(2ND EXTRAORDINARY SESSION
OF THE 50TH LEGISLATURE)
ENGROSSED SENATE
BILL NO. 46XX

By: Crutchfield and Rabon of the Senate

and

Benge and Newport of the House

An Act relating to the Oklahoma Department of Agriculture, Food, and Forestry; requiring certain funds to be budgeted in certain categories and amounts; requiring certain performance measures; stating legislative intent; designating funds; specifying purposes for which certain funds may be expended; specifying requirements for certain designated funds; providing for transfers of certain funds; providing for duties and compensation of employees; limiting the salary of the Commissioner; providing budgetary limitations; requiring certain expenditures for certain purposes; providing for certain contracted responsibilities; authorizing the Oklahoma Department of Agriculture, Food, and Forestry to disallow payment for certain expenditures; requiring certain reports and audits; providing budgetary limitations; exempting appropriation from agency budget and category limits; requiring budgeting of certain funds in certain years; requiring certain budgeting procedures; prohibiting certain budgeting procedures; and providing lapse dates.

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

SECTION 1. For the fiscal year ending June 30, 2007, the Oklahoma Department of Agriculture, Food, and Forestry shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administrative Services Division	$ 4,059,943.00	$ 17,600,000.00
Volunteer Firefighter Employer Payment Contribution Revolving Fund	85,000.00	85,000.00

Volunteer Firefighter Group Insurance Pool, CompSource Oklahoma	169,000.00	169,000.00
Office of General Counsel	508,974.00	817,000.00
Statistical Services Division	99,976.00	223,000.00
Animal Industry Services Division	1,679,564.00	4,170,000.00
Food Safety Program Inspection and Grading of Meat, Egg and Poultry Products, Milk and Milk Products	2,481,230.00	4,740,000.00
Agricultural Environmental Management Services Division	997,004.00	2,025,000.00
Wildlife Services Division	1,273,823.00	2,815,000.00
Public Information Services Division	220,938.00	410,000.00
Livestock Depopulation and other Emergency Livestock Disease Control Expenses	117,125.00	200,000.00
Forestry Services Division	5,710,156.00	14,890,000.00
Rural Fire Coordinators	860,000.00	860,000.00
Operation Grants to Rural Fire Departments	0.00	6,930,000.00
Rural Fire 80/20 Match Program	1,068,729.00	2,500,000.00
Rural Fire Defense Equipment Revolving Fund	5,000.00	2,500,000.00
Dry Fire Hydrant Program	55,000.00	55,000.00
Consumer Protection Services Division	1,487,631.00	7,220,000.00
Agricultural Laboratory Services Division	1,712,397.00	4,075,000.00

Market Development Services Division	1,954,437.00	5,680,000.00
Environmental and Sustainable Agricultural Program	50,000.00	50,000.00
Ag Enhancement and Diversification Fund	250,000.00	1,000,000.00
Agriculture Mediation Program	69,828.00	300,000.00
Oklahoma State University for the Statewide Intensive Financial Management Assistance Program	124,100.00	225,000.00
Oklahoma State University Animal Diagnostic Laboratory Equipment	34,178.00	60,000.00
Poultry Research and Disease Control Research Programs and Employment of a State Poultry Veterinarian and an Area Poultry Specialist	70,000.00	140,000.00
Agricultural Laboratory Debt Service	1,800,000.00	2,500,000.00
Sunrise Agriculture News Program	170,000.00	170,000.00
Legume Research	50,000.00	50,000.00
Rural Enterprise Institute	1,150,873.00	1,350,000.00
TOTAL	$28,314,906.00	$82,909,000.00

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

SECTION 2. It is the intent of the Legislature that the Oklahoma Department of Agriculture, Food, and Forestry expend at least Three Hundred Thirty Thousand Dollars ($330,000.00) or so much thereof as is necessary from funds appropriated in Section 49 of

Enrolled Senate Bill No. 80XX of the 2nd Extraordinary Session of the 50th Oklahoma Legislature for the purpose of supporting the "Made in Oklahoma" program.

SECTION 3. It is the intent of the Legislature that the Oklahoma Department of Agriculture, Food, and Forestry expend at least One Hundred Thousand Dollars ($100,000.00) or so much thereof as is necessary from funds appropriated in Section 49 of Enrolled Senate Bill No. 80XX of the 2nd Extraordinary Session of the 50th Oklahoma Legislature for the purpose of supporting the "Farm-to-School" program.

SECTION 4. The funds designated for Operation Grants to Rural Fire Departments in this act shall be expended to provide operational grants to rural fire departments and shall be limited to Five Thousand One Hundred Dollars ($5,100.00) per municipality.

SECTION 5. The funds designated for the Rural Fire 80/20 Match Program in this act shall be expended to provide the state share for grants to rural fire protection coordination districts pursuant to the Rural Fire Protection Program Fund Act and for other rural fire protection purposes.

SECTION 6. For the fiscal year ending June 30, 2007, the Oklahoma Department of Agriculture, Food, and Forestry shall transfer an amount equal to the funds designated by this act to the Volunteer Firefighter Employer Contribution Payment Revolving Fund as created by Section 16-81 of Title 2 of the Oklahoma Statutes.

SECTION 7. For the fiscal year ending June 30, 2007, the Oklahoma Department of Agriculture, Food, and Forestry shall transfer an amount equal to the funds designated by this act to the Oklahoma Agriculture Enhancement and Diversification Fund as created by Section 5-3.3 of Title 2 of the Oklahoma Statutes.

SECTION 8. For the fiscal year ending June 30, 2007, the Oklahoma Department of Agriculture, Food, and Forestry shall transfer an amount equal to the funds designated by this act to the

Rural Fire Defense Equipment Revolving Fund as created by Section 901.58 of Title 19 of the Oklahoma Statutes.

SECTION 9. The Oklahoma Department of Agriculture, Food, and Forestry shall transfer the sum of One Hundred Sixty-nine Thousand Dollars ($169,000.00) to CompSource Oklahoma for the Volunteer Firefighter Group Insurance Pool as created by Section 132a of Title 85 of the Oklahoma Statutes.

SECTION 10. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Department of Agriculture, Food, and Forestry by law shall be set by the Commissioner. The salary of the Commissioner shall not exceed Eighty-two Thousand Five Dollars ($82,005.00) per annum, payable monthly for the fiscal year ending June 30, 2007. The Oklahoma Department of Agriculture, Food, and Forestry, for the fiscal year ending June 30, 2007, 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:

Budgetary Limitation	Amount
Average Number of Full-time-equivalent Employees, Excluding Part-time Employees in the Forestry, Plant, and Animal Industry Divisions and Fruit and Vegetable Graders	515.0
Lease-Purchase Agreements made pursuant to the appropriations in this act	$100,000.00

SECTION 11. The Oklahoma Department of Agriculture, Food, and Forestry shall expend so much as may be necessary to accomplish contractual responsibilities for statewide dissemination of intensive financial management technical assistance by Oklahoma State University's extension service, thus enabling businesses and students of business to benefit from direct professional assistance

provided by professors, associates and staff of the University and to improve and complement technical assistance provided by the Department. Contractors shall submit quarterly reports of activities and expenditures to the Oklahoma Department of Agriculture, Food, and Forestry. The Department may disallow any expenditures for activities not within the scope of contractual responsibilities pursuant to an approved work plan. Contractors shall submit an annual audit as required by the Oklahoma Department of Agriculture, Food, and Forestry which may be paid from allocated, appropriated funds.

SECTION 12. Appropriations made by Sections 1, 2 and 4 of Enrolled House Bill No. 1190 of the 2nd Session of the 50th Oklahoma Legislature shall not be subject to fiscal year 2006 agency budget and category limits.

SECTION 13. Appropriations made by Section 49 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.

Passed the Senate the 21st day of June, 2006.

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Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____, 2006.

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Presiding Officer of the House
of Representatives