

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 CONFERENCE COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL 213

By: Johnson (Mike) and Myers of
the Senate

6 and

7 Miller and Martin (Scott)
8 of the House

9
10 CONFERENCE COMMITTEE SUBSTITUTE

11 An Act relating to the Supreme Court; authorizing
12 transfer of certain funds; requiring budgeting in
13 certain categories and amounts; providing for duties
14 and compensation of employees of the Supreme Court
15 and the Court of Civil Appeals; providing budgetary
16 limitations; providing lapse dates; requiring and
17 prohibiting certain budget procedures; authorizing
18 transfer from the Law Library Revolving Fund;
19 authorizing transfer from the Lengthy Trial Fund;
20 authorizing transfer from the Oklahoma Court
21 Information System Revolving Fund; providing an
22 effective date; and declaring an emergency.

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

24 SECTION 1. From the appropriation made in Section 121 of
Enrolled Senate Bill No. 216 of the 1st Session of the 52nd Oklahoma
Legislature, the sum of Nine Hundred Fifty Thousand Dollars
(\$950,000.00) is authorized to be transferred to the Supreme Court

1 Revolving Fund for expenditures authorized by Section 1310.1 of
2 Title 20 of the Oklahoma Statutes.

3 SECTION 2. For the fiscal year ending June 30, 2010, the
4 Supreme Court shall budget all funds in the following categories and
5 amounts:

6 <u>Category</u>	<u>Appropriation</u>	<u>Total</u>
7 Court Operations	\$15,841,964.00	\$53,341,964.00
8 Legal Aid Services Contract	1,083,306.00	1,103,306.00
9 Dispute Mediation	<u>942,671.00</u>	<u>1,007,671.00</u>
10 TOTAL	\$17,867,941.00	\$55,452,941.00

11 SECTION 3. The duties and compensation of employees, not
12 otherwise prescribed by law, necessary to perform the duties imposed
13 upon the Supreme Court by law shall be set by the Supreme Court
14 Justices by majority vote.

15 SECTION 4. The duties and compensation of employees, not
16 otherwise prescribed by law, necessary to perform the duties imposed
17 upon the Court of Civil Appeals by law shall be set by the Court of
18 Civil Appeals, subject to the approval of the Supreme Court.

19 SECTION 5. The Supreme Court and the Court of Civil Appeals for
20 the fiscal year ending June 30, 2010, shall be subject to the
21 following budgetary limitations on full-time-equivalent employees,
22 excluding active retired judges, and expenditures, excluding
23 expenditures for capital and special projects and excluding lawful
24 expenditures from the State Judicial Fund, except as may be

1 authorized pursuant to the provisions of Section 3603 of Title 74 of
2 the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	215.0
Lease-Purchase Agreements	\$50,000.00

6 SECTION 6. Appropriations made by Sections 121, 122, and 123 of
7 Enrolled Senate Bill No. 216 of the 1st Session of the 52nd Oklahoma
8 Legislature, not including appropriations made for capital outlay
9 purposes, may be budgeted for the fiscal year ending June 30, 2010
10 (hereafter FY-10), or may be budgeted for the fiscal year ending
11 June 30, 2011 (hereafter FY-11). Of those appropriations, any
12 remaining cash balance on November 15, 2010, may be transferred to
13 the Supreme Court Administrative Revolving Fund and may be used as
14 needed for any lawful purpose as determined by the Administrative
15 Director of the Courts, with the approval of the Chief Justice of
16 the Supreme Court in his or her sole discretion, including, but not
17 limited to, appellate and district court expenditures. The Office
18 of State Finance shall, at the request of the Administrative
19 Director of the Courts, transfer from the Supreme Court
20 Administrative Revolving Fund to the district courts an amount not
21 to exceed the budget limits for the district courts. These
22 appropriations may not be budgeted in both fiscal years
23 simultaneously. Funds budgeted in FY-10, and not required to pay
24 obligations for that fiscal year, may be budgeted for FY-11, after

1 the agency to which the funds have been appropriated has prepared
2 and submitted a budget work program revision removing these funds
3 from the FY-10 budget work program and after such revision has been
4 approved by the Office of State Finance.

5 SECTION 7. For the fiscal year ending June 30, 2010, the Office
6 of State Finance shall, at the request of the Administrative
7 Director of the Courts, transfer from the Law Library Revolving Fund
8 to the Supreme Court Administrative Revolving Fund an amount not to
9 exceed Four Million Dollars (\$4,000,000.00) that the Administrative
10 Director of the Courts, with the approval of the Chief Justice of
11 the Supreme Court in his or her sole discretion, shall deem
12 appropriate or necessary including, but not limited to, appellate
13 and district court expenditures.

14 SECTION 8. For the fiscal year ending June 30, 2010, the Office
15 of State Finance shall, at the request of the Administrative
16 Director of the Courts, transfer from the Lengthy Trial Fund to the
17 Supreme Court Administrative Revolving Fund an amount not to exceed
18 Four Million Dollars (\$4,000,000.00) that the Administrative
19 Director of the Courts, with the approval of the Chief Justice of
20 the Supreme Court in his or her sole discretion, shall deem
21 appropriate or necessary including, but not limited to, appellate
22 and district court expenditures.

23 SECTION 9. For the fiscal year ending June 30, 2010, the Office
24 of State Finance shall, at the request of the Administrative

1 Director of the Courts, transfer from the Oklahoma Court Information
2 System Revolving Fund into the State Judicial Retirement Fund an
3 amount not to exceed Six Million Dollars (\$6,000,000.00) to pay the
4 employer contributions for all active members of the Uniform
5 Retirement System.

6 SECTION 10. This act shall become effective July 1, 2009.

7 SECTION 11. It being immediately necessary for the preservation
8 of the public peace, health and safety, an emergency is hereby
9 declared to exist, by reason whereof this act shall take effect and
10 be in full force from and after its passage and approval.

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