

ENROLLED HOUSE  
BILL NO. 2064

By: Mitchell and Bonny of the  
House

and

Morgan and Robinson of the  
Senate

An Act relating to the Insurance Department;  
requiring certain funds to be budgeted in certain  
categories and amounts; requiring certain performance  
measures; providing for duties and compensation of  
employees; providing budgetary limitations; requiring  
and authorizing certain transfer; requiring certain  
budgeting procedures; prohibiting certain budget  
procedures; providing lapse dates; and providing an  
effective date.

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

SECTION 1. For the fiscal year ending June 30, 2005, the  
Insurance Department shall budget all funds in the following  
categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$726,650.00	\$1,979,611.00
Regulatory/Enforcement	1,390,266.00	7,112,737.00
Senior Health Insurance Counseling Program	<u>19,385.00</u>	<u>373,599.00</u>
TOTAL	\$2,136,301.00	\$9,465,947.00

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 Insurance Department by law shall be set by the Insurance  
Commissioner. The Insurance Department, 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:

<u>Budgetary Limitation</u>	<u>Amount</u>
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Average Number of Full-time-equivalent  
Employees 145.0

Lease-Purchase Agreements \$0.00

SECTION 3. TRANSFER The Director of State Finance shall transfer the sum of One Million Forty-five Thousand Eight Hundred Ninety Dollars (\$1,045,890.00) from the Insurance Commissioners Revolving Fund ("200 Fund") of the Insurance Department to the Special Cash Fund of the State Treasury.

SECTION 4. Appropriations made by Section 96 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 5. This act shall become effective July 1, 2004.

Passed the House of Representatives the 24th day of May, 2004.

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Presiding Officer of the House of  
Representatives

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

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Presiding Officer of the Senate