

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 1192

By: Miller and Martin (Scott)
of the House

4 and

5 Johnson (Mike) and Myers of
6 the Senate

7
8 AS INTRODUCED

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10 An Act relating to the Oklahoma Tax Commission;
11 making an appropriation; stating purpose; directing
12 certain payments; requiring budgeting in certain
13 categories and amounts; providing for duties and
14 compensation of employees; providing budgetary
15 limitations; making certain appropriations nonfiscal;
16 providing lapse dates; requiring certain budget
17 procedures; prohibiting certain budget procedures;
18 providing an effective date; and declaring an
19 emergency.

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

23 SECTION 1. There is hereby appropriated to the Oklahoma Tax
24 Commission 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 _____ Dollars
(\$0.00) or so much thereof as may be necessary to perform the duties
imposed upon the Oklahoma Tax Commission by law.

1 SECTION 2. From the appropriation made in Section 1 of this
 2 act, the Oklahoma Tax Commission shall pay an amount not to exceed
 3 _____ Dollars (\$0.00) for the personal services and other
 4 operating expenses of the Office of the State Auditor and Inspector
 5 in performing audits of the Oklahoma Tax Commission and motor
 6 license agents as required by law.

7 SECTION 3. For the fiscal year ending June 30, 2010, the
 8 Oklahoma Tax Commission shall budget all funds in the following
 9 categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
10 Headquarters/Administration	\$0.00	\$0.00
11 Central Processing	0.00	0.00
12 Taxpayer Services	0.00	0.00
13 Tax Administration	0.00	0.00
14 Audit Services	0.00	0.00
15 Collections	0.00	0.00
16 Legal Services	0.00	0.00
17 Motor Vehicle	0.00	0.00
18 Ad Valorem Programs	0.00	0.00
19 Management Services	0.00	0.00
20 Film Rebate Program	<u>0.00</u>	<u>0.00</u>
21 TOTAL	\$0.00	\$0.00

22 SECTION 4. The duties and compensation of employees, not
 23 otherwise prescribed by law, necessary to perform the duties imposed
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1 upon the Oklahoma Tax Commission by law shall be set by the Oklahoma
2 Tax Commission. The Oklahoma Tax Commission for the fiscal year
3 ending June 30, 2010, shall be subject to the following budgetary
4 limitations on full-time-equivalent employees and expenditures
5 excluding expenditures for capital and special projects, except as
6 may be authorized pursuant to the provisions of Section 3603 of
7 Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	0.0
Lease-Purchase Agreements	\$0.00

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

1 the agency to which the funds have been appropriated has prepared
2 and submitted a budget work program revision removing these funds
3 from the FY-10 budget work program and after such revision has been
4 approved by the Office of State Finance.

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

6 SECTION 7. It being immediately necessary for the preservation
7 of the public peace, health and safety, an emergency is hereby
8 declared to exist, by reason whereof this act shall take effect and
9 be in full force from and after its passage and approval.

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