

ENROLLED HOUSE
BILL NO. 1133

By: Miller and Martin (Scott)
of the House

and

Johnson (Mike) and Myers of
the Senate

An Act relating to the Oklahoma Arts Council; providing for the budgeting of funds in certain categories and amounts; requiring certain performance measures for budget categories; requiring transfer of funds; providing for duties and compensation of employees; limiting the maximum salary of the Chief Administrative Officer; providing budgetary limitations; requiring budgeting of certain funds in certain years; requiring certain budget procedures; prohibiting certain budget procedures; providing lapse dates; providing an effective date; and declaring an emergency.

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

SECTION 1. For the fiscal year ending June 30, 2010, the Oklahoma Arts Council shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Public/Private Partnerships for Community Programs	\$4,001,759.00	\$5,500,000.00
Learning and the Arts	<u>1,148,498.00</u>	<u>2,000,000.00</u>
TOTAL	\$5,150,257.00	\$7,500,000.00

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

SECTION 2. Of the funds appropriated in Section 30 of Enrolled Senate Bill No. 216 of the 1st Session of the 52nd Oklahoma Legislature, One Hundred Thousand Dollars (\$100,000.00) shall be transferred to the Oklahoma Arts Council Arts Education Revolving Fund pursuant to the provisions of Section 175 of Title 53 of the Oklahoma Statutes.

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Arts Council by law shall be set by the Council. The salary of the Chief Administrative Officer shall not exceed Sixty-four Thousand Six Hundred Eighty Dollars (\$64,680.00) per annum, payable monthly for the fiscal year ending June 30, 2010. The Oklahoma Arts Council for the fiscal year ending June 30, 2010, shall be subject to the following budgetary limitations on full-time-equivalent employees, except as may be authorized pursuant to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	17.0

SECTION 4. Appropriations made by Section 30 of Enrolled Senate Bill No. 216 of the 1st Session of the 52nd Oklahoma Legislature, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2010 (hereafter FY-10) or may be budgeted for the fiscal year ending June 30, 2011 (hereafter FY-11). Funds budgeted for FY-10 may be encumbered only through June 30, 2010, and must be expended by November 15, 2010. Any funds remaining after November 15, 2010, and not budgeted for FY-11, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-11 may be encumbered only through June 30, 2011. Any funds remaining after November 15, 2010, shall lapse to the credit of the proper fund for the then current fiscal year. These appropriations may not be budgeted in both fiscal years simultaneously. Funds budgeted in FY-10, and not required to pay obligations for that fiscal year, may be budgeted for FY-11, after the agency to which the funds have been appropriated has prepared and submitted a budget work program revision removing these funds from the FY-10 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 5. This act shall become effective July 1, 2009.

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

Passed the House of Representatives the 19th day of May, 2009.

Presiding Officer of the House of
Representatives

Passed the Senate the 26th day of May, 2009.

Presiding Officer of the Senate