

(2ND EXTRAORDINARY SESSION
OF THE 50TH LEGISLATURE)
ENGROSSED HOUSE AMENDMENT
TO

ENGROSSED SENATE BILL NO. 60XX

By: Crutchfield and Rabon of
the Senate

and

Benge and Newport of the
House

An Act relating to the Oklahoma Tourism and Recreation Department; limiting expenditure of certain funds for certain purpose; prohibiting allocation of certain funds to certain organizations; * * * requiring Oklahoma Tourism and Recreation Department to provide certain administrative services for the Scenic Rivers Commission; providing lapse dates; and requiring and prohibiting certain budget procedures.

AMENDMENT NO. 1. Strike the title, enacting clause and entire bill and insert

"An Act relating to the Oklahoma Tourism and Recreation Department; making an appropriation; stating purpose; limiting expenditure of certain funds for certain purpose; prohibiting allocation of certain funds to certain organizations; limiting amounts which may be expended for certain purpose; requiring all funds to be budgeted in certain categories and amounts; requiring certain performance measures; providing for duties and compensation of employees; limiting the salary of the Executive Director; providing budgetary limitations; allowing negotiation of certain contracts; allowing exemption from certain provisions of state law; requiring Oklahoma Tourism and Recreation Department to provide certain administrative services for the Scenic Rivers Commission; providing lapse dates; requiring and 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 Oklahoma Tourism and Recreation Department from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2007, the sum of Two Hundred Thousand Dollars (\$200,000.00) to be made available to the multicounty organizations as defined by paragraph 1 of subsection A of Section 1830 of Title 74 of the Oklahoma Statutes.

SECTION 2. Of the total expenditures from the Oklahoma Tourism Promotion Act as created by Sections 50010 through 50015 of Title 68 of the Oklahoma Statutes, not more than Four Hundred Thousand Dollars (\$400,000.00) shall be made available to the multicounty organizations, as defined by paragraph 1 of subsection A of Section 1830 of Title 74 of the Oklahoma Statutes, as a grant partnership program allowed under subsection B of Section 1834 of Title 74 of the Oklahoma Statutes. Multicounty organizations may apply individually for such grant funds. If multicounty organizations apply jointly for such grant funds, the total for each joint application shall not exceed fifteen percent (15%) of the total allocation. No funds authorized by this section are allocated to multicounty organizations receiving more than twenty percent (20%) of the base funding for multicounty organizations as provided for by this act.

SECTION 3. The Oklahoma Tourism and Recreation Department shall expend an amount not to exceed Four Hundred Seventy-seven Thousand Six Hundred Seventy-four Dollars (\$477,674.00) or so much thereof as may be necessary for the purpose of repaying any financial assistance the Department may receive from the Oklahoma Water Resources Board to remediate environmental issues within the state park, resort and golf course system.

SECTION 4. For the fiscal year ending June 30, 2007, the Oklahoma Tourism and Recreation Department shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration Services		
Division	\$ 2,910,241.00	\$ 3,408,874.00
Parks, Resorts and Golf		
Courses	18,194,421.00	69,159,581.00
Travel and Tourism Division	4,058,497.00	13,478,616.00
Oklahoma Today Magazine	269,986.00	1,659,385.00
Multicounty Organizations	950,000.00	1,475,000.00
Cherokee National Historical		
Society - Tsa La Gi	29,324.00	29,324.00
Red Earth	30,000.00	30,000.00
Summer Arts Institute	30,905.00	30,905.00
Shakespeare Festival	100,000.00	100,000.00
Pollard Theater	150,000.00	150,000.00
Greenwood Cultural Center	150,000.00	150,000.00
A Pocket Full of Hope	<u>200,000.00</u>	<u>200,000.00</u>
TOTAL	\$27,073,374.00	\$89,871,685.00

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

SECTION 5. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Tourism and Recreation Department by law shall be set by the Executive Director. The salary of the Executive Director of the Oklahoma Tourism and Recreation Department shall not exceed Eighty-six Thousand Three Hundred Ten Dollars (\$86,310.00) per annum, payable monthly for the fiscal year ending June 30, 2007. The Oklahoma Tourism and Recreation Department for the fiscal year ending June 30, 2007, shall be subject to the following budgetary limitation 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>
Average Number of Full-time-equivalent Employees, Excluding Seasonal Employees and Project Labor	810.0
Lease-Purchase Agreements	\$1,863,011.00

SECTION 6. For the purpose of site preparation and construction of a water "spraypark" at Lake Wister State Park, the Oklahoma Tourism and Recreation Department may negotiate contracts and agreements and shall not be subject to the competitive bidding provisions of the Oklahoma Central Purchasing Act or the Public Competitive Bidding Act of 1974.

SECTION 7. The Oklahoma Tourism and Recreation Department shall continue to provide necessary administrative services for the Scenic Rivers Commission as created by subsection B of Section 1461 of Title 82 of the Oklahoma Statutes at no additional cost to the Scenic Rivers Commission.

SECTION 8. Appropriations made by this act and appropriations made by Section 65 of Enrolled Senate Bill No. 80XX of the 2nd Extraordinary Session of the 50th Oklahoma Legislature, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2007 (hereafter FY-07), or may be budgeted for the fiscal year ending June 30, 2008 (hereafter FY-08). Funds budgeted for FY-07 may be encumbered only through June 30, 2007, and must be expended by November 15, 2007. Any funds remaining after November 15, 2007, and not budgeted for FY-08, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-08 may be encumbered only through June 30, 2008. Any funds remaining after November 15, 2008, 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-07, and not required to pay obligations for that fiscal year, may be budgeted

for FY-08, 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-07 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 9. This act shall become effective July 1, 2006.

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."

Passed the House of Representatives the 23rd day of June, 2006.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2006.

Presiding Officer of the Senate