

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 HOUSE BILL 1098

By: Osborn (Leslie) and Wallace
of the House

4 and

5 David and Fields of the
6 Senate

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9 AS INTRODUCED

10 An Act relating to the Oklahoma Indigent Defense
11 System; making an appropriation; stating purpose;
12 requiring budgeting in certain categories and
13 amounts; providing budgetary limitations; providing
14 for duties and compensation of employees; exempting
certain employees from budgetary limitations on full-
time-equivalent employees; providing lapse dates;
requiring and prohibiting certain budget practices;
and providing an effective date.

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

18 SECTION 1. There is hereby appropriated to the Oklahoma
19 Indigent Defense System from any monies not otherwise appropriated
20 from the General Revenue Fund of the State Treasury for the fiscal
21 year ending June 30, 2018, the sum of _____ Dollars (\$0.00) or
22 so much thereof as may be necessary to perform the duties imposed
23 upon the Oklahoma Indigent Defense System by law.
24

1 SECTION 2. For the fiscal year ending June 30, 2018, the
2 Oklahoma Indigent Defense System shall budget all funds in the
3 following categories and amounts:

4	<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
5	Trial Services	\$ 0.00	\$ 0.00
6	Appellate Services	0.00	0.00
7	General Operations	0.00	0.00
8	Non-Capital Contracts	0.00	0.00
9	Regional Offices	0.00	0.00
10	Forensic Testing	<u>0.00</u>	<u>0.00</u>
11	TOTAL	\$0.00	\$0.00

12 SECTION 3. The duties and compensation of employees, not
13 otherwise prescribed by law, necessary to perform the duties imposed
14 upon the Oklahoma Indigent Defense System by law shall be set by the
15 Executive Director of the Oklahoma Indigent Defense System. The
16 salary of the Executive Director of the Oklahoma Indigent Defense
17 System shall not exceed _____ Dollars (\$0.00) per annum,
18 payable monthly for the fiscal year ending June 30, 2018. The
19 Oklahoma Indigent Defense System for the fiscal year ending June 30,
20 2018, shall be subject to the following budgetary limitations on
21 full-time-equivalent employees and expenditures excluding
22 expenditures for capital and special projects, except as may be
23 authorized pursuant to the provisions of Section 3603 of Title 74 of
24 the Oklahoma Statutes:

	<u>Budgetary Limitation</u>	<u>Amount</u>
2	Full-Time-Equivalent Employees	0.0
3	Lease-Purchase Agreements	\$0.00

4 SECTION 4. Appropriations made by this act, not including
 5 appropriations made for capital outlay purposes, may be budgeted for
 6 the fiscal year ending June 30, 2018 (hereafter FY-18) or may be
 7 budgeted for the fiscal year ending June 30, 2019 (hereafter FY-19).
 8 Funds budgeted for FY-18 may be encumbered only through June 30,
 9 2018, and must be expended by November 15, 2018. Any funds
 10 remaining after November 15, 2018, and not budgeted for FY-19, shall
 11 lapse to the credit of the proper fund for the then current fiscal
 12 year. Funds budgeted for FY-19 may be encumbered only through June
 13 30, 2019. Any funds remaining after November 15, 2019, shall lapse
 14 to the credit of the proper fund for the then current fiscal year.
 15 These appropriations may not be budgeted in both fiscal years
 16 simultaneously. Funds budgeted in FY-18, and not required to pay
 17 obligations for that fiscal year, may be budgeted for FY-19, after
 18 the agency to which the funds have been appropriated has prepared
 19 and submitted a budget work program revision removing these funds
 20 from the FY-18 budget work program and after such revision has been
 21 approved by the Office of Management and Enterprise Services.

22 SECTION 5. This act shall become effective July 1, 2017.

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 24 56-1-15093 KK 12/22/16