

ENROLLED SENATE
BILL NO. 1347

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

and

Miller and Jones of the
House

An Act relating to the Department of Public Safety;
requiring budgeting in certain categories and
amounts; requiring certain performance measures;
providing for the duties and compensation of
employees; limiting the salary of the Director;
providing budgetary limitations; providing exceptions
to the budgetary limitations; requiring and
authorizing certain expenditures; requiring certain
funds to be budgeted for certain purposes;
authorizing and requiring Patrol Academy; requiring
and authorizing certain transfers; making a
reappropriation; requiring and prohibiting certain
budget practices; providing lapse dates; 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
Department of Public Safety shall budget all funds in the following
categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administrative Services	\$11,634,398.00	\$18,834,398.00

Law Enforcement Services	63,112,798.00	96,745,028.00
Motor Vehicle Operations	3,405,731.00	12,405,731.00
Driver Licensing	13,679,528.00	21,929,528.00
Size and Weight Permits	1,209,168.00	4,259,168.00
Telecommunication Services	3,107,817.00	15,107,817.00
Highway Safety Office	300,252.00	25,105,252.00
Homeland Security	320,699.00	93,595,699.00
Board of Tests for Alcohol and Drug Influence	<u>400,000.00</u>	<u>650,000.00</u>
TOTAL	\$97,170,391.00	\$288,632,621.00

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

SECTION 2. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Public Safety by law shall be set by the Director. The salary of the Director shall not exceed One Hundred Eleven Thousand One Hundred Thirty-three Dollars (\$111,133.00) per annum, payable monthly for the fiscal year ending June 30, 2009. The Department of Public Safety for the fiscal year ending June 30, 2009, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures, except the full-time-equivalent employee limit shall not include cadets while they are members of a patrol school or during their employment in probationary status, excluding expenditures for capital and special projects, 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	1,550.0

Lease-Purchase Agreements

\$630,500.00

SECTION 3. Of the monies appropriated to the Department of Public Safety by Section 105 of Enrolled House Bill No. 2276 of the 2nd Session of the 51st Oklahoma Legislature, Twenty-six Thousand Dollars (\$26,000.00) shall be expended for the services of a Capitol Patrol Officer to the Workers' Compensation Court pursuant to a contract between the Department of Public Safety and the Workers' Compensation Court.

SECTION 4. Of the monies appropriated to the Department of Public Safety by Section 105 of Enrolled House Bill No. 2276 of the 2nd Session of the 51st Oklahoma Legislature, Sixty-five Thousand Dollars (\$65,000.00) shall be expended for the annual lease payment of the Clinton/Sherman Industrial Complex.

SECTION 5. The Department of Public Safety is hereby authorized to expend Five Million Eight Hundred Fifty Thousand Dollars (\$5,850,000.00) from the Department of Public Safety Patrol Vehicle Revolving Fund for the fiscal year ending June 30, 2009, for the purchase of patrol vehicles and aircraft and equipping those vehicles and aircraft.

SECTION 6. The Department of Public Safety, for the fiscal year ending June 30, 2009, shall have one (1) Patrol Academy consisting of no fewer than thirty (30) cadets.

SECTION 7. Of the monies appropriated to the Department of Public Safety by Section 105 of Enrolled House Bill No. 2276 of the 2nd Session of the 51st Oklahoma Legislature, Three Hundred Fifty Thousand Six Hundred Thirty Dollars (\$350,630.00) shall be transferred to the Oklahoma Climatological Survey, under the direction and supervision of the Board of Regents of the University of Oklahoma, for the use of the Survey to operate the Oklahoma Mesonet as prescribed by law.

SECTION 8. Of the monies appropriated to the Department of Public Safety by Section 105 of Enrolled House Bill No. 2276 of the 2nd Session of the 51st Oklahoma Legislature, no less than Three Hundred Twenty Thousand Six Hundred Ninety-nine Dollars (\$320,699.00) shall be transferred to the Oklahoma Office of Homeland Security. Of the funds transferred herein, the sum of One

Hundred Thousand Dollars (\$100,000.00) is authorized to transfer to the Oklahoma Homeland Security Revolving Fund created by Section 51.2 of Title 74 of the Oklahoma Statutes.

SECTION 9. REAPPROPRIATION Of the Ninety-eight Million Three Hundred Seventy Thousand Three Hundred Ninety-one Dollars (\$98,370,391.00) originally appropriated to the Department of Public Safety by Section 119, Chapter 317, O.S.L. 2007, from monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2008, to perform the duties imposed upon the Department of Public Safety by law, One Million Two Hundred Thousand Dollars (\$1,200,000.00) is hereby continued and reappropriated for the purpose of construction of a new Troop K Headquarters.

SECTION 10. Appropriations made by Section 105 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 11. This act shall become effective July 1, 2008.

SECTION 12. 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 Senate the 7th day of May, 2008.

Presiding Officer of the Senate

Passed the House of Representatives the 14th day of May, 2008.

Presiding Officer of the House
of Representatives