

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 2389

By: Benge and Miller of the
House

4 and

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

8
9 AS INTRODUCED

10 An Act relating to the J.D. McCarty Center for
11 Children with Developmental Disabilities; making an
12 appropriation; stating purpose; requiring budgeting
13 in certain categories and amounts; providing for
14 duties and compensation of employees; limiting salary
15 of the Director; requiring compliance with budgetary
16 limitations; exempting certain federal funds from
17 expenditure limitations; providing exception;
18 providing lapse dates; requiring and prohibiting
19 certain budget and expenditure procedures; providing
20 an effective date; and declaring an emergency.

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

22 SECTION 1. There is hereby appropriated to the J.D. McCarty
23 Center for Children with Developmental Disabilities from any monies
24 not otherwise appropriated from the General Revenue Fund of the
State Treasury for the fiscal year ending June 30, 2009, the sum of
____ Dollars (\$0.00) or so much thereof as may be necessary to

1 perform the duties imposed upon the J.D. McCarty Center for Children
2 with Developmental Disabilities by law.

3 SECTION 2. For the fiscal year ending June 30, 2009, the J.D.
4 McCarty Center for Children with Developmental Disabilities shall
5 budget all funds in the following categories and amounts:

6 <u>Category</u>	<u>Appropriation</u>	<u>Total</u>
7 General Operations	\$.00	\$.00

8 SECTION 3. The duties and compensation of employees, not
9 otherwise prescribed by law, necessary to perform the duties imposed
10 upon the J.D. McCarty Center for Children with Developmental
11 Disabilities by law shall be set by the Director. The salary of the
12 Director shall not exceed _____ Dollars (\$0.00) per
13 annum, payable monthly for the fiscal year ending June 30, 2009.
14 The J.D. McCarty Center for Children with Developmental
15 Disabilities, for the fiscal year ending June 30, 2009, shall be
16 subject to the following budgetary limitations, except as may be
17 authorized pursuant to the provisions of Section 3603 of Title 74 of
18 the Oklahoma Statutes:

19 <u>Budgetary Limitation</u>	<u>Amount</u>
20 Full-time-equivalent Employees	0.0
21 Lease-Purchase Agreements	\$0.00

22 Receipt and expenditures of unanticipated federal funds awarded
23 to the J.D. McCarty Center for Children with Developmental
24 Disabilities after July 1, 2008, shall be exempt from expenditure

1 and budgetary limitations, provided that any such funds used for
2 operations shall be included in the agency's budget work program.

3 SECTION 4. 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 5. This act shall become effective July 1, 2008.

22 SECTION 6. 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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