

STATE OF OKLAHOMA

2nd Session of the 51st Legislature (2008)

CONFERENCE COMMITTEE
SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 2430

By: Miller and Jones of the
House

and

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

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to the Oklahoma Conservation Commission; requiring budgeting in certain categories and amounts; providing for duties and compensation of employees; limiting salary of the Executive Director; providing budgetary limitations; making certain employee positions contingent on federal funds; providing for certain terminations; providing for certain employee positions; exempting certain employees from Merit System of Personnel Administration; 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. For the fiscal year ending June 30, 2009, the Oklahoma Conservation Commission shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
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1	Administration	\$ 750,000.00	\$ 1,700,000.00
2	Watershed Operation and		
3	Maintenance	590,000.00	37,119,000.00
4	Field Service	7,797,084.00	13,872,000.00
5	Abandoned Mine Land Reclamation	0.00	5,000,000.00
6	Water Quality/Wetlands	<u>50,000.00</u>	<u>19,250,000.00</u>
7	TOTAL	\$9,187,084.00	\$76,941,000.00

8 SECTION 2. The duties and compensation of employees, not
9 otherwise prescribed by law, necessary to perform the duties imposed
10 upon the Oklahoma Conservation Commission by law shall be set by the
11 Executive Director of the Commission. The salary of the Executive
12 Director of the Oklahoma Conservation Commission shall not exceed
13 Seventy-two Thousand Three Hundred Ninety-eight Dollars (\$72,398.00)
14 per annum, payable monthly for the fiscal year ending June 30, 2009.
15 The Oklahoma Conservation Commission for the fiscal year ending June
16 30, 2009, shall be subject to the following budgetary limitations on
17 full-time-equivalent employees and expenditures excluding
18 expenditures for capital and special projects, except as may be
19 authorized pursuant to the provisions of Section 3603 of Title 74 of
20 the Oklahoma Statutes:

21	<u>Budgetary Limitation</u>	<u>Amount</u>
22	Average Number of Full-time-equivalent	
23	Employees, Excluding Seasonal	
24	Employees and Project Labor	62.0

1 Lease-Purchase Agreements \$0.00

2 SECTION 3. Of the full-time-equivalent employee positions
3 authorized in this act, six (6) shall be filled contingent upon
4 procurement of federal funds for the Abandoned Mine Lands program
5 and thirty-four (34) shall be filled contingent upon procurement of
6 federal funds for the Water Quality 319 Program. Such full-time-
7 equivalent employee positions supported by federal funds shall be
8 terminated upon the discontinuation of federal funds. Such full-
9 time-equivalent employee positions shall be unclassified and, except
10 for leave regulations, shall be exempt from the rules of the Merit
11 System of Personnel Administration.

12 SECTION 4. Appropriations made by Section 127 of Enrolled House
13 Bill No. 2276 of the 2nd Session of the 51st Oklahoma Legislature,
14 not including appropriations made for capital outlay purposes, may
15 be budgeted for the fiscal year ending June 30, 2009 (hereafter FY-
16 09) or may be budgeted for the fiscal year ending June 30, 2010
17 (hereafter FY-10). Funds budgeted for FY-09 may be encumbered only
18 through June 30, 2009, and must be expended by November 15, 2009.
19 Any funds remaining after November 15, 2009, and not budgeted for
20 FY-10, shall lapse to the credit of the proper fund for the then
21 current fiscal year. Funds budgeted for FY-10 may be encumbered
22 only through June 30, 2010. Any funds remaining after November 15,
23 2010, shall lapse to the credit of the proper fund for the then
24 current fiscal year. These appropriations may not be budgeted in

1 both fiscal years simultaneously. Funds budgeted in FY-09, and not
2 required to pay obligations for that fiscal year, may be budgeted
3 for FY-10, after the agency to which the funds have been
4 appropriated has prepared and submitted a budget work program
5 revision removing these funds from the FY-09 budget work program and
6 after such revision has been approved by the Office of State
7 Finance.

8 SECTION 5. This act shall become effective July 1, 2008.

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

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14 51-2-15568 RMN 4/29/08

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