

OKLAHOMA STATE SENATE
JOINT
COMMITTEE REPORT

May 20, 2014

JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET

SB 2139

By: Jolley and Justice of the Senate and Martin (Scott) and Sears of the House

Title: Public finance, clarifying language. Effective date.

Co-Authored By:

Recommendation: **DO PASS AS AMENDED**

Aye: Branan, Brinkley, David, Fields, Ford, Griffin, Halligan, Johnson (Rob), Marlatt, Newberry, Standridge, Stanislawski, Treat, Justice, Jolley

Nay: Ellis, Ivester, Wyrick

Pass:

Senator Clark Jolley, Chair

Amendments:

1. Committee Substitute Attached.
Committee Substitute Adopted by Senator Jolley

OKLAHOMA HOUSE OF REPRESENTATIVES
COMMITTEE REPORT

JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET COMMITTEE

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Jolley et al of the Senate

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1. Committee Substitute Attached


Chr.
Representative Scott Martin

YEAS: 16

Cox, Denney, Dorman, Kern, Martin (Sc), McCullough, McDaniel (J), Nelson, Ownbey, Proctor, Roberts (S), Sanders, Schwartz, Sears, Watson, Wesselhoft

NAYS: 0

CONSTITUTIONAL PRIVILEGE: 0

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 2139

By: Jolley and Justice of the
Senate

6 and

7 Martin (Scott) and Sears of
the House

8
9
10 COMMITTEE SUBSTITUTE

11 An Act relating to the Office of Juvenile Affairs;
12 providing certain budgetary restrictions; providing
13 for duties and compensation of employees; authorizing
14 certain attorney position; providing budgetary
15 limitations; authorizing certain requests for
16 exemptions from expenditure limitations and budgetary
17 limitations; requiring certain procedures; requiring
18 certain filings; requiring certain approvals;
19 requiring written notice; providing lapse dates;
20 requiring and prohibiting certain budget procedures;
21 providing an effective date; and declaring an
22 emergency.

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

24 SECTION 1. The amount of funds budgeted for Community Youth
Services Agencies may only be reallocated, reduced, or expended for
any other purpose in an amount not to exceed 1.75% of the amount
budgeted for Community Youth Services Agencies in FY'14. In the

1 event of a revenue failure, funds budgeted for the Community At Risk
2 Services Program may be reduced in the same proportion as the total
3 revenue reduction experienced by the Office of Juvenile Affairs.

4 SECTION 2. The duties and compensation of employees, not
5 otherwise prescribed by law, necessary to perform the duties imposed
6 upon the Office of Juvenile Affairs by law shall be set by the
7 Director. The Office of Juvenile Affairs is hereby authorized one
8 (1) FTE for an attorney position. This shall be in addition to the
9 position of General Counsel. The Office of Juvenile Affairs for the
10 fiscal year ending June 30, 2015, shall be subject to the following
11 budgetary limitations on expenditures excluding expenditures for
12 capital and special projects, except as may be authorized pursuant
13 to the provisions of Section 3603 of Title 74 of the Oklahoma
14 Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Lease-Purchase Agreements	\$0.00

17 SECTION 3. A. The Director of the Office of Juvenile Affairs
18 may request that receipt and expenditure of unanticipated federal
19 funds awarded after July 1, 2014, be exempt from expenditure
20 limitations and from budgetary limitations.

21 1. The Director shall make a request for exemption to the
22 Director of the Office of Management and Enterprise Services in
23 writing and file a revised budget work program.

24

1 2. The Director shall also file copies of the request for
2 exemption and budget work program revisions with the Chair and Vice-
3 chair of the Joint Legislative Committee on Budget and Program
4 Oversight. The Committee shall notify the Director of the Office of
5 Management and Enterprise Services of any noncompliance of the
6 request with legislative intent within twelve (12) calendar days of
7 their receipt of the exemption request.

8 B. The Director of the Office of Management and Enterprise
9 Services shall approve the request for exemption unless both the
10 Chair and Vice-chair of the Joint Legislative Committee on Budget
11 and Program Oversight provide written notification to the Director
12 of the Office of Management and Enterprise Services within twelve
13 (12) calendar days of the Committee's receipt of the exemption
14 request that the exemption subverts the intention and objectives of
15 the Legislature in establishing the original limit. The Director of
16 the Office of Management and Enterprise Services shall give written
17 notice of approval or disapproval of each exemption to the agency,
18 the Governor and the Chair and Vice-chair of the Joint Legislative
19 Committee on Budget and Program Oversight within eighteen (18)
20 calendar days of receiving the request.

21 SECTION 4. Appropriations made by Section 80 of Senate Bill No.
22 2127 of the 2nd Session of the 54th Oklahoma Legislature, not
23 including appropriations made for capital outlay purposes, may be
24 budgeted for the fiscal year ending June 30, 2015 (hereafter FY-15),

1 or may be budgeted for the fiscal year ending June 30, 2016
2 (hereafter FY-16). Funds budgeted for FY-15 may be encumbered only
3 through June 30, 2015, and must be expended by November 15, 2015.
4 Any funds remaining after November 15, 2015, and not budgeted for
5 FY-16, shall lapse to the credit of the proper fund for the then
6 current fiscal year. Funds budgeted for FY-16 may be encumbered
7 only through June 30, 2016. Any funds remaining after November 15,
8 2016, shall lapse to the credit of the proper fund for the then
9 current fiscal year. These appropriations may not be budgeted in
10 both fiscal years simultaneously. Funds budgeted in FY-15, and not
11 required to pay obligations for that fiscal year, may be budgeted
12 for FY-16, after the agency to which the funds have been
13 appropriated has prepared and submitted a budget work program
14 revision removing these funds from the FY-15 budget work program and
15 after such revision has been approved by the Office of Management
16 and Enterprise Services.

17 SECTION 5. This act shall become effective July 1, 2014.

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

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