STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

HOUSE BILL 1122

By: Benge and Newport of the House

and

Morgan and Crutchfield of the Senate

AS INTRODUCED

An Act relating to the Oklahoma Tourism and Recreation Department; making appropriation to the Oklahoma Tourism and Recreation Department; stating purpose; limiting expenditure of funds for certain purposes; 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; providing for duties and compensation of employees; providing budgetary limitations; prohibiting the closing of certain state parks without legislative approval; requiring Oklahoma Tourism and Recreation Department to provide certain administrative services for the Oklahoma 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, 2006, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Tourism and Recreation Department by law.

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) may be made available to the multicounty organizations as created by Sections 1830 and 1830.1 of Title 74 of

the Oklahoma Statutes for the purpose established by law, provided that no funds authorized by this section are allocated to multicounty organizations which are allocated more than twenty-two percent (22%) of the base funding through the allocation formula for multicounty organizations as provided for by this act.

SECTION 3. It is the intent of the Oklahoma State Legislature that the Oklahoma Tourism and Recreation Department shall expend an amount not to exceed _____ Dollars ($0.00) 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, 2006, the Oklahoma Tourism and Recreation Department shall budget all funds in the following categories and amounts:

Category	Appropriation	Total
Administration Services Division	0.00	0.00
Parks, Resorts and Golf Courses	0.00	0.00
Travel and Tourism Division	0.00	0.00
Oklahoma Today Magazine	0.00	0.00
Multicounty Organizations	0.00	0.00
Cherokee National Historical Society - Tsa La Gi	0.00	0.00
Red Earth	0.00	0.00
Summer Arts Institute	0.00	0.00
Shakespeare Festival	0.00	0.00
Greenwood Cultural Center	0.00	0.00
Jazz Hall of Fame	0.00	0.00
TOTAL	$0.00	$0.00

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 Director. The Oklahoma Tourism and Recreation Department for the fiscal year ending June 30, 2006, 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:

Budgetary Limitation	Amount
Average Number of Full-Time-Equivalent Employees, Excluding Seasonal Employees and Project Labor	808.0
Lease-Purchase Agreements	$1,863,011.00

SECTION 6. No additional state parks shall be closed on an annual basis without the specific authorization of the Legislature.

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

SECTION 8. 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 9. This act shall become effective July 1, 2005.

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.

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