

An Act

ENROLLED HOUSE
BILL NO. 2070

By: Mitchell and Bonny of the
House

and

Morgan and Robinson of the
Senate

An Act relating to the Oklahoma Tourism and Recreation Department; making appropriations; stating purposes; limiting expenditure of certain funds for certain purpose; prohibiting allocation of certain funds to certain organizations; limiting amounts which may be expended for certain purpose; requiring all funds to be budgeted in certain categories and amounts; requiring certain performance measures; providing for duties and compensation of employees; providing budgetary limitations; prohibiting the closing of certain state parks without legislative approval; requiring Oklahoma Tourism and Recreation Department to provide certain administrative services for the Oklahoma Scenic Rivers Commission; providing lapse dates; requiring and 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. There is hereby appropriated to the Oklahoma Tourism and Recreation Department from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2005, the sum of Seven Hundred Fifteen Thousand Dollars (\$715,000.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Tourism and Recreation Department by law.

SECTION 2. There is hereby appropriated to the Oklahoma Tourism and Recreation Department from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2005, the sum of One Hundred Thousand Dollars (\$100,000.00) or so much thereof as may be necessary to provide for an increase of Two Thousand Dollars (\$2,000.00) in the salary and benefits compensation for those employees employed in the Park Ranger Job Family, to include Park Ranger I, Park Ranger II, Park Ranger III, and Chief Ranger. This increase shall be in addition to the compensation allowances found in the provisions of Enrolled House Bill No. 2005 of the 2nd Session of the 49th Oklahoma Legislature.

SECTION 3. Of the total expenditures from the Oklahoma Tourism Promotion Act as created by Sections 50010 through 50015 of Title 68

of the Oklahoma Statutes, not more than Four Hundred Thousand Dollars (\$400,000.00) shall be made available to the multicounty organizations, as defined by paragraph 1 of subsection A of Section 1830 of Title 74 of the Oklahoma Statutes, as a grant partnership program allowed under subsection B of Section 1834 of Title 74 of the Oklahoma Statutes. Multicounty organizations may apply individually for such grant funds. If multicounty organizations apply jointly for such grant funds, the total for each joint application shall not exceed fifteen percent (15%) of the total allocation. No funds authorized by this section are allocated to multicounty organizations receiving more than twenty percent (20%) of the base funding for multicounty organizations as provided for by this act.

SECTION 4. The Oklahoma Tourism and Recreation Department shall expend an amount not to exceed Four Hundred Seventy-seven Thousand Six Hundred Seventy-four Dollars (\$477,674.00) or so much thereof as may be necessary for the purpose of repaying any financial assistance the Department may receive from the Oklahoma Water Resources Board to remediate environmental issues within the state park, resort and golf course system.

SECTION 5. For the fiscal year ending June 30, 2005, the Oklahoma Tourism and Recreation Department shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration Services Division	\$ 2,745,340.00	\$ 3,155,973.00
Parks, Resorts and Golf Courses	15,667,035.00	52,628,333.00
Travel and Tourism Division	3,823,764.00	11,923,883.00
Oklahoma Today Magazine	236,272.00	1,675,670.00
Multicounty Organizations	1,250,000.00	1,275,000.00
Cherokee National Historical Society - Tsa La Gi	29,324.00	29,324.00
Red Earth	30,000.00	30,000.00
Summer Arts Institute	30,905.00	30,905.00
Greenwood Cultural Center	150,000.00	150,000.00
Jazz Hall of Fame	<u>200,000.00</u>	<u>200,000.00</u>
TOTAL	\$24,162,640.00	\$71,099,088.00

The agency shall develop outcome-based performance measures for each budget category.

SECTION 6. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Tourism and Recreation Department by law shall be set by the Director. The Oklahoma Tourism and Recreation Department

for the fiscal year ending June 30, 2005, shall be subject to the following budgetary limitation 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>
Average Number of Full-time-equivalent Employees, Excluding Seasonal Employees and Project Labor	810.0
Lease-Purchase Agreements	\$1,863,011.00

SECTION 7. No additional state parks shall be closed on an annual basis without the specific authorization of the Legislature.

SECTION 8. The Oklahoma Tourism and Recreation Department shall continue to provide necessary administrative services for the Scenic Rivers Commission as created by subsection B of Section 1461 of Title 82 of the Oklahoma Statutes at no additional cost to the Scenic Rivers Commission.

SECTION 9. Appropriations made by this act and by Section 105 of Enrolled House Bill No. 2007 of the 2nd Session of the 49th Oklahoma Legislature, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2005 (hereafter FY-05) or may be budgeted for the fiscal year ending June 30, 2006 (hereafter FY-06). Funds budgeted for FY-05 may be encumbered only through June 30, 2005, and must be expended by November 15, 2005. Any funds remaining after November 15, 2005, and not budgeted for FY-06, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-06 may be encumbered only through June 30, 2006. Any funds remaining after November 15, 2006, 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-05, and not required to pay obligations for that fiscal year, may be budgeted for FY-06, 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-05 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 10. This act shall become effective July 1, 2004.

SECTION 11. 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 24th day of May, 2004.

Larry D Roberts
Presiding Officer of the House of
Representatives

Passed the Senate the 26th day of May, 2004.

Blair Byrd
Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Governor this 27th
day of May, 2004,
at 11:30, o'clock A. M.

By: Ganni Parker

Approved by the Governor of the State of Oklahoma the 7th day of
June 2004, at 6:25, o'clock P. M.

Paul Henry
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 9th
day of JUNE, 2004,
at 10:20, o'clock A. M.

By: M. Susan Lewis