STATE OF OKLAHOMA

1st Session of the 49th Legislature (2003)

HOUSE BILL HB1190

By: Mitchell and Bonny of the House

and

Morgan and Robinson of the Senate

AS INTRODUCED

An Act relating to the J.D. McCarty Center for Children with Developmental Disabilities; making an appropriation; stating purpose; requiring budgeting in certain categories and amounts; providing for duties and compensation of employees; limiting salary of the Director; providing budgetary limitations; providing lapse dates; requiring certain budget procedures; prohibiting certain budget procedures; 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 J.D. McCarty Center for Children with Developmental Disabilities 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 ____ Dollars ($0.00) or so much thereof as may be necessary to perform the duties imposed upon the J.D. McCarty Center for Children with Developmental Disabilities by law.

SECTION 2. For the fiscal year ending June 30, 2004, the J.D. McCarty Center for Children with Developmental Disabilities shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
General Operations	$0.00	$0.00

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed

upon the J.D. McCarty Center for Children with Developmental Disabilities by law shall be set by the Director. The salary of the Director shall not exceed _____ Dollars ($0.00) per annum, payable monthly for the fiscal year ending June 30, 2004. The J.D. McCarty Center for Children with Developmental Disabilities, for the fiscal year ending June 30, 2004, shall be subject to the following budgetary limitations, except as may be authorized pursuant to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

Budgetary Limitation	Amount
Full-time-equivalent Employees	0.0

Receipt and expenditures of unanticipated federal funds awarded the J.D. McCarty Center for Children with Developmental Disabilities after July 1, 2003, shall be exempt from expenditure limitations, provided that any such funds used for operations shall be included in the agency's budget work program.

SECTION 4. 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 5. This act shall become effective July 1, 2003.

SECTION 6. 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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