

STATE OF OKLAHOMA

2nd Session of the 49th Legislature (2004)

HOUSE BILL HB2059:

Mitchell and Bonny of the House

and

Morgan and Robinson of the
Senate

AS INTRODUCED

An Act relating to the Corporation Commission; requiring the Corporation Commission to budget in certain categories and amounts; providing for duties and compensation of employees; providing budgetary limitations; establishing authorized number and salary maximums for certain unclassified positions; directing certain expenditure of appropriations; requiring certain multicounty offices be operated; making continuation of employment of certain employees contingent on certain funding; limiting certain assessment level; limiting certain expenditures; authorizing and providing budgeting of certain monies; making certain appropriations nonfiscal; providing lapse dates; requiring certain budgeting practices; prohibiting certain budgeting practices; providing an effective date; and declaring an emergency.

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

CORPORATION COMMISSION

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

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$0.00	\$0.00
Consumer Services	0.00	0.00
Petroleum Storage Tank Division	0.00	0.00
Oil and Gas Conservation Division	0.00	0.00
Office of Administrative Proceedings	0.00	0.00

Public Utility Division	0.00	0.00
Office of General Counsel	0.00	0.00
Transportation Division	0.00	0.00
Regional Service Office - Tulsa	<u>0.00</u>	<u>0.00</u>
TOTAL	\$0.00	\$0.00

SECTION 2. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Corporation Commission by law shall be set by the Corporation Commission. The Corporation Commission shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding direct expenditures for well plugging as authorized in Section 310 of Title 52 of the Oklahoma Statutes, pit closure as authorized in Section 140 of Title 52 of the Oklahoma Statutes, and remediation of sites as authorized in Section 353 of Title 17 of the Oklahoma Statutes, and 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	0.0
Lease-Purchase Agreements	\$0.00

SECTION 3. The authorized number and maximum annual salary, payable monthly, for the unclassified employee positions specified in this section utilized in the operation of the Corporation Commission shall not exceed the numbers and salary maximums set forth in this section. The amounts listed do not constitute an appropriation but are listed to establish maximums only for the fiscal year ending June 30, 2005.

<u>Title</u>	<u>Number Authorized</u>	<u>Maximum Salary</u>
General Administrator	0	\$0.00
Administrative Aide	0	\$0.00
Senior Rate Analyst	0	\$0.00

Executive Secretary

0

\$0.00

SECTION 4. The Corporation Commission shall expend from any monies available not less than _____ Dollars (\$0.00) for the purposes of implementing the provisions of Section 40.1 of Title 17 of the Oklahoma Statutes.

SECTION 5. For the fiscal year ending June 30, 2005, the Corporation Commission shall continue to operate multicounty field offices located in Bristow: District I; Kingfisher: District II; Duncan: District III; and Ada: District IV.

SECTION 6. The continuation of full-time-equivalent employees hired pursuant to Sections 360 and 361 of Title 17 of the Oklahoma Statutes shall be contingent upon sufficient funding of the Oklahoma Petroleum Storage Tank Release Indemnity Program.

SECTION 7. Of the _____ (0.0) full-time-equivalent employees authorized in this act, _____ (0.0) shall perform duties in accordance with the Underground Injection Control Program, _____ (0.0) shall perform duties in accordance with the Underground Storage Tank Program, and _____ (0.0) shall perform duties in accordance with the Leaking Underground Storage Tank Program. The continuation of these full-time-equivalent employees is contingent upon sufficient federal funding to support them.

SECTION 8. Pursuant to subsection F of Section 180.11 of Title 17 of the Oklahoma Statutes, the Corporation Commission shall assess no more than _____ Dollars (\$0.00) for costs of the Public Utility Division for the fiscal year ending June 30, 2005. From any amounts collected pursuant to subsection F of Section 180.11 of Title 17 of the Oklahoma Statutes, the Corporation Commission shall expend no more than _____ Dollars (\$0.00) for the costs of the Public Utility Division for the fiscal year ending June 30, 2005. Of the funds expended, it is the intent of the Legislature that _____ Dollars (\$0.00) be used to fund the Public Utility Division portion of the Consumer Services

Division. The expenditure limit created pursuant to this section shall not be considered the assessment level of the Public Utilities Division.

SECTION 9. This act shall become effective July 1, 2004.

SECTION 10. 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.

49-2-15368 SW 12/29/03