

STATE OF OKLAHOMA

1st Session of the 49th Legislature (2003)

CONFERENCE COMMITTEE
SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 1161

By: Mitchell and Bonny of the
House

and

Morgan and Robinson of the
Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to the Oklahoma Educational Television Authority; making an appropriation to the Oklahoma Educational Television Authority; specifying purposes; providing for the budgeting of funds in certain categories and amounts; requiring certain performance measures for budget categories; providing for duties and compensation of employees of the Oklahoma Educational Television Authority; limiting the salary of the Director; providing budgetary limitations; making a reappropriation and redesignation; making a reappropriation; requiring budgeting of certain funds in certain years; requiring certain budget 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 Educational Television Authority 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 Four Hundred Forty-eight Thousand Sixty-four Dollars (\$3,448,064.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Educational Television Authority by law.

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

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Programming	\$1,315,075.00	\$2,455,987.00
Technical Services	1,688,658.00	3,642,526.00
Administration	<u>444,331.00</u>	<u>661,357.00</u>
TOTAL	\$3,448,064.00	\$6,759,870.00

The Authority 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 Educational Television Authority by law shall be set by the Director. The salary of the Director shall not exceed Fifty-nine Thousand One Hundred Sixteen Dollars (\$59,116.00) per annum, payable monthly for the fiscal year ending June 30, 2004. The Oklahoma Educational Television Authority for the fiscal year ending June 30, 2004, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capitol 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	84.0
Lease-Purchase Agreements	\$0.00

SECTION 4. REAPPROPRIATION AND REDESIGNATION The amount of Two Hundred Thousand Dollars (\$200,000.00) of the original appropriation of Six Million Seven Hundred Thousand Dollars (\$6,700,000.00), appropriated to the Oklahoma Educational Television Authority by Section 12, Chapter 290, O.S.L. 2001, from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury, for the cost of digital conversion, is hereby reappropriated and redesignated for operating costs for digital television broadcasting. If, on the date this act is approved, any of the amount originally appropriated, as adjusted by expenditures,

encumbrances and transfers, results in an unencumbered balance less than the reappropriated and redesignated amount, that reappropriated and redesignated amount is reduced to the unencumbered amount.

SECTION 5. REAPPROPRIATION The amount of Ninety-one Thousand Dollars (\$91,000.00) originally appropriated to the Oklahoma Educational Television Authority by Section 10, Chapter 105, O.S.L. 1998, from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1999, to perform the duties imposed upon the Oklahoma Educational Television Authority by law, reappropriated and redesignated by Section 1, Chapter 345, O.S.L. 1999, and reappropriated by Section 13, Chapter 290, O.S.L. 2001, is hereby reappropriated for the purpose designated in Section 1, Chapter 345, O.S.L. 1999, for engineering tower and frequency studies related to conversion to digital satellite broadcasting, as adjusted for transfer, less any amount that has been expended upon the effective date of this act.

SECTION 6. 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 7. This act shall become effective July 1, 2003.

SECTION 8. 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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