

STATE OF OKLAHOMA

1st Session of the 53rd Legislature (2011)

HOUSE BILL 1120

By: Sears and Martin (Scott) of  
the House

and

Myers and Jolley of the  
Senate

AS INTRODUCED

An Act relating to the Department of Transportation;  
authorizing certain expenditures for certain  
purposes; making an appropriation to the Department  
of Transportation; stating purposes; requiring  
transfers of certain monies; providing budgetary  
limitations; providing for duties and compensation of  
employees; limiting the salary of the Director;  
authorizing the Department to match certain federal  
funds and coordinate with the Oklahoma Department of  
Emergency Management for expenditure of funds;  
authorizing expenditure of certain funds in  
conjunction or cooperation with federal agencies or  
institutions; making certain appropriations  
nonfiscal; providing lapse dates; requiring certain  
budget procedures; prohibiting certain budget  
procedures; and providing an effective date.

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

SECTION 1. The Department of Transportation is hereby  
authorized to expend during the fiscal year ending June 30, 2012,  
from the State Transportation Fund of the State Treasury, the sum of

1 \_\_\_\_\_ Dollars (\$0.00) or so much thereof as may be necessary  
2 to perform the duties imposed upon the Department of Transportation  
3 by law. Said authorization shall be transferred to the State  
4 Highway Construction and Maintenance Fund and shall be expended in  
5 the same manner and for the same purposes as provided by law for  
6 other monies accruing to the credit of the State Highway  
7 Construction and Maintenance Fund.

8 SECTION 2. There is hereby appropriated to the Department of  
9 Transportation from any monies not otherwise appropriated from the  
10 State Transportation Fund of the State Treasury for the fiscal year  
11 ending June 30, 2012, the sum of \_\_\_\_\_ Dollars (\$0.00) or so much  
12 thereof as may be necessary to perform the duties imposed upon the  
13 Department of Transportation by law. Said appropriation shall be  
14 transferred to the State Highway Construction and Maintenance Fund  
15 and shall be expended for the purpose set forth in Section 2002 of  
16 Title 69 of the Oklahoma Statutes.

17 SECTION 3. The Department of Transportation shall expend from  
18 the funds dedicated to construction not less than \_\_\_\_\_ Dollars  
19 (\$0.00) for the construction of roads to existing industrial sites  
20 and roads for economic development purposes, and not less than  
21 \_\_\_\_\_ Dollars (\$0.00) for the construction, maintenance and repair  
22 of roads to historical sites and lake access roads.

SECTION 4. For the fiscal year ending June 30, 2012, the Department of Transportation shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Authorization/ Appropriation</u>	<u>Total</u>
Administration	\$0.00	\$0.00
Operations	0.00	0.00
Engineering	0.00	0.00
Intermodal	0.00	0.00
County Roads, Bridges		
and Equipment	0.00	0.00
Industrial and Lake		
Access	0.00	0.00
Capital Improvement		
Program	0.00	0.00
State Aid Roads and		
Bridges	0.00	0.00
Federal Aid Roads and		
Bridges	0.00	0.00
Right-of-Way		
Acquisition	<u>0.00</u>	<u>0.00</u>
TOTAL	\$0.00	\$0.00

SECTION 5. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed

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

<u>Budgetary Limitation</u>	<u>Amount</u>
Average Number of Full-time-equivalent	
Employees, Excluding Engineering	
Interns	0.0
Lease-Purchase Agreements	\$0.00

16 SECTION 6. The Department of Transportation is hereby  
17 authorized to use any funds available to the Department to match  
18 funds which are advanced under the provisions of Sections 402, 403  
19 and 419, P.L. 93-288, Disaster Relief Act of 1974, to repair,  
20 restore, reconstruct or replace public transportation facilities or  
21 to remove debris or wreckage from publicly owned facilities. The  
22 Department of Transportation shall coordinate with the Oklahoma  
23 Department of Emergency Management for expenditure of funds for such  
24 purpose.

1       SECTION 7. All funds available by law for expenditure by the  
2 Department of Transportation may be used and expended in conjunction  
3 or cooperation with any federal agency or instrumentality pursuant  
4 to such terms and conditions as may be necessary to obtain grants or  
5 federal aid assistance in accordance with state law.

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

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

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