

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 1096

By: Osborn (Leslie) and Wallace
of the House

4 and

5 David and Fields of the
6 Senate

7
8
9 AS INTRODUCED

10 An Act relating to the District Attorneys Council;
11 making an appropriation; stating purpose; authorizing
12 transfers of certain funds; requiring budgeting in
13 certain categories and amounts; providing for the
14 duties and compensation of employees; providing
15 budgetary limitations; authorizing the District
16 Attorneys Council to hire certain number of legal
17 interns for certain period of time; exempting interns
18 from budgetary limitations; providing lapse dates;
19 requiring and prohibiting certain budget practices;
20 and providing an effective date.

21
22
23 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

24 SECTION 1. There is hereby appropriated to the District
Attorneys Council from any monies not otherwise appropriated from
the General Revenue Fund of the State Treasury for the fiscal year
ending June 30, 2018, the sum of _____ Dollars (\$0.00) or so
much thereof as may be necessary to perform the duties imposed upon
the District Attorneys Council by law. Of the funds appropriated

1 herein, the District Attorneys Council shall transfer up to the sum
2 of _____ Dollars (\$0.00) or so much thereof as may be
3 required by the district attorneys and District Attorneys Council to
4 the District Attorneys Evidence Fund for necessary expenses relative
5 to any case within the official responsibility of the offices of the
6 district attorneys as provided by Section 215.40 of Title 19 of the
7 Oklahoma Statutes.

8 SECTION 2. For the fiscal year ending June 30, 2018, the
9 District Attorneys Council is authorized to transfer an amount not
10 to exceed _____ Dollars (\$0.00), on an as-needed
11 basis, from the Crime Victims Compensation Revolving Fund created by
12 Section 142.17 of Title 21 of the Oklahoma Statutes to the Sexual
13 Assault Examination Fund created by Section 142.20 of Title 21 of
14 the Oklahoma Statutes.

15 SECTION 3. For the fiscal year ending June 30, 2018, up to
16 _____ Dollars (\$0.00) is authorized to be transferred
17 from the Crime Victims Compensation Revolving Fund created by
18 Section 142.17 of Title 21 of the Oklahoma Statutes to the District
19 Attorneys Council for eight employees, including related duties to
20 support the Crime Victims Compensation Board.

21 SECTION 4. For the fiscal year ending June 30, 2018, up to
22 _____ Dollars (\$0.00) is authorized to be transferred from
23 the Crime Victims Compensation Revolving Fund created by Section
24

1 142.17 of Title 21 of the Oklahoma Statutes to the District
2 Attorneys Council for duties to support victim-witness services.

3 SECTION 5. For the fiscal year ending June 30, 2018, the
4 District Attorneys Council shall budget all funds in the following
5 categories and amounts:

6	<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
7	Prosecutorial Services	\$0.00	\$0.00
8	General Administration	0.00	0.00
9	Child Support Services	0.00	0.00
10	Bogus Check Enforcement and		
11	Restitution	0.00	0.00
12	Federal Grant Programs	0.00	0.00
13	Federal Pass-Through Grants	0.00	0.00
14	Drug Asset Forfeiture	0.00	0.00
15	Crime Victim Services	<u>0.00</u>	<u>0.00</u>
16	TOTAL	\$0.00	\$0.00

17 SECTION 6. The duties and compensation of employees, not
18 otherwise prescribed by law, necessary to perform the duties imposed
19 upon the district attorneys and District Attorneys Council by law
20 shall be set by the District Attorneys Council except as otherwise
21 provided in Chapter 7A of Title 19 of the Oklahoma Statutes. The
22 District Attorneys Council for the fiscal year ending June 30, 2018,
23 shall be subject to the following budgetary limitations on full-
24 time-equivalent employees and expenditures excluding expenditures

1 for capital and special projects, except as may be authorized
2 pursuant to the provisions of Section 3603 of Title 74 of the
3 Oklahoma Statutes:

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

7 SECTION 7. The District Attorneys Council is hereby authorized
8 to hire _____ legal interns for the fiscal year ending
9 June 30, 2018. Such interns shall be exempt from the budgetary
10 limitations as provided in Section 6 of this act.

11 SECTION 8. Appropriations made by this act, not including
12 appropriations made for capital outlay purposes, may be budgeted for
13 the fiscal year ending June 30, 2018 (hereafter FY-18) or may be
14 budgeted for the fiscal year ending June 30, 2019 (hereafter FY-19).
15 Funds budgeted for FY-18 may be encumbered only through June 30,
16 2018, and must be expended by November 15, 2018. Any funds
17 remaining after November 15, 2018, and not budgeted for FY-19, shall
18 lapse to the credit of the proper fund for the then current fiscal
19 year. Funds budgeted for FY-19 may be encumbered only through June
20 30, 2019. Any funds remaining after November 15, 2019, shall lapse
21 to the credit of the proper fund for the then current fiscal year.
22 These appropriations may not be budgeted in both fiscal years
23 simultaneously. Funds budgeted in FY-18, and not required to pay
24 obligations for that fiscal year, may be budgeted for FY-19, after

1 the agency to which the funds have been appropriated has prepared
2 and submitted a budget work program revision removing these funds
3 from the FY-18 budget work program and after such revision has been
4 approved by the Office of Management and Enterprise Services.

5 SECTION 9. This act shall become effective July 1, 2017.

6

7 56-1-15091 KK 12/22/16

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24