

ENROLLED SENATE
BILL NO. 968

By: Morgan and Robinson of the
Senate

and

Mitchell and Bonny of the
House

An Act relating to the Department of Transportation;
requiring expenditures for certain purposes;
requiring budgeting in certain categories and
amounts; providing for duties and compensation of
employees; providing budgetary limitations;
authorizing the Department to match certain federal
funds and coordinate with the Oklahoma Department of
Emergency Management for expenditure of funds;
authorizing expenditure of funds in conjunction or
cooperation with federal agencies or institutions;
making certain appropriations nonfiscal; providing
lapse dates; requiring certain budget procedures;
prohibiting certain budget procedures; 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
Department of Transportation shall budget all funds in the following
categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$ 17,000,000.00	\$ 45,000,000.00
Operations	125,000,000.00	225,000,000.00
Engineering	24,815,165.00	95,000,000.00
Intermodal	1,900,000.00	50,000,000.00
County Roads, Bridges and Equipment	0.00	90,000,000.00
Industrial and Lake Access	5,000,000.00	15,000,000.00
Capital Improvement Program	21,060,639.00	45,000,000.00
State Aid Roads and Bridges	4,000,000.00	15,000,000.00

Federal Aid Roads and Bridges	0.00	450,000,000.00
Right-of-Way Acquisition	<u>2,000,000.00</u>	<u>165,000,000.00</u>
TOTAL	\$200,775,804.00	\$1,195,000,000.00

SECTION 2. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Transportation by law shall be set by the Director. The Oklahoma Department of Transportation 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>
Full-time-equivalent Employees	3,125.0
Lease-Purchase Agreements	\$400,000.00

SECTION 3. The Department of Transportation is hereby authorized to use any funds available to the Department to match funds which are advanced under the provisions of Sections 402, 403 and 419, Public Law 93-288, Disaster Relief Act of 1974, to repair, restore, reconstruct or replace public transportation facilities or to remove debris or wreckage from publicly owned facilities. The Department of Transportation shall coordinate with the Oklahoma Department of Emergency Management for expenditure of funds for such purpose.

SECTION 4. All funds available by law for expenditure by the Department of Transportation may be used and expended in conjunction or cooperation with any federal agency or instrumentality pursuant to such terms and conditions as may be necessary to obtain grants or federal aid assistance in accordance with state law.

SECTION 5. Appropriations made by Sections 60, 61 and 62 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 6. This act shall become effective July 1, 2004.

Passed the Senate the 27th day of April, 2004.

Presiding Officer of the Senate

Passed the House of Representatives the 20th day of April, 2004.

Presiding Officer of the House
of Representatives