

SENATE CHAMBER
STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

No. _____

COMMITTEE AMENDMENT

(Date)

Mr./Madame President:

I move to amend House Bill No. 1038, by substituting the attached floor substitute for the title, enacting clause and entire body of the measure.

Submitted by:

Senator Thompson

Thompson-MD-FS-Req#4149
5/15/2020 9:48 AM

(Floor Amendments Only) Date and Time Filed: _____

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 FLOOR SUBSTITUTE
4 FOR ENGROSSED

5 HOUSE BILL NO. 1038

By: Walke of the House

and

Simpson of the Senate

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8
9 FLOOR SUBSTITUTE

10 [courts - revolving funds - transfers -
11 ~~emergency~~]

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

14 SECTION 1. AMENDATORY 20 O.S. 2011, Section 1227, as
15 last amended by Section 1, Chapter 12, O.S.L. 2017 (20 O.S. Supp.
16 2019, Section 1227), is amended to read as follows:

17 Section 1227. A. There is hereby created in the State Treasury
18 a revolving fund for the Supreme Court to be designated the "Law
19 Library Revolving Fund". The fund shall be a continuing fund, not
20 subject to fiscal year limitations, and shall consist of all monies
21 collected by the clerks of the district court for law libraries as
22 prescribed by law, the sales of any law library books or equipment,
23 charges for services, gifts, grants, private donations, and federal
24 funding. All monies accruing to the credit of the fund are hereby

1 appropriated and may be budgeted and expended by the Supreme Court
2 upon approval of the Chief Justice for:

3 1. The payment of charges due and owing by county law libraries
4 at the time this statute is enacted;

5 2. The purchase of books, journals, publications, computer-
6 assisted research devices and services, computer equipment and
7 maintenance, communication charges, and other necessary equipment,
8 services, and fixtures;

9 3. The payment of the salaries and benefits of personnel to
10 administer the law libraries and assist in the purchase, sale, and
11 inventory of books and equipment and the payment of all bills due
12 and owing by county law libraries. Without regard for the county in
13 which bills were incurred or monies accrued, all monies received in
14 the fund shall be combined and all bills paid from this fund;

15 4. The payment of incidental expenses as established in rules
16 promulgated by the Supreme Court;

17 5. The payment of expenses occurring as the result of a natural
18 disaster, accident, or equipment malfunction which is not reasonably
19 foreseeable;

20 6. No initial orders or renewals for printed materials not
21 previously on subscription may be placed after July 1, 1997; and

22 7. On or before August 1, 1997, the Administrative Director of
23 the Courts shall solicit proposals for electronic research services
24 to be provided to county law libraries if funds are available. Such

1 proposals shall provide both compact disc and Internet access
2 capabilities.

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

7 B. Until June 30, ~~2018~~ 2021, the Office of Management and
8 Enterprise Services shall, at the request of the Administrative
9 Director of the Courts, transfer any monies from the Law Library
10 Revolving Fund to the Supreme Court Administrative Revolving Fund or
11 the Interagency Reimbursement Fund as necessary to perform the
12 duties imposed upon the Supreme Court, Court of Civil Appeals and
13 district courts by law.

14 SECTION 2. AMENDATORY 20 O.S. 2011, Section 1310.1, as
15 last amended by Section 5, Chapter 354, O.S.L. 2019 (20 O.S. Supp.
16 2019, Section 1310.1), is amended to read as follows:

17 Section 1310.1. A. There is hereby created in the State
18 Treasury a revolving fund for the Supreme Court, to be designated
19 the "Supreme Court Revolving Fund". The fund shall be a continuing
20 fund, not subject to fiscal year limitations, and shall consist of
21 monies appropriated by the Legislature for the purposes specified in
22 this section and fees collected pursuant to Sections 72, 73.5, 1506
23 and 1707 of this title and paragraph 2 of subsection E of Section
24 152 of Title 28 of the Oklahoma Statutes. All monies accruing to

1 the credit of the fund are hereby appropriated and may be budgeted
2 and expended by the Supreme Court for refunds to bondsmen and for
3 the purpose of paying expenses authorized by Section 1809 of Title
4 12 of the Oklahoma Statutes, Sections 103.1, 1311, 1507, 1660 and
5 1707 of this title, Sections 562 and 1355.13A of Title 22 and
6 paragraph 2 of subsection E of Section 152 of Title 28 of the
7 Oklahoma Statutes, and to make any other expenditures determined by
8 the Supreme Court to be necessary due to unforeseen emergencies
9 impacting the operation of state courts, as well as recurring and
10 nonrecurring expenditures to perform the duties imposed upon the
11 Supreme Court or Court of Civil Appeals by law. Expenditures from
12 the fund shall be made upon warrants issued by the State Treasurer
13 against claims filed as prescribed by law with the Director of the
14 Office of Management and Enterprise Services for approval and
15 payment.

16 B. Until June 30, ~~2018~~ 2021, the Office of Management and
17 Enterprise Services shall at the request of the Administrative
18 Director of the Courts, transfer any monies from the Supreme Court
19 Revolving Fund to the Supreme Court Administrative Revolving Fund or
20 the Interagency Reimbursement Fund as necessary to perform the
21 duties imposed upon the Supreme Court, Court of Civil Appeals and
22 district courts by law.

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1 SECTION 3. AMENDATORY 20 O.S. 2011, Section 1310.2, as
2 last amended by Section 3, Chapter 12, O.S.L. 2017 (20 O.S. Supp.
3 2019, Section 1310.2), is amended to read as follows:

4 Section 1310.2. A. There is hereby created in the State
5 Treasury a revolving fund for the Supreme Court to be designated the
6 "State Judicial Revolving Fund". The fund shall be a continuing
7 fund, not subject to fiscal year limitations, and shall consist of
8 all receipts designated for deposit thereto pursuant to law and
9 monies appropriated by the Legislature for deposit thereto. All
10 monies accruing to the credit of ~~said~~ the fund are hereby
11 appropriated and may be budgeted by the Supreme Court as necessary
12 to perform the duties imposed upon the Supreme Court, Court of Civil
13 Appeals and district courts by law. The Administrative Director of
14 the Courts, with the approval of the Chief Justice of the Supreme
15 Court, is authorized to use the amounts deposited in the State
16 Judicial Revolving Fund for any lawful purpose including, but not
17 limited to, payment of recurring and nonrecurring administrative and
18 operating expenses for the Supreme Court and the district courts,
19 subject to the ceilings established in the annual appropriations to
20 the Supreme Court and the district courts. The Chief Justice of the
21 Supreme Court, or the Administrative Director of the Courts acting
22 at the direction of the Chief Justice, shall determine the
23 allocation of funds and expenditures between or among the Supreme
24 Court, Court of Civil Appeals, and district courts. Expenditures

1 from ~~said~~ the fund shall be made upon warrants issued by the State
2 Treasurer against claims filed as prescribed by law with the
3 Director of the Office of Management and Enterprise Services for
4 approval and payment. The Supreme Court is hereby authorized to
5 transfer funds from the State Judicial Revolving Fund to the
6 district courts for duties imposed by law.

7 B. Until June 30, ~~2018~~ 2021, the Office of Management and
8 Enterprise Services shall, at the request of the Administrative
9 Director of the Courts, transfer any monies from the State Judicial
10 Revolving Fund to the Supreme Court Administrative Revolving Fund as
11 necessary to perform the duties imposed upon the Supreme Court,
12 Court of Civil Appeals and district courts by law.

13 SECTION 4. AMENDATORY 20 O.S. 2011, Section 1310.3, as
14 last amended by Section 4, Chapter 12, O.S.L. 2017 (20 O.S. Supp.
15 2019, Section 1310.3), is amended to read as follows:

16 Section 1310.3. A. There is hereby created in the State
17 Treasury a revolving fund for the Supreme Court to be designated as
18 the "Supreme Court Administrative Revolving Fund". The fund shall
19 be a continuing fund, not subject to fiscal year limitations, and
20 shall consist of all monies transferred by the Supreme Court in any
21 given fiscal year or years. All monies accruing to the credit of
22 the fund are hereby appropriated and shall be budgeted and expended
23 by the Supreme Court as necessary to perform the duties imposed upon
24 the Supreme Court, Court of Civil Appeals and district courts by

1 law. Expenditures from ~~said~~ the 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 B. Until June 30, ~~2018~~ 2021, the Office of Management and
6 Enterprise Services shall, at the request of the Administrative
7 Director of the Courts, transfer any monies from the Supreme Court
8 Administrative Revolving Fund to the Interagency Reimbursement Fund
9 as necessary to perform the duties imposed upon the Supreme Court,
10 Court of Civil Appeals and district courts by law.

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

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16 57-2-4149 MD 5/15/2020 9:48:24 AM
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