

**OKLAHOMA STATE SENATE
JOINT
COMMITTEE REPORT**

May 20, 2015

JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET

SB 842

By: Jolley and Treat of the Senate and Sears and Casey of the House

Title: State Department of Rehabilitation; providing budgetary limitations; lapse dates. Effective date.

Recommendation: **DO PASS AS AMENDED**

Aye: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Justice, Loveless, Newberry, Quinn, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Wyrick, Yen, Treat, Jolley

Nay: Floyd, Matthews, Paddock, Pittman, Sparks

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

SB842

By: Sears et al of the House

Jolley et al of the Senate

Title: State Department of Rehabilitation; providing budgetary
limitations; lapse dates. Effective date.

Coauthored By:

Recommendation: **DO PASS AS AMENDED BY CS**

Amendments:

1. Committee Substitute Attached

 Chr.
Representative Earl Sears

YEAS: 21

Bennett, Brown, Casey, Coody (A), Cox, Johnson, Martin, McCall, McCullough, McDaniel (R),
Morrissette, Nelson, Ortega, Osborn, Ownbey, Peterson, Russ, Sanders, Sears, Sherrer, Wright

NAYS: 1

McDaniel (J)

CONSTITUTIONAL PRIVILEGE: 0

STATE OF OKLAHOMA

1st Session of the 55th Legislature (2015)

COMMITTEE SUBSTITUTE

FOR

SENATE BILL NO. 842

By: Jolley and Treat of the
Senate

and

Sears and Casey of the
House

COMMITTEE SUBSTITUTE

An Act relating to the State Department of Rehabilitation Services; providing for exemptions from certain expenditure limitations; providing for duties and compensation of employees; making certain employee positions exempt from FTE limitations; authorizing certain early transfers of certain funds for specific purposes; authorizing transfer of appropriated money in requested amounts and ratios; authorizing certain interyear transfers; requiring certain process and maintenance of records; 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. Receipt and expenditure of unanticipated federal funds awarded the State Department of Rehabilitation Services after July 1, 2015, shall be exempt from expenditure limitations, provided

1 that any such funds used for operations shall be included in the
2 agency's budget work program.

3 SECTION 2. The duties and compensation of employees, not
4 otherwise prescribed by law, necessary to perform the duties imposed
5 upon the State Department of Rehabilitation Services by law shall be
6 set by the Commission for Rehabilitation Services. The State
7 Department of Rehabilitation Services for the fiscal year ending
8 June 30, 2016, shall be subject to the following budgetary
9 limitations and expenditures excluding expenditures for capital and
10 special projects, except as may be authorized pursuant to the
11 provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Lease-Purchase Agreements	\$500,000.00

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14 SECTION 3. 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 4. The Director of the State Department of
19 Rehabilitation Services may request through the Director of the
20 Office of Management and Enterprise Services the early transfer by
21 the Oklahoma Tax Commission of tax collection to the General Revenue
22 Fund for the purpose of early allocation to the Department's
23 disbursing funds to alleviate cash-flow problems.
24

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

8 SECTION 6. The Director of the Office of Management and
9 Enterprise Services shall transfer monies appropriated from the
10 General Revenue Fund to the State Department of Rehabilitation
11 Services Disbursing Funds in the amounts and ratios requested by the
12 agency except that the cumulative amounts transferred shall not
13 exceed the cumulative amounts of equal monthly allotments of the
14 appropriations from the General Revenue Fund.

15 Monies appropriated or collected from the fiscal year ending
16 June 30, 2016, may be transferred to these disbursing funds for the
17 fiscal year ending June 30, 2015, 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, 2015, to the disbursing funds for the
21 fiscal year ending June 30, 2016, 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 Management and Enterprise
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1 Services. The State Department of Rehabilitation Services shall
2 maintain records of the interyear transfers.

3 SECTION 7. Appropriations made to the State Department of
4 Rehabilitation Services by Enrolled House Bill No. 2242 of the 1st
5 Session of the 55th Oklahoma Legislature, not including
6 appropriations made for capital outlay purposes, may be budgeted for
7 the fiscal year ending June 30, 2016 (hereafter FY-16), or may be
8 budgeted for the fiscal year ending June 30, 2017 (hereafter FY-17).
9 Funds budgeted for FY-16 may be encumbered only through June 30,
10 2016, and must be expended by November 15, 2016. Any funds
11 remaining after November 15, 2016, and not budgeted for FY-17, shall
12 lapse to the credit of the proper fund for the then current fiscal
13 year. Funds budgeted for FY-17 may be encumbered only through June
14 30, 2017. Any funds remaining after November 15, 2017, shall lapse
15 to the credit of the proper fund for the then current fiscal year.
16 These appropriations may not be budgeted in both fiscal years
17 simultaneously. Funds budgeted in FY-16, and not required to pay
18 obligations for that fiscal year, may be budgeted for FY-17, after
19 the agency to which the funds have been appropriated has prepared
20 and submitted a budget work program revision removing these funds
21 from the FY-16 budget work program and after such revision has been
22 approved by the Office of Management and Enterprise Services.

23 SECTION 8. This act shall become effective July 1, 2015.
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1 SECTION 9. It being immediately necessary for the preservation
2 of the public peace, health and safety, an emergency is hereby
3 declared to exist, by reason whereof this act shall take effect and
4 be in full force from and after its passage and approval.

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