

ENROLLED HOUSE
BILL NO. 2350

By: Miller and Jones of the
House

and

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

An Act relating to the Supreme Court; authorizing transfer of certain funds; requiring budgeting in certain categories and amounts; providing for duties and compensation of employees of the Supreme Court and the Court of Civil Appeals; providing budgetary limitations; providing lapse dates; requiring and prohibiting certain budget procedures; creating the Supreme Court Administrative Revolving Fund; providing source of funding; providing purpose; providing for credits and expenditures; providing for codification; providing an effective date; and declaring an emergency.

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

SECTION 1. From the appropriation made in Section 113 of Enrolled House Bill No. 2276 of the 2nd Session of the 51st Oklahoma Legislature, the sum of Nine Hundred Fifty Thousand Dollars (\$950,000.00) is authorized to be transferred to the Supreme Court Revolving Fund for expenditures authorized by Section 1310.1 of Title 20 of the Oklahoma Statutes.

SECTION 2. For the fiscal year ending June 30, 2009, the Supreme Court shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Court Operations	\$17,155,459.00	\$55,655,459.00
Legal Aid Services Contract	\$1,164,845.00	\$1,184,845.00
Dispute Mediation	<u>\$926,759.00</u>	<u>\$991,759.00</u>
TOTAL	\$19,247,063.00	\$57,832,063.00

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Supreme Court by law shall be set by the Supreme Court Justices by majority vote.

SECTION 4. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Court of Civil Appeals by law shall be set by the Court of Civil Appeals, subject to the approval of the Supreme Court.

SECTION 5. The Supreme Court and the Court of Civil Appeals for the fiscal year ending June 30, 2009, shall be subject to the following budgetary limitations on full-time-equivalent employees, excluding active retired judges, and expenditures, excluding expenditures for capital and special projects and excluding lawful expenditures from the State Judicial Fund, except as may be authorized pursuant to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	215.0
Lease-Purchase Agreements	\$50,000.00

SECTION 6. Appropriations made by Sections 113, 114, and 115 of Enrolled House Bill No. 2276 of the 2nd Session of the 51st Oklahoma Legislature, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2009 (hereafter FY-09) or may be budgeted for the fiscal year ending June 30, 2010 (hereafter FY-10). Funds budgeted for FY-09 may be encumbered only through June 30, 2009, and must be expended by November 15, 2009. Any funds remaining after November 15, 2009, and not budgeted for FY-10, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-10 may be

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

SECTION 7. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1310.3 of Title 20, unless there is created a duplication in numbering, reads as follows:

There is hereby created in the State Treasury a revolving fund for the Supreme Court to be designated as the "Supreme Court Administrative Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies transferred by the Supreme Court from legislative appropriations in any given fiscal year or years. All monies accruing to the credit of the fund are hereby appropriated and may be budgeted and expended by the Supreme Court for duties imposed upon the Supreme Court by law. Expenditures from said fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of State Finance for approval and payment.

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

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

Passed the House of Representatives the 12th day of May, 2008.

Presiding Officer of the House of
Representatives

Passed the Senate the 14th day of May, 2008.

Presiding Officer of the Senate