

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 2316

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 Alcoholic Beverage Laws
12 Enforcement Commission; making an appropriation;
13 stating purpose; requiring budgeting in certain
14 categories and amounts; requiring certain performance
15 measures; providing for the duties and compensation
16 of employees; limiting salary of the Director;
17 providing budgetary limitations; providing lapse
18 dates; requiring and prohibiting certain budget
19 practices; providing an effective date; and declaring
20 an emergency.

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

22 SECTION 1. There is hereby appropriated to the Alcoholic
23 Beverage Laws Enforcement Commission from any monies not otherwise
24 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 perform

1 the duties imposed upon the Alcoholic Beverage Laws Enforcement
2 Commission by law.

3 SECTION 2. For the fiscal year ending June 30, 2009, the
4 Alcoholic Beverage Laws Enforcement Commission shall budget all
5 funds in the following categories and amounts:

| 6 | <u>Category</u> | <u>Appropriation</u> | <u>Total</u> |
|----|--------------------------|----------------------|--------------|
| 7 | Administrative Services | \$0.00 | \$0.00 |
| 8 | Business Office | 0.00 | 0.00 |
| 9 | Enforcement | 0.00 | 0.00 |
| 10 | Motor Vehicle Operations | 0.00 | 0.00 |
| 11 | Alcohol Education | <u>0.00</u> | <u>0.00</u> |
| 12 | TOTAL | \$0.00 | \$0.00 |

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

15 SECTION 3. The duties and compensation of employees, not
16 otherwise prescribed by law, necessary to perform the duties imposed
17 upon the Alcoholic Beverage Laws Enforcement Commission by law shall
18 be set by the Director of the Alcoholic Beverage Laws Enforcement
19 Commission. The salary of the Director of the Alcoholic Beverage
20 Laws Enforcement Commission shall not exceed Dollars (\$0.00) per
21 annum, payable monthly for the fiscal year ending June 30, 2009.
22 The Alcoholic Beverage Laws Enforcement Commission for the fiscal
23 year ending June 30, 2009, shall be subject to the following
24 budgetary limitations on full-time-equivalent employees and

1 expenditures excluding expenditures for capital and special
2 projects, except as may be authorized pursuant to the provisions of
3 Section 3603 of Title 74 of the Oklahoma Statutes:

| <u>Budgetary Limitation</u> | <u>Amount</u> |
|----------------------------------|---------------|
| 4 Full-Time-Equivalent Employees | 0.0 |
| 6 Lease-Purchase Agreements | \$0.00 |

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

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

2 SECTION 6. It being immediately necessary for the preservation
3 of the public peace, health and safety, an emergency is hereby
4 declared to exist, by reason whereof this act shall take effect and
5 be in full force from and after its passage and approval.

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7 51-2-15415 MA 01/03/08
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