

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 55th Legislature (2016)

4 ENGROSSED SENATE
5 BILL NO. 1283

By: Fields of the Senate

and

Pfeiffer and Osborn of the
House

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10 An Act relating to apportionment of revenue; amending
11 27A O.S. 2011, Section 3-2-110, as amended by Section
12 111, Chapter 304, O.S.L. 2012 (27A O.S. Supp. 2015,
13 Section 3-2-110), which relates to apportionment of
14 gross production tax revenue to Oklahoma Conservation
15 Commission Infrastructure Revolving Fund; deleting
16 sunset; amending 74 O.S. 2011, Section 2254.1, as
17 last amended by Section 1, Chapter 166, O.S.L. 2014
18 (74 O.S. Supp. 2015, Section 2254.1), which relates
19 to apportionment of gross production tax revenue to
20 Oklahoma Tourism and Recreation Department Capital
21 Expenditure Revolving Fund; deleting sunset; amending
22 82 O.S. 2011, Section 1085.7A, as amended by Section
23 1066, Chapter 304, O.S.L. 2012 (82 O.S. Supp. 2015,
24 Section 1085.7A), which relates to apportionment of
gross production tax revenue to Community Water
Infrastructure Development Revolving Fund; expanding
purpose for expenditures from fund; deleting certain
requirements related to expenditures and specified
limitation; deleting sunset; providing an effective
date; and declaring an emergency.

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

1 SECTION 1. AMENDATORY 27A O.S. 2011, Section 3-2-110, as
2 amended by Section 111, Chapter 304, O.S.L. 2012 (27A O.S. Supp.
3 2015, Section 3-2-110), is amended to read as follows:

4 Section 3-2-110. A. There is hereby created in the State
5 Treasury a revolving fund for the Oklahoma Conservation Commission
6 to be designated the "Oklahoma Conservation Commission
7 Infrastructure Revolving Fund".

8 B. The fund shall be a continuing fund, not subject to fiscal
9 year limitations, and shall consist of all monies received by the
10 Oklahoma Conservation Commission from the apportionment of gross
11 production tax revenues as prescribed by Section 1004 of Title 68 of
12 the Oklahoma Statutes.

13 C. All monies accruing to the credit of said fund are hereby
14 appropriated and may be budgeted and expended by the Oklahoma
15 Conservation Commission for the purpose of the rehabilitation of
16 watershed dams and, for the Conservation Cost Share Program and the
17 Conservation Reserve Enhancement Program.

18 D. Expenditures from said fund shall be made upon warrants
19 issued by the State Treasurer against claims filed as prescribed by
20 law with the Director of the Office of Management and Enterprise
21 Services for approval and payment.

22 E. No more than thirty percent (30%) of the monies in the fund
23 shall be used for the payment of administrative expenses, salary or
24 any other continuing obligation of the Oklahoma Conservation

1 Commission; provided, however, such monies shall not be used for
2 salary increases for employees.

3 ~~F. The provisions of this section shall cease to have the force
4 and effect of law on July 1, 2014. Any monies remaining in the fund
5 created by this section on July 1, 2014, which have been encumbered,
6 but not expended, may be expended according to the terms pursuant to
7 which the monies were encumbered.~~

8 SECTION 2. AMENDATORY 74 O.S. 2011, Section 2254.1, as
9 last amended by Section 1, Chapter 166, O.S.L. 2014 (74 O.S. Supp.
10 2015, Section 2254.1), is amended to read as follows:

11 Section 2254.1. A. There is hereby created in the State
12 Treasury a revolving fund for the Oklahoma Tourism and Recreation
13 Department to be designated the "Oklahoma Tourism and Recreation
14 Department Capital Expenditure Revolving Fund".

15 B. The fund shall be a continuing fund, not subject to fiscal
16 year limitations, and shall consist of all monies received by the
17 Oklahoma Tourism and Recreation Department from the apportionment of
18 gross production tax revenues as prescribed by Section 1004 of Title
19 68 of the Oklahoma Statutes.

20 C. All monies accruing to the credit of said fund are hereby
21 appropriated and may be budgeted and expended by the Oklahoma
22 Tourism and Recreation Department for the purpose of one-time
23 capital expenditures for capital assets owned, managed or controlled
24 by the Oklahoma Tourism and Recreation Department.

1 D. Expenditures from said fund shall be made upon warrants
2 issued by the State Treasurer against claims filed as prescribed by
3 law with the Director of the Office of Management and Enterprise
4 Services for approval and payment.

5 E. No monies in the fund shall be used for the payment of
6 administrative expenses, salary or any other continuing obligation
7 of the Oklahoma Tourism and Recreation Department.

8 ~~F. The provisions of this section shall cease to have the force
9 and effect of law on July 1, 2016. Any monies remaining in the fund
10 created by this section on July 1, 2016, which have been encumbered,
11 but not expended, may be expended according to the terms pursuant to
12 which the monies were encumbered.~~

13 SECTION 3. AMENDATORY 82 O.S. 2011, Section 1085.7A, as
14 amended by Section 1066, Chapter 304, O.S.L. 2012 (82 O.S. Supp.
15 2015, Section 1085.7A), is amended to read as follows:

16 Section 1085.7A. A. There is hereby created in the State
17 Treasury a revolving fund for the Oklahoma Water Resources Board to
18 be designated the "Community Water Infrastructure Development
19 Revolving Fund".

20 B. The fund shall be a continuing fund, not subject to fiscal
21 year limitations, and shall consist of all monies received by the
22 Oklahoma Water Resources Board from the apportionment of gross
23 production tax revenues as prescribed by Section 1004 of Title 68 of
24 the Oklahoma Statutes.

1 C. All monies accruing to the credit of said fund are hereby
2 appropriated and may be budgeted and expended by the Oklahoma Water
3 Resources Board for the purpose of establishing and maintaining
4 critical water infrastructure in all areas of the state, including
5 projects to implement the recommendations of the Oklahoma
6 Comprehensive Water Plan.

7 ~~D. Of the monies accruing to the credit of said fund:~~

8 ~~1. Fifty percent (50%) of these funds shall be budgeted and~~
9 ~~expended for financial assistance loans and grants to public water~~
10 ~~supply and wastewater systems in Oklahoma; and~~

11 ~~2. Fifty percent (50%) of these funds shall be budgeted and~~
12 ~~expended to accomplish all phases and funding needs for the Oklahoma~~
13 ~~Comprehensive Water Plan.~~

14 ~~E.~~ Expenditures from said fund shall be made upon warrants
15 issued by the State Treasurer against claims filed as prescribed by
16 law with the Director of the Office of Management and Enterprise
17 Services for approval and payment.

18 ~~F. Other than expenditures directly related to activities~~
19 ~~authorized in subsection D of this section, no monies in the fund~~
20 ~~shall be used for the payment of administrative expenses, salary or~~
21 ~~any other continuing obligation of the Oklahoma Water Resources~~
22 ~~Board.~~

23 ~~G. The provisions of this section shall cease to have the force~~
24 ~~and effect of law on July 1, 2014. Any monies remaining in the fund~~

1 ~~created by this section on July 1, 2014, which have been encumbered,~~
2 ~~but not expended, may be expended according to the terms pursuant to~~
3 ~~which the monies were encumbered.~~

4 SECTION 4. This act shall become effective July 1, 2016.

5 SECTION 5. It being immediately necessary for the preservation
6 of the public peace, health and safety, an emergency is hereby
7 declared to exist, by reason whereof this act shall take effect and
8 be in full force from and after its passage and approval.

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10 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
11 04/05/2016 - DO PASS, As Coauthored.

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