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**HOUSE OF REPRESENTATIVES - FLOOR VERSION**

STATE OF OKLAHOMA

1st Session of the 55th Legislature (2015)

COMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 2239

By: Sears and Casey of the  
House

and

Jolley and Treat of the  
Senate

COMMITTEE SUBSTITUTE

An Act relating to the Office of Juvenile Affairs;  
requiring budgeting in certain categories and  
amounts; requiring certain performance measures;  
providing for duties and compensation of employees;  
authorizing certain attorney position; providing  
budgetary limitations; authorizing certain requests  
for exemptions from expenditure limitations and  
budgetary limitations; requiring certain procedures;  
requiring certain filings; requiring certain  
approvals; requiring written notice; 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:

1 SECTION 1. For the fiscal year ending June 30, 2016, the Office  
2 of Juvenile Affairs shall budget all funds in the following  
3 categories and amounts:

4	<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
5	Administration	\$ 6,801,280.00	\$ 6,977,284.00
6	Santa Claus	0.00	10,000.00
7	Office of Juvenile Justice and		
8	Delinquency Prevention (OJJDP)	115,458.00	811,458.00
9	Juvenile Accountability Block		
10	Grant (JABG)	105,694.00	730,694.00
11	Residential Services	26,260,836.00	33,910,836.00
12	Nonresidential Services	43,180,305.00	53,622,932.00
13	Community Youth Services		
14	Agencies	21,330,164.00	22,180,164.00
15	Information Technology (IT)	<u>1,205,296.00</u>	<u>1,355,296.00</u>
16	TOTAL	\$98,999,033.00	\$119,598,664.00

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

19 SECTION 2. The duties and compensation of employees, not  
20 otherwise prescribed by law, necessary to perform the duties imposed  
21 upon the Office of Juvenile Affairs by law shall be set by the  
22 Director. The Office of Juvenile Affairs is hereby authorized one  
23 (1) FTE for an attorney position. This shall be in addition to the  
24 position of General Counsel. The Office of Juvenile Affairs for the

1 fiscal year ending June 30, 2016, shall be subject to the following  
2 budgetary limitations on expenditures excluding expenditures for  
3 capital and special projects, except as may be authorized pursuant  
4 to the provisions of Section 3603 of Title 74 of the Oklahoma  
5 Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Lease-Purchase Agreements	\$0.00

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8 SECTION 3. A. The Director of the Office of Juvenile Affairs  
9 may request that receipt and expenditure of unanticipated federal  
10 funds awarded after July 1, 2015, be exempt from expenditure  
11 limitations and from budgetary limitations.

12 1. The Director shall make a request for exemption to the  
13 Director of the Office of Management and Enterprise Services in  
14 writing and file a revised budget work program.

15 2. The Director shall also file copies of the request for  
16 exemption and budget work program revisions with the Chair and Vice-  
17 chair of the Joint Legislative Committee on Budget and Program  
18 Oversight. The Committee shall notify the Director of the Office of  
19 Management and Enterprise Services of any noncompliance of the  
20 request with legislative intent within twelve (12) calendar days of  
21 their receipt of the exemption request.

22 B. The Director of the Office of Management and Enterprise  
23 Services shall approve the request for exemption unless both the  
24 Chair and Vice-chair of the Joint Legislative Committee on Budget

1 and Program Oversight provide written notification to the Director  
2 of the Office of Management and Enterprise Services within twelve  
3 (12) calendar days of the Committee's receipt of the exemption  
4 request that the exemption subverts the intention and objectives of  
5 the Legislature in establishing the original limit. The Director of  
6 the Office of Management and Enterprise Services shall give written  
7 notice of approval or disapproval of each exemption to the agency,  
8 the Governor and the Chair and Vice-chair of the Joint Legislative  
9 Committee on Budget and Program Oversight within eighteen (18)  
10 calendar days of receiving the request.

11 SECTION 4. Appropriations made by Section 74 of House Bill No.  
12 2242 of the 1st Session of the 55th Oklahoma Legislature, not  
13 including appropriations made for capital outlay purposes, may be  
14 budgeted for the fiscal year ending June 30, 2016 (hereafter FY-16),  
15 or may be budgeted for the fiscal year ending June 30, 2017  
16 (hereafter FY-17). Funds budgeted for FY-16 may be encumbered only  
17 through June 30, 2016, and must be expended by November 15, 2016.  
18 Any funds remaining after November 15, 2016, and not budgeted for  
19 FY-17, shall lapse to the credit of the proper fund for the then  
20 current fiscal year. Funds budgeted for FY-17 may be encumbered  
21 only through June 30, 2017. Any funds remaining after November 15,  
22 2017, shall lapse to the credit of the proper fund for the then  
23 current fiscal year. These appropriations may not be budgeted in  
24 both fiscal years simultaneously. Funds budgeted in FY-16, and not

1 required to pay obligations for that fiscal year, may be budgeted  
2 for FY-17, after the agency to which the funds have been  
3 appropriated has prepared and submitted a budget work program  
4 revision removing these funds from the FY-16 budget work program and  
5 after such revision has been approved by the Office of Management  
6 and Enterprise Services.

7 SECTION 5. This act shall become effective July 1, 2015.

8 SECTION 6. It being immediately necessary for the preservation  
9 of the public peace, health and safety, an emergency is hereby  
10 declared to exist, by reason whereof this act shall take effect and  
11 be in full force from and after its passage and approval.

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13 COMMITTEE REPORT BY: COMMITTEE ON JOINT COMMITTEE ON APPROPRIATIONS  
14 AND BUDGET, dated 05/20/2015 - DO PASS.

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