

ENROLLED HOUSE
BILL NO. 1252

By: Miller, Martin (Scott),
Roan and Ritze of the House

and

Johnson (Mike) and Myers of
the Senate

An Act relating to the Department of Public Safety; making an appropriation; stating purpose; requiring budgeting in certain categories and amounts; providing for the duties and compensation of employees; limiting the salary of the Director; providing budgetary limitations; providing exceptions to the budgetary limitations; requiring and authorizing certain expenditures; requiring certain funds to be budgeted for certain purposes; authorizing Patrol Academy; requiring and authorizing certain transfers; making a reappropriation; providing lapse dates; requiring and prohibiting certain budget practices; providing an effective date; and declaring an emergency.

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

SECTION 1. There is hereby appropriated to the Department of Public Safety from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2010, the sum of Two Million Five Hundred Thousand Dollars (\$2,500,000.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Public Safety by law.

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

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administrative Services	\$10,470,958.00	\$ 22,601,278.00
Law Enforcement Services	62,585,740.00	117,294,034.00
Motor Vehicle Operations	3,228,633.00	14,886,877.00
Driver Licensing	12,968,193.00	26,315,434.00
Size and Weight Permits	0.00	5,111,002.00
Telecommunication Services	2,946,211.00	18,129,380.00
Highway Safety Office	300,252.00	30,126,302.00
Homeland Security	470,699.00	112,314,839.00
Board of Tests For Alcohol and Drug Influence	<u>369,000.00</u>	<u>780,000.00</u>
TOTAL	\$93,339,686.00	\$347,559,146.00

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Public Safety by law shall be set by the Director. The salary of the Director shall not exceed One Hundred Eleven Thousand One Hundred Thirty-three Dollars (\$111,133.00) per annum, payable monthly for the fiscal year ending June 30, 2010. The Department of Public Safety for the fiscal year ending June 30, 2010, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capital and special projects, 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	1,550.0
Lease-Purchase Agreements	\$630,500.00

SECTION 4. Of the monies appropriated to the Department of Public Safety by this act and by Section 113 of Enrolled Senate Bill

No. 216 of the 1st Session of the 52nd Oklahoma Legislature, Twenty-six Thousand Dollars (\$26,000.00) shall be expended for the services of a Capitol Patrol Officer to the Oklahoma Workers' Compensation Court pursuant to a contract between the Department of Public Safety and the Oklahoma Workers' Compensation Court.

SECTION 5. Of the monies appropriated to the Department of Public Safety by this act and by Section 113 of Enrolled Senate Bill No. 216 of the 1st Session of the 52nd Oklahoma Legislature, Sixty-five Thousand Dollars (\$65,000.00) shall be expended for the annual lease payment of the Clinton/Sherman Industrial Complex.

SECTION 6. The Department of Public Safety is hereby authorized to expend Six Million Three Hundred Fifty Thousand Dollars (\$6,350,000.00) from the Department of Public Safety Patrol Vehicle Revolving Fund for the fiscal year ending June 30, 2010, for the purchase of patrol vehicles and aircraft and equipping those vehicles and aircraft.

SECTION 7. For the fiscal year ending June 30, 2010, the Department of Public Safety is authorized to have one Patrol Academy with no more than thirty-five (35) cadets.

SECTION 8. Of the monies appropriated to the Department of Public Safety by this act and by Section 113 of Enrolled Senate Bill No. 216 of the 1st Session of the 52nd Oklahoma Legislature, not more than Three Hundred Fifty Thousand Six Hundred Thirty Dollars (\$350,630.00) shall be transferred to the Oklahoma Climatological Survey, under the direction and supervision of the Board of Regents of the University of Oklahoma, for the use of the Survey to perform its duties as prescribed by law.

SECTION 9. Of the monies appropriated to the Department of Public Safety by this act and by Section 113 of Enrolled Senate Bill No. 216 of the 1st Session of the 52nd Oklahoma Legislature, no less than Four Hundred Seventy Thousand Six Hundred Ninety-nine Dollars (\$470,699.00) shall be transferred to the Oklahoma Office of Homeland Security. Of the funds transferred herein, the sum of One Hundred Thousand Dollars (\$100,000.00) is authorized to transfer to the Oklahoma Homeland Security Revolving Fund created by Section 51.2 of Title 74 of the Oklahoma Statutes.

SECTION 10. REAPPROPRIATION Of the Ninety-eight Million Three Hundred Seventy Thousand Three Hundred Ninety-one Dollars (\$98,370,391.00) originally appropriated to the Department of Public

Safety by Section 119, Chapter 317, O.S.L. 2007, from monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2008, to perform the duties imposed upon the Department of Public Safety by law, One Million Two Hundred Thousand Dollars (\$1,200,000.00) is hereby continued and reappropriated for the purpose of construction of a new Troop K Headquarters.

SECTION 11. Appropriations made by this act and by Section 113 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, 2011, 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 12. This act shall become effective July 1, 2009.

SECTION 13. 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 20th day of May, 2009.

Presiding Officer of the House of
Representatives

Passed the Senate the 20th day of May, 2009.

Presiding Officer of the Senate