

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 2344

By: Bengé and Miller of the
House

4 and

5 Crutchfield, Johnson
6 (Mike), Adelson and Myers
7 of the Senate
8
9

10 AS INTRODUCED

11 An Act relating to the Oklahoma State Bureau of
12 Narcotics and Dangerous Drugs Control; making an
13 appropriation; stating purpose; requiring budgeting
14 in certain categories and amounts; requiring
15 performance measures; providing for the duties and
16 compensation of employees; limiting salary of the
17 Director; providing budgetary limitations; limiting
18 amount of appropriation which may be used for certain
19 purpose; authorizing transfer of funds to an agency
20 special account for certain purposes; limiting amount
21 authorized to be transferred; requiring promulgation
22 of certain rules; providing lapse dates; requiring
23 and prohibiting certain budget practices; providing
24 an effective date; and declaring an emergency.

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

SECTION 1. There is hereby appropriated to the Oklahoma State
Bureau of Narcotics and Dangerous Drugs Control from any monies not
otherwise appropriated from the General Revenue Fund of the State

1 Treasury for the fiscal year ending June 30, 2009, the sum of
2 _____ Dollars (\$0.00) or so much thereof as may be necessary
3 to perform the duties imposed upon the Oklahoma State Bureau of
4 Narcotics and Dangerous Drugs Control by law.

5 SECTION 2. For the fiscal year ending June 30, 2009, the
6 Oklahoma State Bureau of Narcotics and Dangerous Drugs Control shall
7 budget all funds in the following categories and amounts:

8	<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
9	Administrative Services	\$0.00	\$0.00
10	Enforcement	0.00	0.00
11	Wire Intercept/Drug		
12	Interdiction	0.00	0.00
13	Diversion	0.00	0.00
14	Information		
15	Technology/Communications	<u>0.00</u>	<u>0.00</u>
16	TOTAL	\$0.00	\$0.00

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

19 SECTION 3. The duties and compensation of employees, not
20 otherwise prescribed by law, necessary to perform the duties imposed
21 upon the Oklahoma State Bureau of Narcotics and Dangerous Drugs
22 Control by law shall be set by the Director. The salary of the
23 Director shall not exceed _____ Dollars (\$0.00) per annum,
24 payable monthly for the fiscal year ending June 30, 2009. The

1 Oklahoma State Bureau of Narcotics and Dangerous Drugs Control for
2 the fiscal year ending June 30, 2009, shall be subject to the
3 following budgetary limitations on full-time-equivalent employees
4 and expenditures excluding expenditures for capital and special
5 projects, except as may be authorized pursuant to the provisions of
6 Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
8 Full-Time-Equivalent Employees	0.0
9 Lease-Purchase Agreements	\$0.00

10 Full-time-equivalent employees solely paid by grant funds shall
11 not count against the agency's budgetary limitations as specified in
12 this section.

13 SECTION 4. Of the amount appropriated to the Oklahoma State
14 Bureau of Narcotics and Dangerous Drugs Control by Section 1 of this
15 act, an amount not to exceed Two Hundred Thousand Dollars
16 (\$200,000.00) may be transferred to an agency special account
17 established pursuant to the provisions of Section 7.2 of Title 62 of
18 the Oklahoma Statutes. Funds in this account are to purchase
19 controlled dangerous substances to be used as evidence in narcotic
20 cases, for fees for informers, or employees, and for other expenses
21 necessary to apprehend and convict violators of state laws
22 regulating controlled dangerous substances. The Director of the
23 Oklahoma State Bureau of Narcotics and Dangerous Drugs Control and
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1 the Director of State Finance shall promulgate rules for the
2 expenditure of the funds transferred by this section.

3 SECTION 5. Appropriations made by this act, not including
4 appropriations made for capital outlay purposes, may be budgeted for
5 the fiscal year ending June 30, 2009 (hereafter FY-09) or may be
6 budgeted for the fiscal year ending June 30, 2010 (hereafter FY-10).
7 Funds budgeted for FY-09 may be encumbered only through June 30,
8 2009, and must be expended by November 15, 2009. Any funds
9 remaining after November 15, 2009, and not budgeted for FY-10, shall
10 lapse to the credit of the proper fund for the then current fiscal
11 year. Funds budgeted for FY-10 may be encumbered only through June
12 30, 2010. Any funds remaining after November 15, 2010, shall lapse
13 to the credit of the proper fund for the then current fiscal year.
14 These appropriations may not be budgeted in both fiscal years
15 simultaneously. Funds budgeted in FY-09, and not required to pay
16 obligations for that fiscal year, may be budgeted for FY-10, after
17 the agency to which the funds have been appropriated has prepared
18 and submitted a budget work program revision removing these funds
19 from the FY-09 budget work program and after such revision has been
20 approved by the Office of State Finance.

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

22 SECTION 7. It being immediately necessary for the preservation
23 of the public peace, health and safety, an emergency is hereby
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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.

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