

1 STATE OF OKLAHOMA

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

3 CONFERENCE COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL 1331

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 Office of the State Fire  
12 Marshal; requiring budgeting in certain categories  
13 and amounts; requiring certain performance measures;  
14 providing for the duties and compensation of  
15 employees; limiting salary of the State Fire Marshal;  
16 providing budgetary limitations; providing exceptions  
17 to the budgetary limitations; requiring and  
18 prohibiting certain budget practices; providing lapse  
19 dates; 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 Office  
23 of the State Fire Marshal shall budget all funds in the following  
24 categories and amounts:

| <u>Category</u>         | <u>Appropriation</u> | <u>Total</u>  |
|-------------------------|----------------------|---------------|
| Administration Services | \$ 226,855.00        | \$ 826,855.00 |
| Education               | 0.00                 | 0.00          |

|   |                                 |                   |                   |
|---|---------------------------------|-------------------|-------------------|
| 1 | Field Operations                | 1,594,000.00      | 1,594,000.00      |
| 2 | Council on Firefighter Training | <u>450,000.00</u> | <u>450,000.00</u> |
| 3 | TOTAL                           | \$2,270,855.00    | \$2,870,855.00    |

4 The agency shall develop outcome-based performance measures for  
5 each budget category.

6 SECTION 2. The duties and compensation of employees, not  
7 otherwise prescribed by law, necessary to perform the duties imposed  
8 upon the Office of the State Fire Marshal by law shall be set by the  
9 State Fire Marshal of the Office of the State Fire Marshal. The  
10 salary of the State Fire Marshal of the Office of the State Fire  
11 Marshal shall not exceed Seventy-three Thousand Six Hundred Twenty-  
12 five Dollars (\$73,625.00) per annum, payable monthly for the fiscal  
13 year ending June 30, 2009. The Office of the State Fire Marshal for  
14 the fiscal year ending June 30, 2009, shall be subject to the  
15 following budgetary limitations on full-time-equivalent employees  
16 and expenditures excluding expenditures for capital and special  
17 projects, except as may be authorized pursuant to the provisions of  
18 Section 3603 of Title 74 of the Oklahoma Statutes:

| 19 | <u>Budgetary Limitation</u>    | <u>Amount</u> |
|----|--------------------------------|---------------|
| 20 | Full-time-equivalent Employees | 34.0          |
| 21 | Lease-Purchase Agreements      | \$0.00        |

22 SECTION 3. Appropriations made by Section 97 of Enrolled House  
23 Bill No. 2276 of the 2nd Session of the 51st Oklahoma Legislature,  
24 not including appropriations made for capital outlay purposes, may

1 be budgeted for the fiscal year ending June 30, 2009 (hereafter FY-  
2 09) or may be budgeted for the fiscal year ending June 30, 2010  
3 (hereafter FY-10). Funds budgeted for FY-09 may be encumbered only  
4 through June 30, 2009, and must be expended by November 15, 2009.  
5 Any funds remaining after November 15, 2009, and not budgeted for  
6 FY-10, shall lapse to the credit of the proper fund for the then  
7 current fiscal year. Funds budgeted for FY-10 may be encumbered  
8 only through June 30, 2010. Any funds remaining after November 15,  
9 2010, shall lapse to the credit of the proper fund for the then  
10 current fiscal year. These appropriations may not be budgeted in  
11 both fiscal years simultaneously. Funds budgeted in FY-09, and not  
12 required to pay obligations for that fiscal year, may be budgeted  
13 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 4. This act shall become effective July 1, 2008.

19 SECTION 5. 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 51-2-3783 SW 5/5/2008 5:41:44 PM