

An Act

ENROLLED SENATE
BILL NO. 1283

By: Fields of the Senate

and

Pfeiffer and Osborn of the
House

An Act relating to apportionment of revenue; amending 27A O.S. 2011, Section 3-2-110, as amended by Section 111, Chapter 304, O.S.L. 2012 (27A O.S. Supp. 2015, Section 3-2-110), which relates to apportionment of gross production tax revenue to Oklahoma Conservation Commission Infrastructure Revolving Fund; deleting sunset; amending 74 O.S. 2011, Section 2254.1, as last amended by Section 1, Chapter 166, O.S.L. 2014 (74 O.S. Supp. 2015, Section 2254.1), which relates to apportionment of gross production tax revenue to Oklahoma Tourism and Recreation Department Capital Expenditure Revolving Fund; deleting sunset; amending 82 O.S. 2011, Section 1085.7A, as amended by Section 1066, Chapter 304, O.S.L. 2012 (82 O.S. Supp. 2015, 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; and deleting sunset.

SUBJECT: Revenue apportionment

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

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

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

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

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

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

E. No more than thirty percent (30%) of the monies in the fund shall be used for the payment of administrative expenses, salary or any other continuing obligation of the Oklahoma Conservation Commission; provided, however, such monies shall not be used for salary increases for employees.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Passed the Senate the 7th day of March, 2016.

Edalie Fidler
Presiding Officer of the Senate

Passed the House of Representatives the 21st day of April, 2016.

John D. Jones
Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 20th
day of April, 20 16, at 10:44 o'clock A M.
By: Audrey Lockwell

Approved by the Governor of the State of Oklahoma this 28th
day of April, 20 16, at 9:19 o'clock A M.

Mary Fallin
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 28th
day of April, 20 16, at 10:31 o'clock A M.
By: Cadwall