

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 2433

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 Department of Environmental  
12 Quality; making an appropriation; stating purpose;  
13 requiring budgeting in certain categories and  
14 amounts; providing for duties and compensation of  
15 employees; limiting salary of the Executive Director;  
16 providing budgetary limitations; authorizing certain  
17 contractual services; requiring certain expenditures;  
18 requiring utilization of certain funds; making  
19 certain appropriations nonfiscal; providing lapse  
20 dates; requiring certain budget procedures;  
21 prohibiting certain budget procedures; providing an  
22 effective date; and declaring an emergency.

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

24 DEPARTMENT OF ENVIRONMENTAL QUALITY

SECTION 1. There is hereby appropriated to the Department of  
Environmental Quality from any monies not otherwise appropriated  
from the General Revenue Fund of the State Treasury for the fiscal

1 year ending June 30, 2009, the sum of \_\_\_\_\_ Dollars (\$0.00) or  
2 so much thereof as may be necessary to perform the duties imposed  
3 upon the Department of Environmental Quality by law.

4 SECTION 2. For the fiscal year ending June 30, 2009, the  
5 Department of Environmental Quality shall budget all funds in the  
6 following categories and amounts:

7	<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
8	Administrative Services		
9	Division	\$0.00	\$0.00
10	Air Quality Division	0.00	0.00
11	Customer Services Division	0.00	0.00
12	Environmental Complaints and		
13	Local Services (ECLS)	0.00	0.00
14	Water Quality Division	0.00	0.00
15	Land Protection Division	<u>0.00</u>	<u>0.00</u>
16	TOTAL	\$0.00	\$0.00

17 SECTION 3. The duties and compensation of employees, not  
18 otherwise prescribed by law, necessary to perform the duties imposed  
19 upon the Department of Environmental Quality by law shall be set by  
20 the Executive Director of the Department of Environmental Quality.  
21 The salary of the Executive Director of the Department of  
22 Environmental Quality shall not exceed \_\_\_\_\_ Dollars (\$0.00)  
23 per annum, payable monthly for the fiscal year ending June 30, 2009.  
24 The Department of Environmental Quality for the fiscal year ending

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

<u>Budgetary Limitation</u>	<u>Amount</u>
6 Full-time-equivalent Employees	0.0
7 Lease-Purchase Agreements	\$0.00

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9 SECTION 4. The Department of Environmental Quality shall  
10 provide from any funds available contractual services to the  
11 Oklahoma Rural Water Association for technical assistance programs  
12 to rural water system operators.

13 SECTION 5. The Department of Environmental Quality is directed  
14 to expend an amount not to exceed \_\_\_\_\_ Dollars (\$0.00) from  
15 solid waste fee collections by the Department for the purpose of  
16 compensation, benefits and other necessary expenses during the  
17 fiscal year ending June 30, 2009, associated with the employees from  
18 the Oklahoma and Tulsa City-County environmental programs, as  
19 authorized by law.

20 SECTION 6. Appropriations made by this act, not including  
21 appropriations made for capital outlay purposes, may be budgeted for  
22 the fiscal year ending June 30, 2009 (hereafter FY-09) or may be  
23 budgeted for the fiscal year ending June 30, 2010 (hereafter FY-10).  
24 Funds budgeted for FY-09 may be encumbered only through June 30,

1 2009, and must be expended by November 15, 2009. Any funds  
2 remaining after November 15, 2009, and not budgeted for FY-10, shall  
3 lapse to the credit of the proper fund for the then current fiscal  
4 year. Funds budgeted for FY-10 may be encumbered only through June  
5 30, 2010. Any funds remaining after November 15, 2010, shall lapse  
6 to the credit of the proper fund for the then current fiscal year.  
7 These appropriations may not be budgeted in both fiscal years  
8 simultaneously. Funds budgeted in FY-09, and not required to pay  
9 obligations for that fiscal year, may be budgeted for FY-10, after  
10 the agency to which the funds have been appropriated has prepared  
11 and submitted a budget work program revision removing these funds  
12 from the FY-09 budget work program and after such revision has been  
13 approved by the Office of State Finance.

14 SECTION 7. This act shall become effective July 1, 2008.

15 SECTION 8. It being immediately necessary for the preservation  
16 of the public peace, health and safety, an emergency is hereby  
17 declared to exist, by reason whereof this act shall take effect and  
18 be in full force from and after its passage and approval.

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20 51-2-15531 RMN 12/28/07

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