

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 HOUSE BILL 1133

By: Sears and Martin (Scott) of
the House

4 and

5 Myers and Jolley of the
6 Senate

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9 AS INTRODUCED

10 An Act relating to the Office of Juvenile Affairs;
11 making an appropriation to the Office of Juvenile
12 Affairs; stating purpose; requiring budgeting in
13 certain categories and amounts; requiring certain
14 performance measures; providing for duties and
15 compensation of employees; limiting the maximum
16 salary of the Director; authorizing certain attorney
17 position; providing budgetary limitations;
18 authorizing certain requests for exemptions from
19 expenditure limitations and budgetary limitations;
20 requiring certain procedures; requiring certain
21 filings; requiring certain approvals; requiring
22 written notice; making certain appropriations
23 nonfiscal; providing lapse dates; requiring certain
24 budget procedures; prohibiting certain budget
procedures; and providing an effective date.

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

SECTION 1. There is hereby appropriated to the Office of
Juvenile Affairs from any monies not otherwise appropriated from the
General Revenue Fund of the State Treasury for the fiscal year
ending June 30, 2012, the sum of _____ Dollars (\$0.00) or so

1 much thereof as may be necessary to perform the duties imposed upon
2 the Office of Juvenile Affairs by law.

3 SECTION 2. For the fiscal year ending June 30, 2012, the Office
4 of Juvenile Affairs shall budget all funds in the following
5 categories and amounts:

6	<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
7	Administration	\$ 0.00	\$ 0.00
8	Santa Claus	0.00	0.00
9	Office of Juvenile Justice		
10	and Delinquency Prevention		
11	(OJJDP)	0.00	0.00
12	Juvenile Accountability		
13	Incentive Block Grant		
14	(JAIBG)	0.00	0.00
15	Residential Services	0.00	0.00
16	Nonresidential Services	0.00	0.00
17	Community Youth Services		
18	Agencies	<u>0.00</u>	<u>0.00</u>
19	TOTAL	\$0.00	\$0.00

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

22 The amount of funds budgeted pursuant to this section for
23 Community Youth Services Agencies may be only reallocated, reduced,
24 or expended for any other purpose in an amount proportional to the

1 amount that the Office of Juvenile Affairs total budget is reduced
2 through the appropriation process by the Legislature. In the event
3 of a revenue failure, funds budgeted for the Community At Risk
4 Services Program may be reduced in the same proportion as the total
5 revenue reduction experienced by the Office of Juvenile Affairs.

6 SECTION 3. The duties and compensation of employees, not
7 otherwise prescribed by law, necessary to perform the duties imposed
8 upon the Office of Juvenile Affairs by law shall be set by the
9 Director. The salary of the Director shall not exceed _____
10 Dollars (\$0.00) per annum, payable monthly for the fiscal year
11 ending June 30, 2012. The Office of Juvenile Affairs is hereby
12 authorized one (1) FTE for an attorney position. This shall be in
13 addition to the position of General Counsel. The Office of Juvenile
14 Affairs for the fiscal year ending June 30, 2012, shall be subject
15 to the following budgetary limitations on full-time-equivalent
16 employees and expenditures excluding expenditures for capital and
17 special projects, except as may be authorized pursuant to the
18 provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

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

21 SECTION 4. A. The Director of the Office of Juvenile Affairs
22 may request that receipt and expenditure of unanticipated federal
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1 funds awarded after July 1, 2011, be exempt from expenditure
2 limitations and from budgetary limitations.

3 The Director shall make a request for exemption to the Director
4 of the Office of State Finance in writing and file a revised budget
5 work program.

6 B. The Director of the Office of State Finance shall give
7 written notice of approval or disapproval of each exemption to the
8 agency, the Governor and the Chair and Vice-chair of the State
9 Senate and House of Representatives Appropriation and Budget
10 Committees within eighteen (18) calendar days of receiving the
11 request.

12 SECTION 5. Appropriations made by this act, not including
13 appropriations made for capital outlay purposes, may be budgeted for
14 the fiscal year ending June 30, 2012 (hereafter FY-12) or may be
15 budgeted for the fiscal year ending June 30, 2013 (hereafter FY-13).
16 Funds budgeted for FY-12 may be encumbered only through June 30,
17 2012, and must be expended by November 15, 2012. Any funds
18 remaining after November 15, 2012, and not budgeted for FY-13, shall
19 lapse to the credit of the proper fund for the then current fiscal
20 year. Funds budgeted for FY-13 may be encumbered only through June
21 30, 2013. Any funds remaining after November 15, 2013, shall lapse
22 to the credit of the proper fund for the then current fiscal year.
23 These appropriations may not be budgeted in both fiscal years
24 simultaneously. Funds budgeted in FY-12, and not required to pay

1 obligations for that fiscal year, may be budgeted for FY-13, after
2 the agency to which the funds have been appropriated has prepared
3 and submitted a budget work program revision removing these funds
4 from the FY-12 budget work program and after such revision has been
5 approved by the Office of State Finance.

6 SECTION 6. This act shall become effective September 1, 2011.

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