

1 STATE OF OKLAHOMA

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

3 CONFERENCE COMMITTEE SUBSTITUTE  
4 FOR ENGROSSED  
5 SENATE BILL 1297

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

6 and

7 Miller and Jones of the  
8 House

9  
10 CONFERENCE COMMITTEE SUBSTITUTE

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

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

SECTION 1. For the fiscal year ending June 30, 2009, the  
Department of Environmental Quality shall budget all funds in the  
following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
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1	Administrative Services		
2	Division	\$          0.00	\$10,110,432.00
3	Air Quality Division	1,483,030.00	13,453,422.00
4	Customer Services Division	2,288,520.00	7,574,834.00
5	Environmental Complaints and		
6	Local Services (ECLS)	3,653,647.00	8,406,801.00
7	Water Quality Division	2,302,899.00	16,158,407.00
8	Land Protection Division	<u>          0.00</u>	<u>11,339,475.00</u>
9	TOTAL	\$9,728,096.00	\$67,043,371.00

10       The agency shall develop outcome-based performance measures for  
11 each budget category.

12       SECTION 2. The duties and compensation of employees, not  
13 otherwise prescribed by law, necessary to perform the duties imposed  
14 upon the Department of Environmental Quality by law shall be set by  
15 the Executive Director of the Department of Environmental Quality.  
16 The salary of the Executive Director of the Department of  
17 Environmental Quality shall not exceed Ninety-nine Thousand Nine  
18 Hundred Twenty-two Dollars (\$99,922.00) per annum, payable monthly  
19 for the fiscal year ending June 30, 2009. The Department of  
20 Environmental Quality for the fiscal year ending June 30, 2009,  
21 shall be subject to the following budgetary limitations on full-  
22 time-equivalent employees and expenditures excluding expenditures  
23 for capital and special projects, except as may be authorized

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1 pursuant to the provisions of Section 3603 of Title 74 of the  
2 Oklahoma Statutes:

3 <u>Budgetary Limitation</u>	<u>Amount</u>
4 Full-time-equivalent Employees	572.0
5 Lease-Purchase Agreements	\$150,000.00

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

10 SECTION 4. The Department of Environmental Quality is directed  
11 to expend an amount not to exceed One Million Dollars  
12 (\$1,000,000.00) from solid waste fee collections by the Department  
13 for the purpose of compensation, benefits and other necessary  
14 expenses during the fiscal year ending June 30, 2009, associated  
15 with employees from the Oklahoma and Tulsa City-County environmental  
16 programs, as authorized by law.

17 SECTION 5. Appropriations made by Section 128 of Enrolled House  
18 Bill No. 2276 of the 2nd Session of the 51st Oklahoma Legislature,  
19 not including appropriations made for capital outlay purposes, may  
20 be budgeted for the fiscal year ending June 30, 2009 (hereafter FY-  
21 09), or may be budgeted for the fiscal year ending June 30, 2010  
22 (hereafter FY-10). Funds budgeted for FY-09 may be encumbered only  
23 through June 30, 2009, and must be expended by November 15, 2009.  
24 Any funds remaining after November 15, 2009, and not budgeted for

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

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

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

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