	175,000.00	7,185,000.00
Homeland Security	225,000.00	55,475,000.00
Board of Chemical Tests	<u>300,000.00</u>	<u>400,000.00</u>
TOTAL	\$65,062,004.00	\$187,522,004.00

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 Public Safety by law shall be set by the Director. The Department of Public Safety for the fiscal year ending June 30, 2005, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures, except the full-time-equivalent employee limit shall not include cadets while they are members of a patrol school or during their employment in probationary status, 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	1,548.0
Lease-Purchase Agreements	\$630,500.00

SECTION 3. Of the monies appropriated to the Department of Public Safety by Sections 119 and 120 of Enrolled House Bill No. 2007 of the 2nd Session of the 49th Oklahoma Legislature, Twenty-six Thousand Dollars (\$26,000.00) shall be expended for the services of a Capitol Patrol Officer to the Oklahoma Workers' Compensation Court pursuant to a contract between the Department of Public Safety and the Oklahoma Workers' Compensation Court.

SECTION 4. Of the monies appropriated to the Department of Public Safety by Sections 119 and 120 of Enrolled House Bill No.

2007 of the 2nd Session of the 49th Oklahoma Legislature, Sixty-five Thousand Dollars (\$65,000.00) shall be expended for the annual lease payment of the Clinton/Sherman Industrial Complex.

SECTION 5. The Department of Public Safety is hereby authorized to expend Four Million Two Hundred Thousand Dollars (\$4,200,000.00) from the Department of Public Safety Patrol Vehicle Revolving Fund for the fiscal year ending June 30, 2005, for the purchase of patrol vehicles and aircraft and equipping those vehicles and aircraft.

SECTION 6. Of the monies appropriated to the Department of Public Safety by Sections 119 and 120 of Enrolled House Bill No. 2007 of the 2nd Session of the 49th Oklahoma Legislature, not more than Three Hundred Thousand Dollars (\$300,000.00) shall be expended to support the Board of Chemical Tests for the fiscal year ending June 30, 2005.

SECTION 7. The Department of Public Safety, for the fiscal year ending June 30, 2005, may have a Patrol Academy consisting of no fewer than thirty (30) cadets, subject to the availability of funds.

SECTION 8. Appropriations made by Sections 119 and 120 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 9. This act shall become effective July 1, 2004.

SECTION 10. 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 19th 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