

1 STATE OF OKLAHOMA

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

3 CONFERENCE COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL 314

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

6 and

7 Bengé and Miller of the
8 House

9
10 CONFERENCE COMMITTEE SUBSTITUTE

11 An Act relating to the Oklahoma Indigent Defense
12 System; requiring budgeting in certain categories and
13 amounts; requiring certain performance measures;
14 providing budgetary limitations; providing for duties
15 and compensation of employees; limiting the salary of
16 the Executive Director; exempting certain employees
17 from budgetary limitations on full-time-equivalent
18 employees; providing lapse dates; requiring and
19 prohibiting certain budget procedures; providing an
20 effective date; and declaring an emergency.

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

22 SECTION 1. For the fiscal year ending June 30, 2008, the
23 Oklahoma Indigent Defense System shall budget all funds in the
24 following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Trial Services	\$ 3,003,526.00	\$ 4,486,423.00

1	Appellate Services	3,982,089.00	4,682,089.00
2	General Operations	646,240.00	706,240.00
3	Non-Capital Contracts	5,837,872.00	6,287,359.00
4	Regional Offices	2,539,281.00	2,689,281.00
5	Forensic Testing	<u>295,000.00</u>	<u>715,000.00</u>
6	TOTAL	\$16,304,008.00	\$19,566,392.00

7 The agency shall develop outcome-based performance measures for
8 each budget category.

9 SECTION 2. The duties and compensation of employees, not
10 otherwise prescribed by law, necessary to perform the duties imposed
11 upon the Oklahoma Indigent Defense System by law shall be set by the
12 Executive Director of the Oklahoma Indigent Defense System. The
13 salary of the Executive Director shall not exceed One Hundred
14 Eighteen Thousand One Hundred Ninety-one Dollars (\$118,191.00). The
15 Oklahoma Indigent Defense System for the fiscal year ending June 30,
16 2008, shall be subject to the following budgetary limitations on
17 full-time-equivalent employees, except those used for the statewide
18 Trial Indigent Defense System, except as may be authorized pursuant
19 to the provisions of Section 3603 of Title 74 of the Oklahoma
20 Statutes:

21	<u>Budgetary Limitation</u>	<u>Amount</u>
22	Full-time-equivalent Employees	85.0
23	Lease-Purchase Agreements	\$0.00

24

1 SECTION 3. Appropriations made by Section 135 of Enrolled
2 Senate Bill No. 334 of the 1st Session of the 51st Oklahoma
3 Legislature, not including appropriations made for capital outlay
4 purposes, may be budgeted for the fiscal year ending June 30, 2008
5 (hereafter FY-08), or may be budgeted for the fiscal year ending
6 June 30, 2009 (hereafter FY-09). Funds budgeted for FY-08 may be
7 encumbered only through June 30, 2008, and must be expended by
8 November 15, 2008. Any funds remaining after November 15, 2008, and
9 not budgeted for FY-09, shall lapse to the credit of the proper fund
10 for the then current fiscal year. Funds budgeted for FY-09 may be
11 encumbered only through June 30, 2009. Any funds remaining after
12 November 15, 2009, shall lapse to the credit of the proper fund for
13 the then current fiscal year. These appropriations may not be
14 budgeted in both fiscal years simultaneously. Funds budgeted in FY-
15 08, and not required to pay obligations for that fiscal year, may be
16 budgeted for FY-09, after the agency to which the funds have been
17 appropriated has prepared and submitted a budget work program
18 revision removing these funds from the FY-08 budget work program and
19 after such revision has been approved by the Office of State
20 Finance.

21 SECTION 4. This act shall become effective July 1, 2007.

22 SECTION 5. It being immediately necessary for the preservation
23 of the public peace, health and safety, an emergency is hereby
24

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

3

4 51-1-1960 SAW 11/27/2007 2:09:48 PM

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24