

ENROLLED SENATE
BILL NO. 109

By: Johnson (Mike) and Myers
of the Senate

and

Miller and Martin (Scott)
of the House

An Act relating to the Military Department of the State of Oklahoma; requiring certain transfer; requiring expenditure; requiring budgeting in certain categories and amounts; requiring certain performance measures; providing for duties and compensation of employees; providing budgetary limitations; providing lapse dates; requiring and prohibiting certain budget procedures; providing an effective date; and declaring an emergency.

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

SECTION 1. TRANSFER From the appropriation made in Section 54 of Enrolled Senate Bill No. 216 of the 1st Session of the 52nd Oklahoma Legislature, the Director of State Finance shall transfer One Hundred Fifty Thousand Dollars (\$150,000.00) to the Revolving Fund for the Oklahoma Military Department ("200 Fund"). These funds shall be expended for the Army Guard Officer Incentive Program.

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

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
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Administration	\$ 2,639,668.00	\$10,000,000.00
Support Services	4,196,400.00	20,000,000.00
Armory Maintenance	1,007,365.00	7,000,000.00
Museum Management	135,099.00	300,000.00
Youth Programs	3,137,463.00	16,000,000.00
Federal Funds	<u>1,135,564.00</u>	<u>20,000,000.00</u>
TOTAL	\$12,251,559.00	\$73,300,000.00

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

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Military Department of the State of Oklahoma by law shall be set by the Adjutant General. The Military Department of the State of Oklahoma 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	484.0
Lease-Purchase Agreements	\$100,000.00

SECTION 4. Appropriations made by Section 54 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 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 Senate the 19th day of May, 2009.

Presiding Officer of the Senate

Passed the House of Representatives the 20th day of May, 2009.

Presiding Officer of the House
of Representatives