

1 ENGROSSED HOUSE
2 BILL NO. 1229

By: Miller and Martin (Scott)
of the House

3 and

4 Johnson (Mike) and Myers of
5 the Senate

6
7
8 (Department of Corrections - 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 Department of
15 Corrections 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
18 so much thereof as may be necessary to perform the duties imposed
19 upon the Department of Corrections by law.

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

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

1	Central Office Operations	0.00	0.00
2	Regional Office Operations	0.00	0.00
3	Medical Services	0.00	0.00
4	Prison Operations	0.00	0.00
5	Contracted Services	0.00	0.00
6	Community Corrections	0.00	0.00
7	Community Sentencing	0.00	0.00
8	Offender Programs	0.00	0.00
9	Prison Industries	<u>0.00</u>	<u>0.00</u>
10	TOTAL	\$0.00	\$0.00

11 SECTION 3. The duties and compensation of employees, not
12 otherwise prescribed by law, necessary to perform the duties imposed
13 upon the Department of Corrections by law shall be set by the
14 Director of the Department of Corrections. The salary of the
15 Director of the Department of Corrections shall not exceed
16 _____ Dollars (\$0.00) per annum, payable monthly for the
17 fiscal year ending June 30, 2010. The Department of Corrections for
18 the fiscal year ending June 30, 2010, shall be subject to the
19 following budgetary limitations on full-time-equivalent employees
20 and expenditures excluding expenditures for capital and special
21 projects, except as may be authorized pursuant to the provisions of
22 Section 3603 of Title 74 of the Oklahoma Statutes:

23	<u>Budgetary Limitation</u>	<u>Amount</u>
24	Full-time-equivalent Employees	0.0

1 Lease-Purchase Agreements \$0.00

2 SECTION 4. The Department of Corrections is hereby authorized
3 to enter into an agreement with the state agencies to utilize prison
4 inmates for construction projects subject to written restrictions
5 and conditions regarding security classification and other matters
6 related to the control of inmates and public safety. Before
7 utilizing inmates, the Department of Corrections shall enter into a
8 written agreement concerning, but not limited to, liability,
9 funding, pay, public security and transportation. Provided further,
10 that prison inmates shall not be used to replace any current state
11 agency employees.

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

1 obligations for that fiscal year, may be budgeted for FY-11, after
2 the agency to which the funds have been appropriated has prepared
3 and submitted a budget work program revision removing these funds
4 from the FY-10 budget work program and after such revision has been
5 approved by the Office of State Finance.

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

7 SECTION 7. 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.

11 Passed the House of Representatives the 5th day of February,
12 2009.

15 _____
16 Presiding Officer of the House of
17 Representatives

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

20 _____
21 Presiding Officer of the Senate