

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 CONFERENCE COMMITTEE
4 SUBSTITUTE
5 FOR ENGROSSED
6 HOUSE BILL NO. 2326

By: Miller and Jones of the
House

and

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

9
10 CONFERENCE COMMITTEE SUBSTITUTE

11 An Act relating to the district courts; requiring
12 budgeting in certain categories and amounts; limiting
13 salaries of certain employees; providing budgetary
14 limitations; authorizing the total or partial refund
15 of payments to the State Judicial Revolving Fund by
16 local court funds under certain circumstances;
17 providing procedures; providing lapse dates;
18 requiring and prohibiting certain budget practices;
19 providing an effective date; and declaring an
20 emergency.

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

22 SECTION 1. For the fiscal year ending June 30, 2009, the
23 Supreme Court shall budget all funds appropriated or otherwise made
24 available for the operation of the district courts in the following
categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Court Operations	\$58,067,785.00	\$69,067,785.00

1 SECTION 2. For the fiscal year ending June 30, 2009, the annual
 2 compensation of the following employees of the district courts
 3 payable monthly from appropriated funds shall not exceed the
 4 following schedule, exclusive of overtime and longevity payments,
 5 except as may be authorized pursuant to the provisions of Section
 6 3603 of Title 74 of the Oklahoma Statutes.

	MINIMUM	MAXIMUM
7		
8	Secretary to Administrative	
9	Presiding Judge of the	
10	Judicial District	
	\$29,164.00	\$35,832.00
11	Secretary Bailiff	
	\$27,357.00	\$33,412.00

12 SECTION 3. The district courts, for the fiscal year ending June
 13 30, 2009, shall be subject to the following budgetary limitations on
 14 full-time-equivalent employees excluding active retired judges, and
 15 except as may be authorized pursuant to the provisions of Section
 16 3603 of Title 74 of the Oklahoma Statutes.

	NUMBER
TITLE	AUTHORIZED
17	
18	
19	75.0
20	
21	32.0
22	45.0
23	89.0
24	

	<u>Budgetary Limitation</u>	<u>Amount</u>
2	Full-time-equivalent Employees	654.0
3	Lease-Purchase Agreements	\$0.00

4 SECTION 4. A. Payments made by local court funds to the State
5 Judicial Revolving Fund pursuant to Section 1308 of Title 20 of the
6 Oklahoma Statutes during the fiscal year ending June 30, 2009, may
7 be totally or partially refunded upon approval by the Chief Justice
8 to meet unpaid expenses authorized by Section 1304 of Title 20 of
9 the Oklahoma Statutes. All such refunds shall be paid from the
10 Supreme Court Revolving Fund.

11 B. When local court funds are insufficient to meet unpaid
12 expenses authorized by Section 1304 of Title 20 of the Oklahoma
13 Statutes or outstanding liabilities for constitutionally mandated
14 services and items of expense, a claim may be filed with the
15 Administrative Office of the Courts by a Court Fund Governing Board,
16 or by the person or corporation to whom money is due as verified by
17 the Court Fund Governing Board or by the Administrative Office of
18 the Courts. All such claims shall be filed with the Administrative
19 Office of the Courts by July 31, 2009. All such claims may be paid
20 from the Supreme Court Revolving Fund upon approval of the Chief
21 Justice.

22 SECTION 5. Appropriations made by Sections 116 and 117 of
23 Enrolled House Bill No. 2276 of the 2nd Session of the 51st Oklahoma
24 Legislature, not including appropriations made for capital outlay

1 purposes, may be budgeted for the fiscal year ending June 30, 2009
2 (hereafter FY-09) or may be budgeted for the fiscal year ending June
3 30, 2010 (hereafter FY-10). Funds budgeted for FY-09 may be
4 encumbered only through June 30, 2009, and must be expended by
5 November 15, 2009. Any funds remaining after November 15, 2009, and
6 not budgeted for FY-10, shall lapse to the credit of the proper fund
7 for the then current fiscal year. Funds budgeted for FY-10 may be
8 encumbered only through June 30, 2010. Any funds remaining after
9 November 15, 2010, shall lapse to the credit of the proper fund for
10 the then current fiscal year. These appropriations may not be
11 budgeted in both fiscal years simultaneously. Funds budgeted in FY-
12 09, and not required to pay obligations for that fiscal year, may be
13 budgeted for FY-10, after the agency to which the funds have been
14 appropriated has prepared and submitted a budget work program
15 revision removing these funds from the FY-09 budget work program and
16 after such revision has been approved by the Office of State
17 Finance.

18 SECTION 6. This act shall become effective July 1, 2008.

19 SECTION 7. It being immediately necessary for the preservation
20 of the public peace, health and safety, an emergency is hereby
21 declared to exist, by reason whereof this act shall take effect and
22 be in full force from and after its passage and approval.

23

24 51-2-15558 MA 04/30/08