

1 ENGROSSED HOUSE
2 BILL NO. 1221

By: Miller and Martin (Scott)
of the House

3 and

4 Johnson (Mike) and Myers of
5 the Senate

6
7
8 (Office of Juvenile Affairs - appropriation -
9 effective date -

10 emergency)

11
12

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

14 SECTION 1. There is hereby appropriated to the Office of
15 Juvenile Affairs from any monies not otherwise appropriated from the
16 General Revenue Fund of the State Treasury for the fiscal year
17 ending June 30, 2010, the sum of _____ Dollars (\$0.00) or so
18 much thereof as may be necessary to perform the duties imposed upon
19 the Office of Juvenile Affairs by law.

20 SECTION 2. For the fiscal year ending June 30, 2010, the Office
21 of Juvenile Affairs shall budget all funds in the following
22 categories and amounts:

23 <u>Category</u>	<u>Appropriation</u>	<u>Total</u>
24 Administration	\$ 0.00	\$ 0.00

1	Santa Claus	0.00	0.00
2	Office of Juvenile Justice		
3	and Delinquency Prevention		
4	(OJJDP)	0.00	0.00
5	Juvenile Accountability		
6	Incentive Block Grant		
7	(JAIBG)	0.00	0.00
8	Residential Services	0.00	0.00
9	Nonresidential Services	0.00	0.00
10	Community Youth Services		
11	Agencies	<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 The amount of funds budgeted pursuant to this section for
16 Community Youth Services Agencies may be only reallocated, reduced,
17 or expended for any other purpose in an amount proportional to the
18 amount that the Office of Juvenile Affairs total budget is reduced
19 through the appropriation process by the Legislature. In the event
20 of a revenue failure, funds budgeted for the Community At Risk
21 Services Program may be reduced in the same proportion as the total
22 revenue reduction experienced by the Office of Juvenile Affairs.

23 SECTION 3. The duties and compensation of employees, not
24 otherwise prescribed by law, necessary to perform the duties imposed

1 upon the Office of Juvenile Affairs by law shall be set by the
2 Director. The salary of the Director shall not exceed _____
3 Dollars (\$0.00) per annum, payable monthly for the fiscal year
4 ending June 30, 2010. The Office of Juvenile Affairs is hereby
5 authorized one FTE for an attorney position. This shall be in
6 addition to the position of General Counsel. The Office of Juvenile
7 Affairs for the fiscal year ending June 30, 2010, shall be subject
8 to the following budgetary limitations on full-time-equivalent
9 employees and expenditures excluding expenditures for capital and
10 special projects, except as may be authorized pursuant to the
11 provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

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

15 SECTION 4. A. The Director of the Office of Juvenile Affairs
16 may request that receipt and expenditure of unanticipated federal
17 funds awarded after July 1, 2009, be exempt from expenditure
18 limitations and from budgetary limitations.

19 1. The Director shall make a request for exemption to the
20 Director of State Finance in writing and file a revised budget work
21 program.

22 2. The Director shall also file copies of the request for
23 exemption and budget work program revisions with the Chair and Vice
24 Chair of the Joint Legislative Committee on Budget and Program

1 Oversight. The Committee shall notify the Director of State Finance
2 of any noncompliance of the request with legislative intent within
3 twelve (12) calendar days of their receipt of the exemption request.

4 B. The Director of State Finance shall approve the request for
5 exemption unless both the Chair and Vice Chair of the Joint
6 Legislative Committee on Budget and Program Oversight provide
7 written notification to the Director of State Finance within twelve
8 (12) calendar days of the Committee's receipt of the exemption
9 request that the exemption subverts the intention and objectives of
10 the Legislature in establishing the original limit. The Director of
11 State Finance shall give written notice of approval or disapproval
12 of each exemption to the agency, the Governor and the Chair and Vice
13 Chair of the Joint Legislative Committee on Budget and Program
14 Oversight within eighteen (18) calendar days of receiving the
15 request.

16 SECTION 5. Appropriations made by this act, not including
17 appropriations made for capital outlay purposes, may be budgeted for
18 the fiscal year ending June 30, 2010 (hereafter FY-10) or may be
19 budgeted for the fiscal year ending June 30, 2011 (hereafter FY-11).
20 Funds budgeted for FY-10 may be encumbered only through June 30,
21 2010, and must be expended by November 15, 2010. Any funds
22 remaining after November 15, 2010, and not budgeted for FY-11, shall
23 lapse to the credit of the proper fund for the then current fiscal
24 year. Funds budgeted for FY-11 may be encumbered only through June

1 30, 2011. Any funds remaining after November 15, 2011, shall lapse
2 to the credit of the proper fund for the then current fiscal year.
3 These appropriations may not be budgeted in both fiscal years
4 simultaneously. Funds budgeted in FY-10, and not required to pay
5 obligations for that fiscal year, may be budgeted for FY-11, after
6 the agency to which the funds have been appropriated has prepared
7 and submitted a budget work program revision removing these funds
8 from the FY-10 budget work program and after such revision has been
9 approved by the Office of State Finance.

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

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

15
16
17
18
19
20
21
22
23
24

1 Passed the House of Representatives the 5th day of February,
2 2009.

3
4
5 Presiding Officer of the House of
6 Representatives

7 Passed the Senate the ____ day of _____, 2009.

8
9
10 Presiding Officer of the Senate

11
12
13
14
15
16
17
18
19
20
21
22
23
24