STATE OF OKLAHOMA

1st Session of the 49th Legislature (2003)

CONFERENCE COMMITTEE
SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 1158

By: Mitchell and Bonny of the House

and

Morgan and Robinson of the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to the Oklahoma Arts Council; making an appropriation to the Oklahoma Arts Council; specifying purposes; requiring budgeting of certain funds in certain categories and amounts; requiring performance measures for budget categories; providing for duties and compensation of employees; setting maximum salary of the Chief Administrative Officer; providing budgetary limitations; 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. There is hereby appropriated to the Oklahoma Arts Council from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2004, the sum of Three Million Eight Hundred Sixty-four Thousand Seventy-seven Dollars ($3,864,077.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Arts Council by law.

SECTION 2. For the fiscal year ending June 30, 2004, the Oklahoma Arts Council shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Public/Private Partnerships for Community Programs	$3,464,077.00	$4,464,077.00

Learning and the Arts	400,000.00	1,000,000.00
TOTAL	$3,864,077.00	$5,464,077.00

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 Oklahoma Arts Council by law shall be set by the Council. The salary of the Chief Administrative Officer shall not exceed Fifty-nine Thousand Five Hundred Dollars ($59,500.00) per annum, payable monthly for the fiscal year ending June 30, 2004. The Oklahoma Arts Council for the fiscal year ending June 30, 2004, shall be subject to the following budgetary limitations on full-time-equivalent employees, 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	17.0

SECTION 4. Appropriations made by this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2004 (hereafter FY-04) or may be budgeted for the fiscal year ending June 30, 2005 (hereafter FY-05). Funds budgeted for FY-04 may be encumbered only through June 30, 2004, and must be expended by November 15, 2004. Any funds remaining after November 15, 2004, and not budgeted for FY-05, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-05 may be encumbered only through June 30, 2005. Any funds remaining after November 15, 2005, 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-04, and not required to pay obligations for that fiscal year, may be budgeted for FY-05, 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-04 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 5. This act shall become effective July 1, 2003.

SECTION 6. 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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