STATE OF OKLAHOMA

1st Session of the 49th Legislature (2003)

CONFERENCE COMMITTEE
SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 1211

By: Mitchell and Bonny of the House

and

Morgan and Robinson of the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to the Insurance Department; making an appropriation to the State Insurance Department; stating purpose; requiring certain funds to be budgeted in certain categories and amounts; providing for duties and compensation of employees; providing budgetary limitations; requiring and authorizing certain transfers; 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:

INSURANCE DEPARTMENT

SECTION 1. There is hereby appropriated to the Insurance Department 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 Two Million Seventy-two Thousand One Hundred Fifty-seven Dollars ($2,072,157.00) or so much thereof as may be necessary to perform the duties imposed upon the Insurance Department by law.

SECTION 2. For the fiscal year ending June 30, 2003, the Insurance Department shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administration	$717,000.00	$1,866,411.00
Regulatory/Enforcement	1,337,722.00	6,757,193.00

Senior Health Insurance Counseling Program	17,435.00	304,174.00
TOTAL	$2,072,157.00	$8,927,778.00

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Insurance Department by law shall be set by the Insurance Commissioner. The Insurance Department, 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 capital and special projects, except as may be authorized pursuant to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

Budgetary Limitation	Amount
Average Number of Full-time-equivalent Employees	143.0
Lease-Purchase Agreements	$0.00

SECTION 4. TRANSFER The Director of State Finance shall transfer the sum of Two Hundred Thousand Dollars ($200,000.00) from the Insurance Commissioner Revolving Fund ("200 Fund") of the Insurance Commission to the Special Cash Fund of the State Treasury.

SECTION 5. TRANSFER The Director of State Finance shall transfer the sum of Two Hundred Fifty Thousand Dollars ($250,000.00) from the Bailbondsmen Revolving Fund ("220 Fund") of the Insurance Commission to the Special Cash Fund of the State Treasury.

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. Sections 1, 2, 3 and 6 of 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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