

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 HOUSE BILL 2474

By: Miller and Martin (Scott)
of the House

4 and

5 Johnson (Mike) and Myers of
6 the Senate

7
8 AS INTRODUCED

9
10 An Act relating to the district courts; authorizing
11 expenditure from the State Judicial Revolving Fund;
12 stating purpose of expenditure; making an
13 appropriation to the Supreme Court for the district
14 courts; stating purpose; requiring budgeting in
15 certain categories and amounts; limiting salaries of
16 certain employees; providing budgetary limitations;
17 authorizing the total or partial refund of payments
18 to the State Judicial Revolving Fund by local court
19 funds under certain circumstances; providing
20 procedures; providing lapse dates; requiring and
21 prohibiting certain budget practices; providing an
22 effective date; and declaring an emergency.
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BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The Supreme Court is hereby authorized to expend
during the fiscal year ending June 30, 2011, from the State Judicial
Revolving Fund of the State Treasury, the sum of _____ Dollars
(\$0.00) or so much thereof as may be necessary for the financial
support of the district courts.

1 SECTION 2. There is hereby appropriated to the Supreme Court
 2 from any monies not otherwise appropriated from the General Revenue
 3 Fund of the State Treasury for the fiscal year ending June 30, 2011,
 4 the sum of _____ Dollars (\$0.00) or so much thereof as may
 5 be necessary to perform the duties imposed upon the district courts
 6 by law.

7 SECTION 3. For the fiscal year ending June 30, 2011, the
 8 Supreme Court shall budget all funds appropriated or otherwise made
 9 available for the operation of the district courts in the following
 10 categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Court Operations	\$0.00	\$0.00

13 SECTION 4. For the fiscal year ending June 30, 2011, the annual
 14 compensation of the following employees of the district courts
 15 payable monthly from appropriated funds shall not exceed the
 16 following schedule, exclusive of overtime and longevity payments,
 17 except as may be authorized pursuant to the provisions of Section
 18 3603 of Title 74 of the Oklahoma Statutes.

	MINIMUM	MAXIMUM
Secretary to Administrative		
Presiding Judge of the		
Judicial District	\$0.00	\$0.00
Secretary Bailiff	\$0.00	\$0.00

1 SECTION 5. The district courts, for the fiscal year ending June
 2 30, 2011, shall be subject to the following budgetary limitations on
 3 full-time-equivalent employees excluding active retired judges, and
 4 except as may be authorized pursuant to the provisions of Section
 5 3603 of Title 74 of the Oklahoma Statutes.

TITLE	NUMBER AUTHORIZED
District Judge	0.0
Associate District Judge	
County Population over 30,000	0.0
County Population under 30,000	0.0
Special Judge	0.0
<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	0.0
Lease-Purchase Agreements	\$0.00

16 SECTION 6. A. Payments made by local court funds to the State
 17 Judicial Fund pursuant to Section 1308 of Title 20 of the Oklahoma
 18 Statutes during the fiscal year ending June 30, 2011, may be totally
 19 or partially refunded upon approval by the Chief Justice to meet
 20 unpaid expenses authorized by Section 1304 of Title 20 of the
 21 Oklahoma Statutes. All such refunds shall be paid from the Supreme
 22 Court Revolving Fund.

23 B. When local court funds are insufficient to meet unpaid
 24 expenses authorized by Section 1304 of Title 20 of the Oklahoma

1 Statutes or outstanding liabilities for constitutionally mandated
2 services and items of expense, a claim may be filed with the
3 Administrative Office of the Courts by a Court Fund Governing Board,
4 or by the person or corporation to whom money is due as verified by
5 the Court Fund Governing Board or by the Administrative Office of
6 the Courts. All such claims shall be filed with the Administrative
7 Office of the Courts by July 31, 2011. All such claims may be paid
8 from the Supreme Court Revolving Fund upon approval of the Chief
9 Justice.

10 SECTION 7. Appropriations made by this act, not including
11 appropriations made for capital outlay purposes, may be budgeted for
12 the fiscal year ending June 30, 2011 (hereafter FY-11) or may be
13 budgeted for the fiscal year ending June 30, 2012 (hereafter FY-12).
14 Funds budgeted for FY-11 may be encumbered only through June 30,
15 2011, and must be expended by November 15, 2011. Any funds
16 remaining after November 15, 2011, and not budgeted for FY-12, shall
17 lapse to the credit of the proper fund for the then current fiscal
18 year. Funds budgeted for FY-12 may be encumbered only through June
19 30, 2012. Any funds remaining after November 15, 2012, shall lapse
20 to the credit of the proper fund for the then current fiscal year.
21 These appropriations may not be budgeted in both fiscal years
22 simultaneously. Funds budgeted in FY-11, and not required to pay
23 obligations for that fiscal year, may be budgeted for FY-12, after
24 the agency to which the funds have been appropriated has prepared

1 and submitted a budget work program revision removing these funds
2 from the FY-11 budget work program and after such revision has been
3 approved by the Office of State Finance.

4 SECTION 8. This act shall become effective July 1, 2010.

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

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