

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 1258

By: Miller and Martin (Scott)  
of the House

4 and

5 Johnson (Mike) and Myers of  
6 the Senate

7  
8  
9 AS INTRODUCED

10 An Act relating to the Oklahoma Department of  
11 Agriculture, Food, and Forestry; making  
12 appropriations; stating purposes; requiring certain  
13 funds to be budgeted in certain categories and  
14 amounts; providing for duties and compensation of  
15 employees; limiting the salary of the Commissioner;  
16 providing budgetary limitations; requiring budgeting  
17 of certain funds in certain years; requiring certain  
18 budgeting procedures; prohibiting certain budgeting  
19 procedures; providing lapse dates; providing an  
20 effective date; and declaring an emergency.

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

22 SECTION 1. There is hereby appropriated to the Oklahoma  
23 Department of Agriculture, Food, and Forestry from any monies not  
24 otherwise appropriated from the General Revenue Fund of the State  
25 Treasury for the fiscal year ending June 30, 2010, the sum of \_\_\_\_\_  
26 Dollars (\$0.00) or so much thereof as may be necessary to perform

1 the duties imposed upon the Oklahoma Department of Agriculture,  
2 Food, and Forestry by law.

3 SECTION 2. For the fiscal year ending June 30, 2010, the  
4 Oklahoma Department of Agriculture, Food, and Forestry shall budget  
5 all funds in the following categories and amounts:

| 6  | <u>Category</u>               | <u>Appropriation</u> | <u>Total</u> |
|----|-------------------------------|----------------------|--------------|
| 7  | Administration Service        |                      |              |
| 8  | Division                      | \$ 0.00              | \$ 0.00      |
| 9  | Volunteer Firefighter         |                      |              |
| 10 | Employer Payment              |                      |              |
| 11 | Contribution Revolving Fund   | 0.00                 | 0.00         |
| 12 | Volunteer Firefighter Group   |                      |              |
| 13 | Insurance Pool, CompSource    |                      |              |
| 14 | Oklahoma                      | 0.00                 | 0.00         |
| 15 | Legal Services Division       | 0.00                 | 0.00         |
| 16 | Statistical Services Division | 0.00                 | 0.00         |
| 17 | Animal Industry Services      |                      |              |
| 18 | Division                      | 0.00                 | 0.00         |
| 19 | Food Safety Division          |                      |              |
| 20 | Inspection and Grading of     |                      |              |
| 21 | Meat, Egg and Poultry         |                      |              |
| 22 | Products                      | 0.00                 | 0.00         |
| 23 | Oklahoma Milk and Milk        |                      |              |
| 24 | Products Program              | 0.00                 | 0.00         |

|    |                              |      |      |
|----|------------------------------|------|------|
| 1  | Agricultural Environmental   |      |      |
| 2  | Management Services          |      |      |
| 3  | Division                     | 0.00 | 0.00 |
| 4  | Wildlife Services Division   | 0.00 | 0.00 |
| 5  | Public Information Services  |      |      |
| 6  | Division                     | 0.00 | 0.00 |
| 7  | Livestock Depopulation and   |      |      |
| 8  | other Emergency Livestock    |      |      |
| 9  | Disease Control Expenses     | 0.00 | 0.00 |
| 10 | Forestry Services Division   | 0.00 | 0.00 |
| 11 | Rural Fire Coordinators      | 0.00 | 0.00 |
| 12 | Operation Grants to Rural    |      |      |
| 13 | Fire Departments             | 0.00 | 0.00 |
| 14 | Rural Fire 80/20 Match       |      |      |
| 15 | Program                      | 0.00 | 0.00 |
| 16 | Rural Fire Defense Equipment |      |      |
| 17 | Revolving Fund               | 0.00 | 0.00 |
| 18 | Dry Fire Hydrant Program     | 0.00 | 0.00 |
| 19 | Plant Industry and Consumer  |      |      |
| 20 | Services Division            | 0.00 | 0.00 |
| 21 | Agricultural Laboratory      |      |      |
| 22 | Services Division            | 0.00 | 0.00 |
| 23 | Market Development Services  |      |      |
| 24 | Division                     | 0.00 | 0.00 |

|    |                               |             |             |
|----|-------------------------------|-------------|-------------|
| 1  | Environmental and Sustainable |             |             |
| 2  | Agricultural Program          | 0.00        | 0.00        |
| 3  | Ag Enhancement and            |             |             |
| 4  | Diversification Fund          | 0.00        | 0.00        |
| 5  | Agriculture Mediation Program | 0.00        | 0.00        |
| 6  | Oklahoma State University for |             |             |
| 7  | the Statewide Intensive       |             |             |
| 8  | Financial Management          |             |             |
| 9  | Assistance Program            | 0.00        | 0.00        |
| 10 | Oklahoma State University     |             |             |
| 11 | Animal Diagnostic             |             |             |
| 12 | Laboratory Equipment          | 0.00        | 0.00        |
| 13 | Poultry Research and Disease  |             |             |
| 14 | Control Research Programs     |             |             |
| 15 | and Employment of a State     |             |             |
| 16 | Poultry Veterinarian and an   |             |             |
| 17 | Area Poultry Specialist       | 0.00        | 0.00        |
| 18 | Sunrise Agricultural News     |             |             |
| 19 | Program                       | 0.00        | 0.00        |
| 20 | Legume Research               | 0.00        | 0.00        |
| 21 | Rural Enterprise Institute    | 0.00        | 0.00        |
| 22 | Agricultural Laboratory Debt  |             |             |
| 23 | Service                       | <u>0.00</u> | <u>0.00</u> |
| 24 | TOTAL                         | \$0.00      | \$0.00      |

1 SECTION 3. The duties and compensation of employees, not  
 2 otherwise prescribed by law, necessary to perform the duties imposed  
 3 upon the Oklahoma Department of Agriculture, Food, and Forestry by  
 4 law shall be set by the Commissioner. The salary of the  
 5 Commissioner shall not exceed \_\_\_\_\_ Dollars  
 6 (\$0.00) per annum, payable monthly for the fiscal year ending June  
 7 30, 2010. The Oklahoma Department of Agriculture, Food, and  
 8 Forestry, for the fiscal year ending June 30, 2010, shall be subject  
 9 to the following budgetary limitations on full-time-equivalent  
 10 employees and expenditures excluding expenditures for capital and  
 11 special projects, except as may be authorized pursuant to the  
 12 provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

| <u>Budgetary Limitation</u>   | <u>Amount</u> |
|---|---------------|
| Average Number of Full-time-equivalent<br>Employees, Excluding Part-time Employees in<br>the Forestry, Plant, and Animal Industry |               |
| Divisions and Fruit and Vegetable Graders   | 0.0           |
| Lease-Purchase Agreements   | \$0.00        |

19 SECTION 4. Appropriations made by this act, not including  
 20 appropriations made for capital outlay purposes, may be budgeted for  
 21 the fiscal year ending June 30, 2010 (hereafter FY-10) or may be  
 22 budgeted for the fiscal year ending June 30, 2011 (hereafter FY-11).  
 23 Funds budgeted for FY-10 may be encumbered only through June 30,  
 24 2010, and must be expended by November 15, 2010. Any funds

1 remaining after November 15, 2010, and not budgeted for FY-11, shall  
2 lapse to the credit of the proper fund for the then current fiscal  
3 year. Funds budgeted for FY-11 may be encumbered only through June  
4 30, 2011. Any funds remaining after November 15, 2011, shall lapse  
5 to the credit of the proper fund for the then current fiscal year.  
6 These appropriations may not be budgeted in both fiscal years  
7 simultaneously. Funds budgeted in FY-10, and not required to pay  
8 obligations for that fiscal year, may be budgeted for FY-11, after  
9 the agency to which the funds have been appropriated has prepared  
10 and submitted a budget work program revision removing these funds  
11 from the FY-10 budget work program and after such revision has been  
12 approved by the Office of State Finance.

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

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

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19 52-1-15162 RMN 01/08/09

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