

1 STATE OF OKLAHOMA

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

3 CONFERENCE COMMITTEE
4 SUBSTITUTE
5 FOR ENGROSSED
6 HOUSE BILL NO. 1273

By: Bengé and Miller of the
House

7 and

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

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11 CONFERENCE COMMITTEE SUBSTITUTE

12 An Act relating to the Department of Environmental
13 Quality; requiring budgeting in certain categories
14 and amounts; requiring certain performance measures;
15 providing for duties and compensation of employees;
16 limiting the salary of the Executive Director;
17 providing budgetary limitations; authorizing
18 contractual services; requiring certain expenditures;
19 requiring utilization of certain funds for certain
20 purposes; making certain appropriations nonfiscal;
21 providing exception; providing lapse dates; requiring
22 certain budget procedures; prohibiting certain budget
23 procedures; providing an effective date; and
24 declaring an emergency.

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

SECTION 1. For the fiscal year ending June 30, 2008, the
Department of Environmental Quality shall budget all funds in the
following categories and amounts:

1	<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
2	Administrative Services		
3	Division	\$ 0.00	\$ 9,172,956.00
4	Air Quality Division	1,483,030.00	12,113,552.00
5	Customer Services Division	2,288,520.00	7,241,365.00
6	Environmental Complaints and		
7	Local Services (ECLS)	3,653,647.00	8,009,552.00
8	Water Quality Division	2,302,899.00	14,939,372.00
9	Land Protection Division	<u>0.00</u>	<u>11,057,738.00</u>
10	TOTAL	\$9,728,096.00	\$62,534,535.00

11 SECTION 2. The duties and compensation of employees, not
12 otherwise prescribed by law, necessary to perform the duties imposed
13 upon the Department of Environmental Quality by law shall be set by
14 the Executive Director of the Department of Environmental Quality.
15 The salary of the Executive Director of the Department of
16 Environmental Quality shall not exceed Ninety-nine Thousand Nine
17 Hundred Twenty-two Dollars (\$99,922.00) per annum, payable monthly
18 for the fiscal year ending June 30, 2008. The Department of
19 Environmental Quality for the fiscal year ending June 30, 2008,
20 shall be subject to the following budgetary limitations on full-
21 time-equivalent employees and expenditures excluding expenditures
22 for capital and special projects, except as may be authorized
23 pursuant to the provisions of Section 3603 of Title 74 of the
24 Oklahoma Statutes:

Budgetary Limitation

Amount

Full-time-equivalent Employees

572.0

Lease-Purchase Agreements

\$150,000.00

SECTION 3. The Department of Environmental Quality may provide from any funds available contractual services to the Oklahoma Rural Water Association for technical assistance programs to rural water system operators.

SECTION 4. The Department of Environmental Quality is directed to expend an amount not to exceed One Million Dollars

(\$1,000,000.00) from solid waste fee collections by the Department

for the purpose of compensation, benefits and other necessary

expenses during the fiscal year ending June 30, 2008, associated

with employees from the Oklahoma and Tulsa City-County environmental programs, as authorized by law.

SECTION 5. Appropriations made by Section 95 of Enrolled Senate Bill No. 334 of the 1st Regular Session of the 51st Oklahoma

Legislature, not including appropriations made for capital outlay

purposes, may be budgeted for the fiscal year ending June 30, 2008

(hereafter FY-08), or may be budgeted for the fiscal year ending

June 30, 2009 (hereafter FY-09). Funds budgeted for FY-08 may be

encumbered only through June 30, 2008, and must be expended by

November 15, 2008. Any funds remaining after November 15, 2008, and

not budgeted for FY-09, shall lapse to the credit of the proper fund

for the then current fiscal year. Funds budgeted for FY-09 may be

1 encumbered only through June 30, 2009. Any funds remaining after
2 November 15, 2009, shall lapse to the credit of the proper fund for
3 the then current fiscal year. These appropriations may not be
4 budgeted in both fiscal years simultaneously. Funds budgeted in FY-
5 08, and not required to pay obligations for that fiscal year, may be
6 budgeted for FY-09, after the agency to which the funds have been
7 appropriated has prepared and submitted a budget work program
8 revision removing these funds from the FY-08 budget work program and
9 after such revision has been approved by the Office of State
10 Finance.

11 SECTION 5. This act shall become effective July 1, 2007.

12 SECTION 6. It being immediately necessary for the preservation
13 of the public peace, health and safety, an emergency is hereby
14 declared to exist, by reason whereof this act shall take effect and
15 be in full force from and after its passage and approval.

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