

ENROLLED HOUSE
BILL NO. 1274

By: Miller and Martin (Scott)
of the House

and

Johnson (Mike) and Myers of
the Senate

An Act relating to the Insurance Department; stating purpose; requiring budgeting in certain categories and amounts; providing for duties and compensation of employees; providing budgetary limitations; making certain appropriations nonfiscal; providing lapse dates; requiring certain budget procedures; prohibiting certain budget procedures; providing an effective date; and declaring an emergency.

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

SECTION 1. For the fiscal year ending June 30, 2010, the Insurance Department shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$ 504,000.00	\$ 2,933,609.00
Regulatory/Enforcement	1,835,826.00	9,503,040.00
Federal Program	<u>0.00</u>	<u>1,240,251.00</u>
TOTAL	\$2,339,826.00	\$13,676,900.00

SECTION 2. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed

upon the Insurance Department by law shall be set by the Insurance Commissioner. The Insurance Department, for the fiscal year ending June 30, 2010, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capital and special projects, except as may be authorized pursuant to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	153.0
Lease-Purchase Agreements	\$0.00

SECTION 3. Appropriations made by Section 93 of Enrolled Senate Bill No. 216 of the 1st Session of the 52nd Oklahoma Legislature, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2010 (hereafter FY-10) or may be budgeted for the fiscal year ending June 30, 2011 (hereafter FY-11). Funds budgeted for FY-10 may be encumbered only through June 30, 2010, and must be expended by November 15, 2010. Any funds remaining after November 15, 2010, and not budgeted for FY-11, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-11 may be encumbered only through June 30, 2011. Any funds remaining after November 15, 2011, shall lapse to the credit of the proper fund for the then current fiscal year. These appropriations may not be budgeted in both fiscal years simultaneously. Funds budgeted in FY-10, and not required to pay obligations for that fiscal year, may be budgeted for FY-11, after the agency to which the funds have been appropriated has prepared and submitted a budget work program revision removing these funds from the FY-10 budget work program and after such revision has been approved by the Office of State Finance. Receipt and expenditure of grant funds awarded the Oklahoma Insurance Department after July 1, 2009, shall be exempt from expenditure budgetary limitations, provided that any such funds used for operations shall be included in the agency's budget work program.

SECTION 4. This act shall become effective July 1, 2009.

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

Passed the House of Representatives the 21st day of May, 2009.

Presiding Officer of the House of
Representatives

Passed the Senate the 21st day of May, 2009.

Presiding Officer of the Senate