

ENROLLED SENATE
BILL NO. 179

By: Johnson (Mike) and Myers of
the Senate

and

Miller and Martin (Scott)
of the House

An Act relating to the Oklahoma Water Resources Board; requiring budgeting in certain categories and amounts; providing for duties and compensation of employees; limiting salary of the Executive Director; providing budgetary limitations; requiring and limiting certain expenditures; making an appropriation; making appropriation nonfiscal; making appropriation exempt from the Oklahoma Central Purchasing Act; 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. For the fiscal year ending June 30, 2010, the Oklahoma Water Resources Board shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administrative Services	\$1,491,863.00	\$ 3,500,000.00
Water Quality Programs	1,705,254.00	4,000,000.00
Planning and Management	1,143,641.00	6,525,000.00

Financial Assistance	0.00	3,000,000.00
Office of the Secretary of the Environment	138,659.00	12,000,000.00
Loans	0.00	335,000,000.00
Grants	<u>2,046,000.00</u>	<u>4,500,000.00</u>
TOTAL	\$6,525,417.00	\$368,525,000.00

SECTION 2. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Water Resources Board by law shall be set by the Oklahoma Water Resources Board. The salary of the Executive Director of the Oklahoma Water Resources Board shall not exceed Ninety-two Thousand Six Hundred Fifty-five Dollars (\$92,655.00) per annum, payable monthly for the fiscal year ending June 30, 2010. The Oklahoma Water Resources Board 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>
Average Number of Full-time-equivalent Employees, Excluding Temporary Employees, Student Unclassified Temporary Employees, Student Unclassified Employees, Unclassified Persons Employed with Limited Duration Grant Funding, and Project Indefinite Employees	91.0
Lease-Purchase Agreements	\$32,650.00

SECTION 3. Of the funds appropriated to the Oklahoma Water Resources Board, the sum of Two Hundred Seventy-nine Thousand Nine Hundred Thirty Dollars (\$279,930.00) shall be used for the purpose

of providing contractual services with the Oklahoma Rural Water Association to provide technical assistance and training to rural water and wastewater system operators or board members. No part of these funds can be used to pay any portion of the compensation of the Oklahoma Rural Water Association Executive Director providing contractual services.

SECTION 4. Of the funds appropriated to the Oklahoma Water Resources Board, the sum of Two Million Forty-six Thousand Dollars (\$2,046,000.00) or so much thereof as may be necessary shall be used to implement the provisions of Section 2003 of Title 62 of the Oklahoma Statutes.

SECTION 5. There is hereby appropriated to the Oklahoma Water Resources Board from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury, the sum of Two Million Dollars (\$2,000,000.00) for the purpose of renovation, repair and improvement of water and sewer systems. The appropriation authorized by this section shall not be subject to fiscal year 2010 agency category or budget limits. Funds expended for this purpose shall be exempt from the requirements of the Oklahoma Central Purchasing Act.

SECTION 6. Appropriations made by Section 101 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 7. This act shall become effective July 1, 2009.

SECTION 8. 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 22nd day of May, 2009.

Presiding Officer of the Senate

Passed the House of Representatives the 22nd day of May, 2009.

Presiding Officer of the House
of Representatives