

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

HOUSE BILL 1134

By: Bengé and Newport of the House

and

Morgan and Crutchfield of the Senate

AS INTRODUCED

An Act relating to the Department of Labor; making an appropriation; stating purpose; requiring certain funds to be budgeted in certain categories and amounts; providing for duties and compensation of employees; providing budgetary limitations; making certain positions contingent on federal funds; requiring certain reports and specifying content; requiring cooperation between certain agencies for certain purpose; requiring certain budgeting procedures; prohibiting certain budget procedures; providing lapse dates; 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 Department of Labor 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 Department of Labor by law.

SECTION 2. For the fiscal year ending June 30, 2006, the Department of Labor shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$0.00	\$0.00
Asbestos Abatement	0.00	0.00

1	Regulation & Enforcement	0.00	0.00
2	Statistical Research and		
3	Licensing	0.00	0.00
4	Occupational Safety and		
5	Health	<u>0.00</u>	<u>0.00</u>
6	TOTAL	\$0.00	\$0.00

7 SECTION 3. The duties and compensation of employees, not  
8 otherwise prescribed by law, necessary to perform the duties imposed  
9 upon the Department of Labor by law shall be set by the Commissioner  
10 of Labor. The Department of Labor for the fiscal year ending June  
11 30, 2006, shall be subject to the following budgetary limitations on  
12 full-time-equivalent employees and expenditures excluding  
13 expenditures for capital and special projects, except as may be  
14 authorized pursuant to the provisions of Section 3603 of Title 74 of  
15 the Oklahoma Statutes:

16	<u>Budgetary Limitation</u>	<u>Amount</u>
17	Full-Time-Equivalent Employees	136.0
18	Lease-Purchase Agreements	\$0.00

19 SECTION 4. Of the one hundred thirty-six (136) full-time-  
20 equivalent employee positions authorized for the Department of Labor  
21 in this act, twenty (20) full-time-equivalent employee positions  
22 shall be contingent upon the procurement of federal funds and shall  
23 be terminated when federal support of those positions is  
24 discontinued.

25 SECTION 5. A. By February 1, 2006, the Department of Labor,  
26 shall submit an annual report to the President Pro Tempore of the  
27 Senate and the Speaker of the House of Representatives detailing the  
28 amount per agency of all state, federal and local funds received,  
29 directly or indirectly, for asbestos abatement, the projects  
30 completed per agency, the number of agency employees used in the  
31 programs, and the projected needs for the next succeeding fiscal  
32 year.

1 B. The Department of Central Services, the Department of  
2 Corrections, the Department of Human Services and the Oklahoma State  
3 Regents for Higher Education and any other appropriate state agency  
4 involved in asbestos abatement shall cooperate with the Department  
5 of Labor to provide the information required pursuant to the  
6 provisions of this section.

7 SECTION 6. Appropriations made by this act, not including  
8 appropriations made for capital outlay purposes, may be budgeted for  
9 the fiscal year ending June 30, 2006 (hereafter FY-06) or may be  
10 budgeted for the fiscal year ending June 30, 2007 (hereafter FY-07).  
11 Funds budgeted for FY-06 may be encumbered only through June 30,  
12 2006, and must be expended by November 15, 2006. Any funds  
13 remaining after November 15, 2006, and not budgeted for FY-07, shall  
14 lapse to the credit of the proper fund for the then current fiscal  
15 year. Funds budgeted for FY-07 may be encumbered only through June  
16 30, 2007. Any funds remaining after November 15, 2007, shall lapse  
17 to the credit of the proper fund for the then current fiscal year.  
18 These appropriations may not be budgeted in both fiscal years  
19 simultaneously. Funds budgeted in FY-06, and not required to pay  
20 obligations for that fiscal year, may be budgeted for FY-07, after  
21 the agency to which the funds have been appropriated has prepared  
22 and submitted a budget work program revision removing these funds  
23 from the FY-06 budget work program and after such revision has been  
24 approved by the Office of State Finance.

25 SECTION 7. This act shall become effective July 1, 2005.

26 SECTION 8. It being immediately necessary for the preservation  
27 of the public peace, health and safety, an emergency is hereby  
28 declared to exist, by reason whereof this act shall take effect and  
29 be in full force from and after its passage and approval.

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31 50-1-15125 DL 12/22/04

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