

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 CONFERENCE COMMITTEE
4 SUBSTITUTE
5 FOR ENGROSSED
6 HOUSE BILL NO. 1249

By: Bengé and Miller of the
House

and

7 Crutchfield, Johnson
(Mike), Adelson and Myers
8 of the Senate

9
10 CONFERENCE COMMITTEE SUBSTITUTE

11 An Act relating to the State Department of
12 Rehabilitation Services; requiring the budgeting of
13 appropriated funds in certain categories and amounts;
14 requiring certain performance measures; providing for
15 exemptions from certain expenditure limitations;
16 providing for duties and compensation of employees;
17 limiting salary of the Director; providing budgetary
18 limitations; exempting certain employees from FTE
19 limit; designating certain amount of appropriated
20 funds for certain salary increases; designating
21 certain amount of appropriated funds for debt service
22 on certain bond projects; authorizing certain
23 requests relating to early transfers; authorizing and
24 requiring transfer of certain monies from certain
funds for certain expenditures; providing limitation;
authorizing certain interyear transfers; specifying
purpose of transfer; requiring recordkeeping;
providing lapse dates; requiring and prohibiting
certain budget procedures; providing an effective
date; and declaring an emergency.

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

2 SECTION 1. For the fiscal year ending June 30, 2008, the State
3 Department of Rehabilitation Services shall budget all appropriated
4 funds in the following categories and amounts:

5	<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
6	Vocational Rehabilitative		
7	and Visual Services	\$14,092,379.00	\$ 89,850,000.00
8	Oklahoma School for the		
9	Blind	6,882,693.00	9,055,000.00
10	Oklahoma School for the		
11	Deaf	8,499,607.00	13,605,000.00
12	Disability Determination		
13	Division	<u>0.00</u>	<u>27,400,000.00</u>
14	TOTAL	\$29,474,679.00	\$139,910,000.00

15 Receipt and expenditure of unanticipated federal funds awarded
16 the State Department of Rehabilitation Services after July 1, 2007,
17 shall be exempt from expenditure limitations, provided that any such
18 funds used for operations shall be included in the agency's budget
19 work program.

20 SECTION 2. The duties and compensation of employees, not
21 otherwise prescribed by law, necessary to perform the duties imposed
22 upon the State Department of Rehabilitation Services by law shall be
23 set by the Commission for Rehabilitation Services. The salary of
24 the Director shall not exceed Eighty-eight Thousand Seven Hundred

1 Fifty Dollars (\$88,750.00) per annum, payable monthly for the fiscal
2 year ending June 30, 2008. The State Department of Rehabilitation
3 Services for the fiscal year ending June 30, 2008, shall be subject
4 to the following budgetary limitations on full-time-equivalent
5 employees and expenditures excluding expenditures for capital and
6 special projects, except as may be authorized pursuant to the
7 provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	784.0
Lease-Purchase Agreements	\$100,000.00

11 SECTION 3. Any employees of the Disability Determination Unit
12 in the State Department of Rehabilitation Services whose salaries
13 are funded in whole by federal funds shall be exempted from the
14 agency FTE limit.

15 SECTION 4. From the funds appropriated to the State Department
16 of Rehabilitation Services in Section 75 of Enrolled Senate Bill No.
17 334 of the 1st Session of the 51st Oklahoma Legislature, the amount
18 of One Hundred Two Thousand Dollars (\$102,000.00) shall be used to
19 comply with public school teacher salary increases enacted in
20 Enrolled House Bill No. 1134 of the 1st Session of the 51st Oklahoma
21 Legislature, for teachers at the Oklahoma School for the Blind and
22 the Oklahoma School for the Deaf.

23 SECTION 5. From the funds appropriated to the State Department
24 of Rehabilitation Services in Section 75 of Enrolled Senate Bill No.

1 334 of the 1st Session of the 51st Oklahoma Legislature, the amount
2 of One Hundred Ninety-six Thousand One Hundred Eighty-four Dollars
3 (\$196,184.00) shall be used to pay for the increased adjusted debt
4 service costs related to three capital bond projects that improved
5 the Oklahoma School for the Blind and the Oklahoma School for the
6 Deaf.

7 SECTION 6. The Director of the State Department of
8 Rehabilitation Services may request through the Director of State
9 Finance the early transfer by the Oklahoma Tax Commission of tax
10 collection to the General Revenue Fund for the purpose of early
11 allocation to the Department's disbursing funds to alleviate cash-
12 flow problems.

13 SECTION 7. The Director of the State Department of
14 Rehabilitation Services may request the Director of State Finance to
15 transfer funds from the Rehabilitation Services Federal Fund to the
16 Rehabilitation Services Disbursing Funds and to the State Department
17 of Rehabilitation Services Medical and Assistance Funds for
18 expenditure in the client service, supported employment, and
19 independent living programs.

20 SECTION 8. The Director of State Finance shall transfer monies
21 appropriated from the General Revenue Fund to the State Department
22 of Rehabilitation Services Disbursing Funds in the amounts and
23 ratios requested by the agency except that the cumulative amounts
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1 transferred shall not exceed the cumulative amounts of equal monthly
2 allotments of the appropriations from the General Revenue Fund.

3 Monies appropriated or collected from the fiscal year ending
4 June 30, 2008, may be transferred to these disbursing funds for the
5 fiscal year ending June 30, 2007, to satisfy encumbrances and
6 obligations of said fiscal year; provided, that monies equal in
7 amount are transferred from appropriations or collections for the
8 fiscal year ending June 30, 2007, to the disbursing funds for the
9 fiscal year ending June 30, 2008, to satisfy encumbrances and
10 obligations of said fiscal year. All transfer requests shall be in
11 writing to the Director of State Finance. The State Department of
12 Rehabilitation Services shall maintain records of the interyear
13 transfers.

14 SECTION 9. Appropriations made by Section 75 of Enrolled Senate
15 Bill No. 334 of the 1st Session of the 51st Oklahoma Legislature,
16 not including appropriations made for capital outlay purposes, may
17 be budgeted for the fiscal year ending June 30, 2008 (hereafter FY-
18 08) or may be budgeted for the fiscal year ending June 30, 2009
19 (hereafter FY-09). Funds budgeted for FY-08 may be encumbered only
20 through June 30, 2008, and must be expended by November 15, 2008.
21 Any funds remaining after November 15, 2008, and not budgeted for
22 FY-09, shall lapse to the credit of the proper fund for the then
23 current fiscal year. Funds budgeted for FY-09 may be encumbered
24 only through June 30, 2009. Any funds remaining after November 15,

1 2009, shall lapse to the credit of the proper fund for the then
2 current fiscal year. These appropriations may not be budgeted in
3 both fiscal years simultaneously. Funds budgeted in FY-08, and not
4 required to pay obligations for that fiscal year, may be budgeted
5 for FY-09, after the agency to which the funds have been
6 appropriated has prepared and submitted a budget work program
7 revision removing these funds from the FY-08 budget work program and
8 after such revision has been approved by the Office of State
9 Finance.

10 SECTION 10. This act shall become effective July 1, 2007.

11 SECTION 11. It being immediately necessary for the preservation
12 of the public peace, health and safety, an emergency is hereby
13 declared to exist, by reason whereof this act shall take effect and
14 be in full force from and after its passage and approval.

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