

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL 63

By: Morgan and Crutchfield of
the Senate

and

Benge and Newport of the
House

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to the Oklahoma State Regents for Higher Education; making appropriations to the Oklahoma State Regents for Higher Education; stating purposes; authorizing transfer of certain funds; authorizing expenditure of certain funds; requiring Oklahoma State Department of Health to license a comprehensive cancer center; defining term; establishing requirements for licensure; requiring certain approval for education and training component; making appropriation nonfiscal; 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 State Regents for Higher Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2006, the sum of Six Hundred Ninety-seven Million Three Hundred Thirty Thousand Seven Hundred Eighteen Dollars (\$697,330,718.00) or so much thereof as may be necessary for the allocation by the Oklahoma State Regents for Higher Education pursuant to the provisions of Article XIII-A of the Oklahoma Constitution for the education and general operating budgets of the institutions and for other programs, construction, renovations or repairs administered by the Oklahoma State Regents for Higher Education. Of those funds appropriated, the sum of Two Million

Three Hundred Forty-four Thousand Six Hundred Fifty Dollars (\$2,344,650.00) shall be transferred to the Oklahoma Tuition Equalization Grant Trust Fund to implement the provisions of the Oklahoma Tuition Equalization Grant Act.

SECTION 2. The Oklahoma State Regents for Higher Education are hereby authorized to expend during the fiscal year ending June 30, 2006, the sum of Sixty-three Million Three Hundred Eighteen Thousand Six Hundred Forty-seven Dollars (\$63,318,647.00) from the Higher Education Capital Revolving Fund of the State Treasury for allocation by the Oklahoma State Regents for Higher Education pursuant to the provisions of Article XIII-A of the Oklahoma Constitution for the education and general operating budgets of the institutions and for other programs, construction, renovations or repairs administered by the Oklahoma State Regents for Higher Education.

SECTION 3. The Oklahoma State Regents for Higher Education are hereby authorized to expend during the fiscal year ending June 30, 2006, the sum of Fifty-nine Million Three Hundred Eighteen Thousand Six Hundred Forty-seven Dollars (\$59,318,647.00) from the Oklahoma Student Aid Revolving Fund of the State Treasury for allocation by the Oklahoma State Regents for Higher Education pursuant to the provisions of Article XIII-A of the Oklahoma Constitution for the education and general operating budgets of the institutions and for other programs, construction, renovations or repairs administered by the Oklahoma State Regents for Higher Education.

SECTION 4. There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated from the "Jobs and Growth Tax Relief Fund", otherwise designated as Fund 720 within the Office of State Finance, the sum of Seventeen Million Dollars (\$17,000,000.00) or so much thereof as may be necessary for the education and general operating budgets of the institutions and for other programs, construction, renovations

or repairs administered by the Oklahoma State Regents for Higher Education.

SECTION 5. There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury, the sum of Nine Million Five Hundred Thousand Dollars (\$9,500,000.00) or so much thereof as may be necessary for expenditures in the Oklahoma Higher Learning Access Program.

SECTION 6. The Oklahoma State Regents for Higher Education are hereby authorized to expend during the fiscal year ending June 30, 2006, the sum of Seven Million Two Hundred Thirty-two Thousand Three Hundred Forty-three Dollars (\$7,232,343.00) from the Oklahoma Higher Education Learning Access Trust Fund of the State Treasury or so much thereof as may be necessary for expenditures in the Oklahoma Higher Learning Access Program.

SECTION 7. There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated from the Oklahoma Education Lottery Trust Fund, the sum of Fifteen Million Twenty-two Thousand One Hundred Thirty-nine Dollars (\$15,022,139.00) pursuant to paragraph 2 of subsection C of Section 713 of Title 3A of the Oklahoma Statutes for allocation by the Oklahoma State Regents for Higher Education pursuant to the provisions of Article XIII-A of the Oklahoma Constitution for construction, renovations or repairs administered by the Oklahoma State Regents for Higher Education or for any other purpose authorized by paragraph 2 of subsection C of Section 713 of Title 3A of the Oklahoma Statutes.

SECTION 8. There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated from the Oklahoma Education Lottery Trust Fund, the sum of Five Million Dollars (\$5,000,000.00) pursuant to paragraph 2 of subsection C of Section 713 of Title 3A of the Oklahoma Statutes for

allocation by the Oklahoma State Regents for Higher Education pursuant to the provisions of Article XIII-A of the Oklahoma Constitution for student scholarships administered by the Oklahoma State Regents for Higher Education at institutions of higher education accredited by the Oklahoma State Regents for Higher Education or for any other purpose authorized by paragraph 2 of subsection C of Section 713 of Title 3A of the Oklahoma Statutes.

SECTION 9. There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated from the Oklahoma Education Lottery Trust Fund, the sum of Eight Million Dollars (\$8,000,000.00) pursuant to paragraph 2 of subsection C of Section 713 of Title 3A of the Oklahoma Statutes for allocation by the Oklahoma State Regents for Higher Education pursuant to the provisions of Article XIII-A of the Oklahoma Constitution for Section 13 Offset funding for construction, renovations or repairs at institutions administered by the Oklahoma State Regents for Higher Education or for any other purpose authorized by paragraph 2 of subsection C of Section 713 of Title 3A of the Oklahoma Statutes.

SECTION 10. There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2006, the sum of Five Million Five Hundred Sixty-one Thousand Two Hundred Sixty-six Dollars (\$5,561,266.00) or so much thereof as may be necessary for the general operating budget of the Administrative Offices of the Oklahoma State Regents for Higher Education.

SECTION 11. There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2006, the sum of Seven Hundred Fifty Thousand One Hundred Twenty Dollars (\$750,120.00) or so much thereof

as may be necessary for the Office of Accountability to perform the duties imposed upon the Office of Accountability by law.

SECTION 12. There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2006, the sum of One Million Four Hundred Thousand Dollars (\$1,400,000.00) or so much thereof as may be necessary for expenditures for concurrent enrollment pursuant to Section 11 of Enrolled Senate Bill No. 982 of the 1st Session of the 50th Oklahoma Legislature

SECTION 13. In accordance with Senate Concurrent Resolution No. 80 of the 2nd Session of the 49th Oklahoma Legislature, a comprehensive cancer center shall be licensed by the Oklahoma State Department of Health. As used in this section, a "comprehensive cancer center" is defined as a facility or network of facilities or providers owned, operated or managed by an entity that provides a multidisciplinary approach to cancer care, including, but not limited to, medical, surgical, imaging, radiation, diagnostics, rehabilitation and other modalities. As a requirement for licensure, a comprehensive cancer center shall, at a minimum, provide basic research, clinical research, clinical care, specialized education and training in cancer treatment and prevention in coordination with the Oklahoma State Regents for Higher Education, the Oklahoma State Department of Health and oncologists statewide. Further, the Oklahoma State Regents for Higher Education shall approve the education and training component necessary for a comprehensive cancer center.

SECTION 14. Appropriations and authorizations made by this act, not including appropriations and authorizations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2006 (hereafter FY-06), or may be budgeted for the fiscal year ending June 30, 2007 (hereafter FY-07). Funds budgeted for FY-06

may be encumbered only through June 30, 2006, and must be expended by November 15, 2006. Any funds remaining after November 15, 2006, and not budgeted for FY-07, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-07 may be encumbered only through June 30, 2007. Any funds remaining after November 15, 2007, 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-06, and not required to pay obligations for that fiscal year, may be budgeted for FY-07, 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-06 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 15. This act shall become effective July 1, 2005.

SECTION 16. 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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