

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 1134

By: Sears and Martin (Scott) of  
the House

4 and

5 Myers and Jolley of the  
6 Senate

7  
8  
9 AS INTRODUCED

10 An Act relating to the State Department of  
11 Rehabilitation Services; making an appropriation;  
12 stating purpose; requiring budgeting in certain  
13 categories and amounts; providing for exemptions from  
14 certain expenditure limitations; providing for duties  
15 and compensation of employees; limiting the salary of  
16 the Director; limiting number of certain full-time-  
17 equivalent employees; making certain employee  
18 positions exempt from FTE limitations; authorizing  
19 certain early transfers of certain funds for specific  
20 purposes; authorizing transfer of appropriated money  
21 in requested amounts and ratios; authorizing certain  
22 interyear transfers; requiring certain process and  
23 maintenance of records; providing lapse dates;  
24 requiring certain budget procedures; prohibiting  
certain budget procedures; and providing an effective  
date.

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

22 SECTION 1. There is hereby appropriated to the State Department  
23 of Rehabilitation Services from any monies not otherwise  
24 appropriated from the General Revenue Fund of the State Treasury for

1 the fiscal year ending June 30, 2012, the sum of \_\_\_\_\_  
2 Dollars (\$0.00) or so much thereof as may be necessary to perform  
3 the duties imposed upon the State Department of Rehabilitation  
4 Services by law.

5 SECTION 2. For the fiscal year ending June 30, 2012, the State  
6 Department of Rehabilitation Services shall budget all appropriated  
7 funds in the following categories and amounts:

8	<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
9	Vocational Rehabilitative		
10	and Visual Services	\$0.00	\$0.00
11	Oklahoma School for the		
12	Blind	0.00	0.00
13	Oklahoma School for the		
14	Deaf	0.00	0.00
15	Disability Determination		
16	Division	<u>0.00</u>	<u>0.00</u>
17	TOTAL	\$0.00	\$0.00

18 Receipt and expenditure of unanticipated federal funds awarded  
19 the State Department of Rehabilitation Services after July 1, 2011,  
20 shall be exempt from expenditure limitations, provided that any such  
21 funds used for operations shall be included in the agency's budget  
22 work program.

23 SECTION 3. The duties and compensation of employees, not  
24 otherwise prescribed by law, necessary to perform the duties imposed

1 upon the State Department of Rehabilitation Services by law shall be  
2 set by the Commission for Rehabilitation Services. The salary of  
3 the Director shall not exceed \_\_\_\_\_ Dollars (\$0.00) per annum,  
4 payable monthly for the fiscal year ending June 30, 2012. The State  
5 Department of Rehabilitation Services for the fiscal year ending  
6 June 30, 2012, shall be subject to the following budgetary  
7 limitations on full-time-equivalent employees and expenditures  
8 excluding expenditures for capital and special projects, except as  
9 may be authorized pursuant to the provisions of Section 3603 of  
10 Title 74 of the Oklahoma Statutes:

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

14 SECTION 4. Any employees of the Disability Determination Unit  
15 in the State Department of Rehabilitation Services whose salaries  
16 are funded in whole by federal funds shall be exempted from the  
17 agency FTE limit.

18 SECTION 5. The Director of the State Department of  
19 Rehabilitation Services may request through the Director of the  
20 Office of State Finance the early transfer by the Oklahoma Tax  
21 Commission of tax collection to the General Revenue Fund for the  
22 purpose of early allocation to the Department's disbursing funds to  
23 alleviate cash-flow problems.

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1 SECTION 6. The Director of the Department of Rehabilitation  
2 Services may request the Director of the Office of State Finance to  
3 transfer funds from the Rehabilitation Services Federal Fund to  
4 Rehabilitation Services Disbursing Funds and to Department of  
5 Rehabilitation Services Medical and Assistance Funds for expenditure  
6 in the client service, supported employment, and independent living  
7 programs.

8 SECTION 7. The Director of the Office of State Finance shall  
9 transfer monies appropriated from the General Revenue Fund to the  
10 State Department of Rehabilitation Services Disbursing Funds in the  
11 amounts and ratios requested by the agency except that the  
12 cumulative amounts transferred shall not exceed the cumulative  
13 amounts of equal monthly allotments of the appropriations from the  
14 General Revenue Fund.

15 Monies appropriated or collected from the fiscal year ending  
16 June 30, 2011, may be transferred to these disbursing funds for the  
17 fiscal year ending June 30, 2011, to satisfy encumbrances and  
18 obligations of said fiscal year; provided, that monies equal in  
19 amount are transferred from appropriations or collections for the  
20 fiscal year ending June 30, 2011, to the disbursing funds for the  
21 fiscal year ending June 30, 2012, to satisfy encumbrances and  
22 obligations of said fiscal year. All transfer requests shall be in  
23 writing to the Director of the Office of State Finance. The State  
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1 Department of Rehabilitation Services shall maintain records of the  
2 interyear transfers.

3 SECTION 8. Appropriations made by this act, not including  
4 appropriations made for capital outlay purposes, may be budgeted for  
5 the fiscal year ending June 30, 2012 (hereafter FY-12) or may be  
6 budgeted for the fiscal year ending June 30, 2013 (hereafter FY-13).  
7 Funds budgeted for FY-12 may be encumbered only through June 30,  
8 2012, and must be expended by November 15, 2012. Any funds  
9 remaining after November 15, 2012, and not budgeted for FY-13, shall  
10 lapse to the credit of the proper fund for the then current fiscal  
11 year. Funds budgeted for FY-13 may be encumbered only through June  
12 30, 2013. Any funds remaining after November 15, 2013, shall lapse  
13 to the credit of the proper fund for the then current fiscal year.  
14 These appropriations may not be budgeted in both fiscal years  
15 simultaneously. Funds budgeted in FY-12, and not required to pay  
16 obligations for that fiscal year, may be budgeted for FY-13, after  
17 the agency to which the funds have been appropriated has prepared  
18 and submitted a budget work program revision removing these funds  
19 from the FY-12 budget work program and after such revision has been  
20 approved by the Office of State Finance.

21 SECTION 9. This act shall become effective September 1, 2011.

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23 53-1-15092 DL 01/12/11

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