ENGROSSED SENATE
BILL NO. 997

By: Morgan and Robinson of the Senate

and

Mitchell and Bonny of the House

[appropriation - Oklahoma Department of Agriculture, Food, and Forestry – budget – plan and reports – grants – designated funds – legislative intent – salary – Commissioner – budgetary limitations – expenditures – nonfiscal – lapse dates – effective date]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

SECTION 1. There is hereby appropriated to the Oklahoma Department of Agriculture, Food, and Forestry from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2005, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Department of Agriculture, Food, and Forestry by law.

SECTION 2. For the fiscal year ending June 30, 2005, the Oklahoma Department of Agriculture, Food, and Forestry shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administration Division	$0.00	$0.00
Legal Services	0.00	0.00
Statistical Reporting Division	0.00	0.00
Animal Industry Division	0.00	0.00
Water Quality Division	0.00	0.00

Wildlife Services	0.00	0.00
Livestock Depopulation and other Emergency Livestock Disease Control Expenses	0.00	0.00
Forestry Division	0.00	0.00
Rural Fire Coordinators	0.00	0.00
Operational Grants to Rural Fire Departments	0.00	0.00
Rural Fire 80/20 Match Program	0.00	0.00
Dry Fire Hydrant Program	0.00	0.00
Plant Industry and Consumer Services Division	0.00	0.00
Agricultural Laboratory Division	0.00	0.00
Market Development Division	0.00	0.00
Agriculture Mediation Program	0.00	0.00
Oklahoma State University for the Statewide Intensive Financial Management Assistance Program	0.00	0.00
Oklahoma State University Animal Diagnostic Laboratory Equipment	0.00	0.00
Poultry Research and Disease Control Research Programs and Employment of a State Poultry Veterinarian and an Area Poultry Specialist	0.00	0.00
Tick Eradication	0.00	0.00
Wheat Root Rot/Nematode Complex Research	0.00	0.00
Peanut Pod Rot and Field Research Demonstration	0.00	0.00
Oklahoma Milk and Milk Products Program	0.00	0.00

Rural Enterprise Institute	0.00	0.00
TOTAL	$0.00	$0.00

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

SECTION 3. The Oklahoma Department of Agriculture, Food, and Forestry shall require a budget work plan and monthly reports on the expenditures and workload of the Agriculture Mediation Program.

SECTION 4. The funds designated for Operational Grants to Rural Fire Departments pursuant to Section 2 of this act shall be expended to provide operational grants to rural fire departments and shall be limited to _____ Dollars ($0.00) per municipality.

SECTION 5. The funds designated for the Rural Fire 80/20 Match Program pursuant to Section 2 of this act shall be expended to provide the state share for grants to rural fire protection coordination districts pursuant to the Rural Fire Protection Program Fund Act and for other rural fire protection purposes.

SECTION 6. The funds designated for the Dry Fire Hydrant Program pursuant to Section 2 of this act shall be expended for the purposes of the statewide dry fire hydrant program in conjunction with substate planning districts with no such district to receive more than _____ Dollars ($0.00). State resources shall be matched on a one-to-one basis with nonstate resources.

SECTION 7. It is the intent of the Legislature that from any monies appropriated in Section 1 of this act, at least the sum of _____ Dollars ($0.00) be used for salaries, benefits and other personnel costs of the _____ (0) McGee Creek Fire Protection full-time-equivalent employees.

SECTION 8. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Department of Agriculture, Food, and Forestry by law shall be set by the Commissioner. The salary of the Commissioner shall not exceed _____ Dollars ($0.00) per

annum, payable monthly for the fiscal year ending June 30, 2005. The Oklahoma Department of Agriculture, Food, and Forestry, 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:

Budgetary Limitation	Amount
Average Number of Full-time-equivalent Employees, Excluding Part-time Employees in the Forestry, Plant, and Animal Industry Divisions and Fruit and Vegetable Graders	0.0
Lease-Purchase Agreements	$0.00

SECTION 9. The Oklahoma Department of Agriculture, Food, and Forestry shall expend so much as may be necessary to accomplish contractual responsibilities for statewide dissemination of intensive financial management technical assistance by Oklahoma State University's extension service thus enabling businesses and students of business to benefit from direct professional assistance provided by professors, associates and staff of the University and to improve and complement technical assistance provided by the Oklahoma Department of Agriculture, Food, and Forestry. Contractors shall submit quarterly reports of activities and expenditures to the Oklahoma Department of Agriculture, Food, and Forestry. The Oklahoma Department of Agriculture, Food, and Forestry may disallow any expenditures for activities not within the scope of contractual responsibilities pursuant to an approved work plan. Contractors shall submit an annual audit as required by the Oklahoma Department of Agriculture, Food, and Forestry which may be paid from allocated, appropriated funds.

SECTION 10. Appropriations made by this act, 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 11. This act shall become effective September 1, 2004.

Passed the Senate the 25th day of February, 2004.

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Presiding Officer of the Senate

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

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Presiding Officer of the House
of Representatives