ENROLLED SENATE
BILL NO. 101

By: Morgan and Crutchfield of the Senate

and

Benge and Newport of the House

An Act relating to the Oklahoma Merit Protection Commission; making an appropriation; stating purpose; requiring budgeting 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; making certain appropriations 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 Merit Protection Commission 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 Hundred Sixty-five Thousand Six Hundred Eighty-four Dollars ($565,684.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Merit Protection Commission by law.

SECTION 2. For the fiscal year ending June 30, 2006, the Oklahoma Merit Protection Commission shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administration	$118,884.00	$173,884.00
Investigations	113,000.00	119,000.00
Hearings and Hearing Appeals	110,800.00	120,800.00
Alternative Dispute Resolution	112,000.00	123,000.00
Grievance Management/Training	111,000.00	111,000.00
TOTAL	$565,684.00	$647,684.00

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

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Merit Protection Commission by law shall be set by the Executive Director. The salary of the Executive Director of the Oklahoma Merit Protection Commission shall not exceed Sixty-two Thousand One Hundred Dollars ($62,100.00) per annum, payable monthly for the fiscal year ending June 30, 2006. The Oklahoma Merit Protection Commission for the fiscal year ending June 30, 2006, 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
Full-time-equivalent Employees	11.0
Lease-Purchase Agreements	$0.00

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, 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 5. This act shall become effective July 1, 2005.

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.

Passed the Senate the 19th day of May, 2005.

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Presiding Officer of the Senate

Passed the House of Representatives the 23rd day of May, 2005.

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Presiding Officer of the House
of Representatives