

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 HOUSE BILL 1228

By: Sears and Casey of the
House

4 and

5 Jolley and Treat of the
6 Senate

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8
9 AS INTRODUCED

10 An Act relating to the Oklahoma State Bureau of
11 Investigation; making an appropriation; stating
purpose; requiring budgeting in certain categories
12 and amounts; providing for the duties and
compensation of employees; providing budgetary
13 limitations; authorizing transfer of funds to an
agency special account for certain purposes; limiting
14 amount authorized to be transferred; requiring
certain report; specifying duties for certain full-
15 time-equivalent employees; making their employment
contingent on certain funding; authorizing exemption
16 of certain federal funds from expenditure
limitations; specifying how funds will be used;
17 providing lapse dates; requiring and prohibiting
certain budget practices; and providing an effective
18 date.

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

22 SECTION 1. There is hereby appropriated to the Oklahoma State
23 Bureau of Investigation from any monies not otherwise appropriated
24 from the General Revenue Fund of the State Treasury for the fiscal

1 year ending June 30, 2016, the sum of _____ Dollars (\$0.00) or
2 so much thereof as may be necessary to perform the duties imposed
3 upon the Oklahoma State Bureau of Investigation by law.

4 SECTION 2. For the fiscal year ending June 30, 2016, the
5 Oklahoma State Bureau of Investigation shall budget all funds in the
6 following categories and amounts:

7	<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
8	Administration	\$0.00	\$0.00
9	Investigative Services	0.00	0.00
10	Information Services	0.00	0.00
11	Criminalistic Services	0.00	0.00
12	Management Information Services	<u>0.00</u>	<u>0.00</u>
13	TOTAL	\$0.00	\$0.00

14 SECTION 3. The duties and compensation of employees, not
15 otherwise prescribed by law, necessary to perform the duties imposed
16 upon the Oklahoma State Bureau of Investigation by law shall be set
17 by the Director of the Oklahoma State Bureau of Investigation. The
18 Oklahoma State Bureau of Investigation for the fiscal year ending
19 June 30, 2016, shall be subject to the following budgetary
20 limitations on full-time-equivalent employees and expenditures
21 excluding expenditures for capital and special projects, except as
22 may be authorized pursuant to the provisions of Section 3603 of
23 Title 74 of the Oklahoma Statutes:

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

3 Full-time equivalent employees solely paid by grant funds shall not
4 count against the agency's budgetary limitations as specified in
5 this section.

6 SECTION 4. Of the amount appropriated to the Oklahoma State
7 Bureau of Investigation by Section 1 of this act, a maximum of
8 _____ (\$0.00) may be transferred to an agency
9 special account for the purpose of purchasing evidence items, paying
10 fees to informers or special employees, paying expenses incurred in
11 the prosecution and defense of civil actions, and paying other
12 expenses incurred under the Evidence Fund activity when apprehending
13 and convicting violators of state laws. The Oklahoma State Bureau
14 of Investigation shall report income to the Evidence Fund annually
15 pursuant to the provisions of Sections 34.42 and 34.36 of Title 62
16 of the Oklahoma Statutes.

17 SECTION 5. Of the total number of full-time-equivalent employee
18 positions authorized for the Oklahoma State Bureau of Investigation
19 in this act, _____ (0.0) shall perform duties in accordance
20 with the Criminal Intelligence Unit and _____ (0.0) shall
21 perform duties in accordance with the Criminal Records Audit Unit.
22 The continuation of these full-time-equivalent employees is
23 contingent upon sufficient agency revolving funds to support them.

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1 SECTION 6. The Director of the Oklahoma State Bureau of
2 Investigation may request that the receipt and expenditure of
3 unanticipated federal funds after July 1, 2016, be exempt from
4 expenditure limitations, provided that any such funds are used for
5 operations and shall be included in the agency's budget work
6 program.

7 SECTION 7. Appropriations made by this act, not including
8 appropriations made for capital outlay purposes, may be budgeted for
9 the fiscal year ending June 30, 2016 (hereafter FY-16) or may be
10 budgeted for the fiscal year ending June 30, 2017 (hereafter FY-17).
11 Funds budgeted for FY-16 may be encumbered only through June 30,
12 2016, and must be expended by November 15, 2016. Any funds
13 remaining after November 15, 2016, and not budgeted for FY-17, shall
14 lapse to the credit of the proper fund for the then current fiscal
15 year. Funds budgeted for FY-17 may be encumbered only through June
16 30, 2017. Any funds remaining after November 15, 2017, shall lapse
17 to the credit of the proper fund for the then current fiscal year.
18 These appropriations may not be budgeted in both fiscal years
19 simultaneously. Funds budgeted in FY-16, and not required to pay
20 obligations for that fiscal year, may be budgeted for FY-17, after
21 the agency to which the funds have been appropriated has prepared
22 and submitted a budget work program revision removing these funds
23 from the FY-16 budget work program and after such revision has been
24 approved by the Office of Management and Enterprise Services.

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SECTION 8. This act shall become effective July 1, 2015.

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