

Senate Journal

First Regular Session of the Fiftieth Legislature of the State of Oklahoma

Eleventh Legislative Day, Tuesday, February 22, 2005

The Senate was called to order by Senator Gumm.

Roll Call:

Present: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.—48.

Senator Gumm declared a quorum present.

The prayer was offered by Reverend Terry L. Buxton, Sr., First Baptist Church North, Tulsa, the guest of Senator Eason McIntyre.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 4, 18 and 698 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 348 by Corn of the Senate and Miller (Ray) of the House was called up for consideration.

Senator Corn moved that **SB 348** be advanced, which motion was declared adopted.

THIRD READING

SB 348 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Monson and Nichols.--2.

The bill passed.

SB 348 was referred for engrossment.

GENERAL ORDER

SB 745 by Hobson et al of the Senate and Ingmire et al of the House was called up for consideration.

Senator Crutchfield asked to coauthor **SB 745**, which was the order.

Senator Johnson moved to amend **SB 745**, Page 17, Line 14, by inserting after the word "Regents" and before the comma the language ". It is the intent of the Legislature that the Regents give careful consideration to issuing obligations pursuant to this section for a term of fifteen (15) years", and by amending the title to conform, which amendment was declared adopted.

Senator Morgan moved that **SB 745** be advanced, which motion was declared adopted.

THIRD READING

SB 745 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Monson.--1.

The bill and emergency passed.

SB 745 was referred for engrossment.

GENERAL ORDER

SB 293 by Coffee of the Senate and Morgan (Fred) of the House was called up for consideration.

Senator Coffee moved that **SB 293** be advanced, which motion was declared adopted.

THIRD READING

SB 293 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Monson.--1.

The bill and emergency passed.

SB 293 was referred for engrossment.

GENERAL ORDER

SB 19 by Lerblance of the Senate and Wilt of the House was called up for consideration.

Senator Lerblance moved that **SB 19** be advanced, which motion was declared adopted.

THIRD READING

SB 19 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

The bill passed.

Aye: Adelson, Barrington, Bass, Cain, Capps, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Garrison, Gumm, Harrison, Hobson, Kerr, Laster, Lawler, Leftwich, Lerblance, Morgan, Paddack, Rabon, Riley, Shurden, Taylor, Williamson, Wilson and Wyrick.--28.

Nay: Aldridge, Anderson, Branan, Brogdon, Coates, Coffee, Crain, Ford, Johnson, Jolley, Justice, Lamb, Laughlin, Mazzei, Myers, Pruitt, Reynolds and Wilcoxson.--18.

Excused: Monson and Nichols.--2.

Senators Branan, Coates, Myers, Johnson and Nichols desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 14; Excused: 2.

The emergency passed.

SB 19 was referred for engrossment.

GENERAL ORDER

SB 371 by Fisher of the Senate and Hiett of the House was called up for consideration.

Representative Bingman asked to coauthor **SB 371**, which was the order.

Senator Fisher moved that **SB 371** be advanced, which motion was declared adopted.

THIRD READING

SB 371 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--46.

Excused: Monson.--1.

*Not Voting: Crain.—1.

The bill and emergency passed.

*Senator Crain asked to be shown not voting on **SB 371** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

SB 371 was referred for engrossment.

GENERAL ORDER

SB 653 by Coffee of the Senate and Smaligo of the House was called up for consideration.

Senator Coffee moved that **SB 653** be advanced, which motion was declared adopted.

THIRD READING

SB 653 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Monson.--1.

The bill and emergency passed.

SB 653 was referred for engrossment.

GENERAL ORDER

SB 304 by Lerblance of the Senate and Harrison of the House was called up for consideration.

Senator Lerblance moved that **SB 304** be advanced, which motion was declared adopted.

THIRD READING

SB 304 was read for the third time at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson, Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson, Wilson and Wyrick.--47.

Excused: Monson.--1.

The bill and emergency passed.

SB 304 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1243, 1318, 1346, 1352, 1402, 1430, 1535, 1536, 1561, 1613, 1658, 1722, 1814 and 1969.**

HB 1243 – By Piatt, Balkman, Bengé, Denney, DeWitt, Roan, Roggow, Staggs, Liotta, Smithson, Peterson (Ron), Harrison, Braddock, Sweeden, Ellis, McPeak, Nance, Covey and McCarter of the House and Gumm of the Senate.

(firearms – amending 21 O. S., Section 1289.7a – transporting or storing firearms in locked vehicles – providing exceptions – effective date)

HB 1318 – By Ingmire and Nance of the House and Bass of the Senate.

An Act relating to fingerprints; amending 51 O.S. 2001, Section 24A.5, which relates to inspection, copying, and mechanical reproduction of records; modifying certain exception for criminal history records of Oklahoma State Bureau of Investigation; amending 74 O.S. 2001, Section 150.12, as last amended by Section 2, Chapter 556, O.S.L. 2004 (74 O.S. Supp. 2004, Section 150.12), which relates to mandatory reporting of fingerprint and criminal history information; providing for the electronic transmittal of fingerprint images; and providing an effective date.

HB 1346 – By Sullivan of the House and Crain of the Senate.

An Act relating to the Small Claims Procedure Act; amending 12 O.S. 2001, Section 1759, which relates to claims, counterclaims and setoffs in excess of a certain amount; and modifying amount.

HB 1352 – By Wright, Nance, Liotta and Perry of the House and Williamson of the Senate.

An Act relating to marriage and family; requiring certain parties to obtain marriage counseling prior to issuance of a decree for dissolution of a marriage or for a legal separation; providing qualifications of counselor; providing form; providing procedures for submission; prohibiting certain filings; providing for costs; providing for codification; and providing an effective date.

HB 1402 – By Thompson, Lamons, Case, Kiesel, Smithson, Ingmire, Nance, Liotta and Perry of the House and Lamb and Wilcoxson of the Senate.

An Act relating to police departments; amending 11 O.S. 2001, Section 34-104, as amended by Section 1, Chapter 91, O.S.L. 2003 (11 O.S. Supp. 2004, Section 34-104), which relates to disposition of personal property, money, or legal tender; allowing for the disposal of property by Internet or other means deemed appropriate; and providing an effective date.

HB 1430 – By Cooksey and Sullivan of the House and Brogdon of the Senate.

An Act relating to jurors; amending 38 O.S. 2001, Section 28, as amended by Section 8, Chapter 525, O.S.L. 2004 (38 O.S. Supp. 2004, Section 28), which relates to qualifications and exemptions for jury duty; adding exemption; and providing an effective date.

HB 1535 – By Peterson (Ron) of the House and Laster of the Senate.

An Act relating to insurance; amending 36 O.S. 2001, Sections 348.1, as amended by Section 4, Chapter 307, O.S.L. 2002, Section 3, Chapter 274, O.S.L. 2004, 629, as amended by Section 4, Chapter 274, O.S.L. 2004, and 903, as amended by Section 7, Chapter 519, O.S.L. 2004, 47 O.S. 2001, Section 11-801b, as renumbered by Section 35, Chapter 397, O.S.L. 2002, and 36 O.S. 2001, Sections 987, as amended by Section 19, Chapter 519, O.S.L. 2004, 991, 992, 1204, 1435.35, 1616, 1655, 3639, 4101, 6402, 6418, Section 22, Chapter 390, O.S.L. 2003, Section 6, Chapter 197, O.S.L. 2003, and Section 26, Chapter 197, O.S.L. 2003 (36 O.S. Supp. 2004, Sections 348.1, 615.2, 629, 903, 944, 987, 6821, 6906 and 6926), which relate to the Oklahoma Insurance Code; allowing Commissioner to impose fees along with Board; requiring health maintenance organizations to maintain certain information; requiring approval from Insurance Commissioner for use of third party; modifying date certain payments must be made; including every insurer in application of rate filing mandates; modifying days required for approval of rates; deleting automatic approval of certain filings; providing reference; modifying type of risk covered; modifying references to certain act; allowing filing and approval by Insurance Commissioner; modifying reference to certain act; allowing investment in certain stocks; setting investment limits; adding certain standards for certain material transactions; reducing percentage of insured's assets that can be used; modifying reference to certain act; removing policy coverage requirement; allowing for filing of rates; removing approval requirement for rates filed; requiring filing of affidavit by certain person; increasing fidelity bond or insurance maximum amount; clarifying exclusion; creating the Health Savings Account Act; stating purpose; defining terms; allowing exemption from certain mandates for certain insurance plans; amending 25 O.S. 2001, Section 307.1, as last amended by Section 14, Chapter 5,

O.S.L. 2004 (25 O.S. Supp. 2004, Section 307.1), which relates to the Open Meeting Act; allowing certain board to hold meetings by teleconference; amending 85 O.S. 2001, Section 64, which relates to employer's insurance; allowing for indemnity benefits to be paid; repealing 36 O.S. 2001, Section 627, which relates to the authorization of insurers; providing for codification; and providing an effective date.

HB 1536 – By Peterson (Ron) of the House and Aldridge of the Senate.

An Act relating to insurance; allowing for investments by a domestic company in certain equipment, systems or property; limiting amount of investment; providing for codification; and declaring an emergency.

HB 1561 – By Miller (Ken), Banz, Blackwell, Cooksey, Covey, Cox, Dank, Jackson, Liebmann, Martin, McCarter, Miller (Doug), Morgan (Fred), Nance, Peterson (Pam), Peterson (Ron), Sullivan, Turner, Winchester and Wright of the House and Jolley of the Senate.

An Act relating to marriage and family; amending 43 O.S. 2001, Sections 1, 5, 6 and 101, which relate to marriage; providing for covenant marriages; defining term; specifying conditions and process; providing for designation of covenant marriages on marriage applications; specifying contents; clarifying and updating language; providing for declarations of intent to contract a covenant marriage; providing contents and attachments; requiring certain counseling; providing for construction of section; authorizing certain exemption; providing for compliance with other marriage laws not in conflict; providing for execution of a declaration of intent to designate the marriage as a covenant marriage to married parties; providing for procedures; providing for declaration and contents; specifying grounds for termination of a covenant marriage; providing for development and printing of the "Guide for Covenant Marriages" by the Administrative Director of the Courts; providing for contents; providing for codification; and providing effective dates.

HB 1613 – By Roggow of the House and Laughlin of the Senate.

An Act relating to insurance; creating privilege for insurance compliance self-evaluative audit; prohibiting person performing audit from being examined; allowing for voluntary submission of audit document; allowing document certain protections; limiting privilege if waived; providing for in camera determination by court for civil or criminal proceedings; allowing for filing of petition if request made for audit; allowing court to compel disclosure if certain conditions are met; requiring entity claiming privilege to prove privilege; allowing for stipulations to privilege; limiting scope of privilege; defining terms; providing for applicability of act; limiting effect of act on other statutory privileges; and providing for codification.

HB 1658 – By Morgan (Danny) of the House and Crutchfield of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2001, Section 14-101, as last amended by Section 11, Chapter 199, O.S.L. 2003 (47 O.S. Supp. 2004, Section 14-101), which relates to movement of certain vehicles at nighttime and on holidays; modifying list of holidays upon which certain vehicles are prohibited movement on highways; deleting time requirement; and providing an effective date.

HB 1722 – By Duncan of the House and Anderson of the Senate.

An Act relating to game and fish; amending 29 O.S. 2001, Section 1002, which relates to habitual wildlife violators; requiring certain persons to pay a reinstatement fee prior to applying for a new hunting or fishing license; making reinstatement fee an additional fee; and providing an effective date.

HB 1814 – By Armes of the House and Shurden of the Senate.

An Act relating to game and fish; amending 29 O.S. 2001, Section 4-114, as last amended by Section 4, Chapter 513, O.S.L. 2004 (29 O.S. Supp. 2004, Section 4-114), which relates to lifetime hunting and fishing licenses; modifying use of proceeds from the Lifetime Oklahoma Wildlife Land Stamp; amending Sections 1 and 2, Chapter 513, O.S.L. 2004 (29 O.S. Supp. 2004, Sections 4-140 and 4-141), which relate to the Oklahoma Wildlife Land Stamp; adding certain exemptions; modifying use of proceeds from the Oklahoma Wildlife Land Stamp; updating statutory citations; repealing 29 O.S. 2001, Section 4-114, as last amended by Section 2, Chapter 284, O.S.L. 2004 (29 O.S. Supp. 2004, Section 4-114), which relates to lifetime hunting and fishing licenses; and declaring an emergency.

HB 1969 – By Perry of the House and Garrison of the Senate.

An Act relating to roads, bridges and ferries; amending 69 O.S. 2001, Sections 1701, as amended by Section 1, Chapter 206, O.S.L. 2003, 1703, 1704, as amended by Section 1, Chapter 304, O.S.L. 2004, 1705, as last amended by Section 1, Chapter 90, O.S.L. 2004, 1706, as amended by Section 3, Chapter 419, O.S.L. 2004 and Section 2, Chapter 206, O.S.L. 2003 (69 O.S. Supp. 2004, Sections 1701, 1704, 1705, 1706 and 1717.1), which relate to turnpikes; modifying the name of the Oklahoma Transportation Authority; modifying certain provisions relating to the reference of the name of the authority; and providing an effective date.

The above-numbered measures were read the first time.

CHANGE IN COMMITTEE ASSIGNMENTS

The following bills were reassigned as follows:

SB 987 – Withdrawn from Rules Committee and referred to Health and Human Resources.

SJR 7 – Withdrawn from Finance Committee and referred to Appropriations.

Senator Fisher moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 23, 2005, at 1:30 p.m., which motion prevailed.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed on the Calendar:

DO PASS:

SB 33 – Public Safety and Homeland Security, coauthored by Armes (principal House author)

SB 36 – General Government, coauthored by Rousselot (principal House author)

SB 41 – Energy and Environment, coauthored by Lawler of the Senate, and coauthored by Young (principal House author)

SB 351 – Transportation, coauthored by Smithson (principal House author)

SB 421 – Tourism and Wildlife, coauthored by Eddins (principal House author), and coauthored by Cox, Glenn of the House

SB 463 – General Government, coauthored by Walker (principal House author)

SB 516 – General Government, coauthored by Nance (principal House author)

SB 538 – Judiciary, coauthored by Balkman (principal House author)

SB 590 – Public Safety and Homeland Security, coauthored by McCarter (principal House author)

SB 714 – Public Safety and Homeland Security, coauthored by Banz (principal House author)

SB 727 – Business and Labor, coauthored by Worthen (principal House author)

SB 741 – Business and Labor, coauthored by Worthen (principal House author)

SB 803 – Judiciary, coauthored by Glenn (principal House author)

SB 824 – Public Safety and Homeland Security, coauthored by Roan (principal House author)

SB 829 – General Government, coauthored by Shelton (principal House author)

SJR 20 – General Government, coauthored by Blackburn (principal House author)

SCR 3 – General Government, coauthored by Roan (principal House author)

HCR 1001 – Agriculture and Rural Development

DO PASS, As Amended:

SB 7 – Finance, coauthored by Walker (principal House author)

SB 11 – Public Safety and Homeland Security, coauthored by Terrill (principal House author)

SB 31 – Finance, coauthored by Gumm, Corn of the Senate, and coauthored by McMullen (principal House author)

SB 45 – Finance, coauthored by Laughlin of the Senate, and coauthored by Askins (principal House author)

SB 242 – Public Safety and Homeland Security, coauthored by Shurden of the Senate, and coauthored by Morgan (Danny) (principal House author)

CS for SB 278 – Transportation, coauthored by Smithson (principal House author)

SB 409 – Finance, coauthored by Miller (Doug) (principal House author)

SB 424 – Agriculture and Rural Development, coauthored by Armes (principal House author)

SB 432 – Judiciary, coauthored by Morgan (Fred) (principal House author)

SB 757 – Public Safety and Homeland Security, coauthored by Roan (principal House author)

CS for **SB 765** – Retirement and Group Health, coauthored by Brannon (principal House author)

SB 799 – Public Safety and Homeland Security

SB 819 – Public Safety and Homeland Security, coauthored by Ellis (principal House author)

CS for **SB 852** – Retirement and Group Health, coauthored by Wright (principal House author)

SB 901 – Public Safety and Homeland Security, coauthored by Hilliard (principal House author)

FIRST READING

The following was introduced and read the first time:

SCR 8 – By Cain of the Senate and Blackburn of the House.

A Concurrent Resolution proclaiming 2005 “The Year of Languages” in Oklahoma; urging citizens to support language education programs; and directing distribution.

Pursuant to the Fisher motion, the Senate adjourned at 2:10 p.m. to meet Wednesday, February 23, 2005, at 1:30 p.m.

COMMUNICATION

The following report was received from the State Board of Equalization and ordered printed in the Journal.

STATE OF OKLAHOMA
OFFICE OF STATE FINANCE
February 18, 2005

State Board of Equalization
State Capitol Building
Oklahoma City, OK 73105

Members of the Board:

The Constitution of the State of Oklahoma, Article X, Section 23, as last amended November 2, 2004, provides in pertinent part:

...Legislative appropriations for any fiscal year...shall be limited to a sum not to exceed the total amount appropriated from all funds in the preceding fiscal year plus twelve percent (12%), adjusted for inflation for the previous calendar year... The limit on the growth of appropriations shall be certified to by the State Board of Equalization.

...The State Board of Equalization shall meet within five (5) days after the monthly apportionment in February of each year, and at that time may adjust the certification, based upon the most current information available, and determine the amount of funds available for appropriation for that legislative session. At said meeting, the Board shall determine the limit on the growth of appropriations as provided for in this section.

The following report has been prepared in accordance with the procedures set forth above, and is respectfully submitted for your consideration.

Very truly yours,

/s/Scott Meacham
Director of State Finance

APPROPRIATION LIMITATION

Schedule 1

Section 23, paragraph 1 of Article X, Constitution of Oklahoma, provides for a limitation on appropriations, except for appropriations from the Constitutional Reserve Fund. Pursuant to said limitation, appropriations for the fiscal year ending June 30, 2006, shall not exceed the amount appropriated for the current fiscal year, 2005, plus 12 percent (12%) adjusted for inflation as measured at the close of the calendar year. The amounts appropriated from each fund by the Second Regular Session of the Forty Ninth Legislature and acted upon by the Governor was \$4,701,637,934. The limit on appropriations for the First Regular Session of the Fiftieth Legislature is \$5,439,607,024 for the fiscal year ending June 30, 2006.

FUND NAME	AMOUNT
FY-2005 General Revenue Fund	\$4,300,080,158
FY-2004 General Revenue Fund	1,115,335
FY-2003 General Revenue Fund	34,379,108
FY-2002 General Revenue Fund	23,741
FY-2005 Mineral Leasing Fund	1,900,000
FY-2003 Mineral Leasing Fund	220,057
FY-2005 Land Office Fund	4,747,954
FY-2003 Land Office Fund	11
FY-2005 Public Building Fund	1,291,146
FY-2003 Public Building Fund	285,488
Special Cash	152,088,712
FY-2005 OHSA Fund	1,587,165
FY-2003 OHSA Fund	288,102
FY-2005 CLEET Fund	2,493,824
FY-2003 CLEET Fund	354,142
FY-2005 State Transportation Fund	200,775,804
G.O. Bonds Fund Series A	45,900
G.O. Bonds Fund Series B	<u>1,290</u>
TOTAL	\$4,701,637,934

The appropriation growth limitation is calculated by multiplying the preceding years' total appropriation by the sum of 100% plus 12% adjusted for inflation [(100% plus 12%) times 103.3%(adjustment for inflation)]=115.70%

Total Appropriation FY-2005	\$4,701,637,934
Factor	<u>115.70%</u>
Limit on Appropriation FY-2006	<u>\$5,439,607,024</u>

FUNDS TO BE CERTIFIED

Schedule 2

The summation of the itemized estimates of revenue, Schedule 3, and the amounts available for appropriation are proposed as the amounts to be certified by the State Board of Equalization in accordance with Section 23, Article X, Constitution of Oklahoma. The amounts proposed as available for appropriation are calculated as 95 percent (95%) of the summation of the itemized estimate of revenue for the respective funds, except for appropriated federal funds which shall be certified for the full amount of the estimate.

Column 1	Column 2	Column 3
	100%	95%
	Proposed FY-2006 Estimates	
GENERAL REVENUE	\$5,107,781,694	\$4,852,392,610
C.L.E.E.T.	\$3,401,847	\$3,231,755
COMMISSIONERS OF THE LAND OFFICE	\$6,390,352	\$6,070,834
MINERAL LEASING	\$3,100,000	\$2,945,000
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$1,725,000	\$1,638,750
PUBLIC BUILDING	\$1,379,106	\$1,310,151
STATE TRANSPORTATION	\$210,119,938	\$199,613,941
OK EDUCATION LOTTERY TRUST FUND	<u>\$65,548,864</u>	<u>\$62,271,421</u>
TOTALS	\$5,399,446,801	\$5,129,474,462

ITEMIZED ESTIMATES OF REVENUE						
Schedule 3						
The Itemized estimate of revenues displayed in this schedule for the General Revenue Fund and the Special Revenue Funds to be appropriated by the Legislature for the fiscal year ending June 30, 2006 (FY-2006) are the basis for the summation proposed for certification in Schedule 2. For informational purposes the FY-2005 estimates of revenues are compared to both the itemized estimates and the projections of revenues for the current fiscal year (FY-2005).						
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
FUND NAME	FY-2004 ACTUAL	FY-2005 ESTIMATE 27-Dec-04	FY-2005 PROJECTED 27-Dec-04	FY-2006 ESTIMATE 27-Dec-04	FY-2005 PROJECTED 18-Feb-05	Proposed FY-2006 ESTIMATE 18-Feb-05
GENERAL REVENUE						
Alcohol Beverage Tax	\$16,206,210	\$15,802,000	\$17,004,000	\$17,861,000	\$17,062,000	\$17,963,000
Mixed Beverage Receipts Tax	19,384,469	19,828,000	20,718,000	21,344,000	21,022,000	21,662,000
Beverage Tax	24,003,209	24,792,000	24,018,000	24,481,000	24,442,000	24,661,000
Cigarette Tax	35,755,493	34,579,906	36,783,907	43,576,937	36,783,907	47,276,937
Tobacco Products Tax	12,423,543	15,777,532	16,410,532	16,082,741	15,252,532	16,960,741
Franchise Tax	41,660,449	41,394,000	40,468,000	41,282,000	40,186,000	41,154,000
Gross Production Tax-Gas	443,689,240	353,788,000	553,070,484	528,291,861	549,104,224	527,316,836
Gross Production Tax-Oil	0	0	0	0	7,545,922	0
Income Tax-Individual	2,016,527,975	1,973,449,726	2,099,280,632	2,158,526,413	2,117,052,857	2,205,595,792
Income Tax-Corporate	105,260,706	105,613,201	134,014,368	141,659,630	143,655,750	144,854,480
Estate Tax	111,143,287	74,340,000	83,874,000	78,816,000	75,809,000	63,152,000
Insurance Premium Tax	0	55,616,000	53,856,000	56,320,000	53,856,000	56,320,000
Motor Vehicle Taxes	222,002,118	219,880,049	221,346,000	219,173,000	226,999,000	230,377,000
Sales Tax	1,287,361,801	1,326,125,856	1,333,102,977	1,373,353,608	1,339,116,227	1,391,199,605
Use Tax	83,649,437	88,382,131	93,991,154	99,619,264	98,566,578	105,612,498
Interest & Investments	25,649,105	33,775,609	33,800,000	38,500,000	39,000,000	59,200,000
Other (Schedule 4)	168,426,264	143,203,971	150,081,804	152,964,826	152,008,811	154,455,804
General Revenue Totals	\$4,613,143,307	\$4,526,347,981	\$4,911,819,876	\$5,011,872,201	\$4,958,462,807	\$5,106,781,694
Transfers & Lapses	22,431	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000
Revenue Comparison	\$4,613,165,738	\$4,527,347,981	\$4,912,819,876	\$5,012,872,201	\$4,958,462,807	\$5,107,781,694
One-Time Receipts	0	0	0	0	0	0
Total General Revenue	\$4,613,165,738	\$4,527,347,981	\$4,912,819,876	\$5,012,872,201	\$4,958,462,807	\$5,107,781,694
C.L.E.E.T.	\$2,764,184	\$2,625,078	\$3,249,030	\$3,401,847	\$3,235,851	\$3,401,847
COMM of LAND OFFICE	\$7,734,801	\$5,935,820	\$6,468,940	\$6,597,711	\$6,590,928	\$6,390,352
JUDICIAL*	\$31,211,503	\$0	\$0	\$0	\$0	\$0
MINERAL LEASING	\$3,552,594	\$2,000,000	\$3,300,000	\$3,100,000	\$3,300,000	\$3,100,000
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$1,796,126	\$1,670,700	\$1,855,267	\$1,725,000	\$1,855,267	\$1,725,000
PUBLIC BUILDING	\$1,443,102	\$1,359,100	\$1,402,100	\$1,379,100	\$1,432,106	\$1,379,106
STATE TRANSPORTATION	\$196,997,786	\$211,343,340	\$210,099,512	\$211,126,117	\$208,782,859	\$210,119,938
OK EDUCATION LOTTERY TRUST FUND	\$0	\$0	\$0	\$65,548,864	\$0	\$65,548,864
OK BOARD OF PRIVATE VOCATIONAL SCHOOLS FUND**	\$0	\$53,327	\$53,327	\$0	\$53,327	\$0
TOTAL	\$4,858,665,834	\$4,752,335,346	\$5,139,248,053	\$5,305,750,840	\$5,183,713,185	\$5,359,446,801
FEDERAL MONIES AVAILABLE FOR APPROPRIATION	\$0	\$117,340,221	\$117,340,221	\$0	\$117,340,221	\$0
GRAND TOTAL	\$4,858,665,834	\$4,869,675,567	\$5,256,588,274	\$5,305,750,840	\$5,301,053,406	\$5,359,446,801

*Note: The State Judicial Fund became a revolving fund effective July 1, 2004.

**Note: \$53,327 represents two months of certified revenue. Beginning August 26, 2004, the fund becomes a revolving fund.

ITEMIZED ESTIMATES OF "OTHER" REVENUE						
GENERAL REVENUE FUND						
Schedule 4						
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
	FY-2004 ACTUAL	FY-2005 ESTIMATE 27-Dec-04	FY-2005 PROJECTED 27-Dec-04	FY-2006 ESTIMATE 27-Dec-04	FY-2005 PROJECTED 18-Feb-05	Proposed FY-2006 ESTIMATE 18-Feb-05
OTC:						
Pari-Mutuel	\$2,821,900	\$2,205,174	\$2,513,537	\$2,513,537	\$2,513,537	\$2,513,537
Tribal Cigarette Compacts	10,578,504	11,277,000	10,193,000	11,159,000	10,975,500	11,969,000
Bingo Excise & Charity Games	5,355,845	4,463,000	5,356,000	5,356,000	4,715,000	4,168,000
Workers Comp Ins. Premium Tax	6,325,844	6,172,000	6,326,000	6,326,000	6,326,000	6,326,000
Petroleum Excise Tax	7,915,587	5,982,000	10,139,000	9,068,000	10,193,000	9,184,000
Other OTC	<u>27,740,907</u>	<u>26,805,000</u>	<u>28,378,000</u>	<u>30,027,000</u>	<u>28,505,000</u>	<u>30,364,000</u>
TOTAL OTC	\$60,739,587	\$56,704,174	\$62,905,537	\$64,449,537	\$63,228,037	\$64,524,537
COLLECTIONS BY OTHER AGENCIES						
ABLE	\$4,131,026	\$3,956,180	\$4,163,391	\$4,163,391	\$4,159,326	\$4,162,366
Attorney General (Tobacco)	342,804	281,745	40,540	35,000	40,540	37,500
Banking	1,060,000	0	0	0	0	0
Central Services	1,063,332	741,000	741,000	741,000	801,419	741,000
CLEET	625,853	688,812	645,380	651,431	645,103	651,431
Consumer Credit	1,186,000	1,150,131	1,250,000	1,250,000	1,250,000	1,250,000
DPS	20,219,912	19,925,390	18,893,068	19,053,668	20,111,468	20,361,578
Employees Benefit Council	4,071,533	6,008,831	2,141,807	2,141,807	2,132,396	2,132,396
Horseracing	415,332	273,062	359,693	359,693	430,936	430,936
Insurance Comm	31,527,655	21,579,950	26,343,310	30,309,040	26,344,850	30,039,580
Labor	734,885	764,200	820,800	820,800	828,250	828,250
LPG	193,380	0	0	0	0	0
Medical Licensure	220,169	220,000	210,000	200,000	210,000	200,000
Nursing Board	215,070	203,487	203,487	249,840	203,487	249,840
Sec of State	2,871,615	2,335,425	2,871,615	2,871,615	2,871,615	2,871,615
Securities Comm	11,225,716	10,844,188	10,763,723	10,756,977	11,114,578	11,008,488
Treasurer (Unclaimed Property)	12,225,000	12,500,000	12,500,000	10,000,000	12,500,000	10,000,000
OPM	4,486,076	4,600,396	5,021,473	4,631,027	4,920,984	4,698,287
OSF	232,905	500,000	208,979	300,000	215,822	250,000
Other	10,648,414 *	(75,000)	0	0	0	0
TOTAL MISC	<u>\$107,686,677</u>	<u>\$86,499,797</u>	<u>\$87,176,267</u>	<u>\$88,535,289</u>	<u>\$88,780,774</u>	<u>\$89,931,267</u>
GRAND OTHER	<u>\$168,426,264</u>	<u>\$143,203,971</u>	<u>\$150,081,804</u>	<u>\$152,984,826</u>	<u>\$152,008,811</u>	<u>\$154,455,804</u>

*During Session 2003, HB1250 transferred revenue from the Bulldozing Bonds Sinking Fund to the FY-2004 General Revenue Fund in the amount of \$10,476,085.47.

COMPARISON OF REVENUE ESTIMATES				
FY-2005 ESTIMATE: LAW CHANGES vs. FY-2006 FINAL ESTIMATE				
Schedule 5				
Column 1	Column 2	Column 3	Column 4	Column 5
	FY-2005 ESTIMATE	Proposed FY-2006 ESTIMATE	INCREASE OR (DECREASE)	PERCENT CHANGE
	27-Dec-04	18-Feb-05		
GENERAL REVENUE FUND				
Alcohol Beverage Tax	\$15,802,000	\$17,983,000	\$2,181,000	13.8%
Mixed Beverage Receipts Tax	19,628,000	21,662,000	1,834,000	9.2%
Beverage Tax	24,792,000	24,661,000	(131,000)	-0.5%
Cigarette Tax	34,579,906	47,276,937	12,697,031	36.7%
Tobacco Products Tax	15,777,532	16,960,741	1,183,210	7.5%
Franchise Tax	41,394,000	41,154,000	(240,000)	-0.6%
Gross Production Tax-Gas	353,788,000	527,316,836	173,528,836	49.0%
Gross Production Tax-Oil	0	0	0	0.0%
Income Tax-Individual	1,973,449,726	2,205,595,792	232,146,066	11.8%
Income Tax-Corporate	105,613,201	144,854,480	39,241,280	37.2%
Estate Tax	74,340,000	63,152,000	(11,188,000)	-15.0%
Insurance Premium Tax	55,616,000	56,320,000	704,000	1.3%
Motor Vehicle Taxes	219,880,049	230,377,000	10,496,951	4.8%
Sales Tax	1,326,125,856	1,391,199,605	65,073,749	4.9%
Use Tax	88,382,131	105,612,498	17,230,367	19.5%
Interest & Investments	33,775,609	58,200,000	24,424,391	72.3%
Other (Schedule 4)	143,203,971	154,455,804	11,251,833	7.9%
General Revenue Totals	\$4,526,347,981	\$5,106,781,694	\$580,433,714	12.8%
Transfers & Lapses	1,000,000	1,000,000	0	0.0%
Revenue Comparison One-Time Receipts	\$4,527,347,981	\$5,107,781,694	\$580,433,714	12.8%
	0	0	0	0.0%
Total General Revenue	\$4,527,347,981	\$5,107,781,694	\$580,433,714	12.8%
C.L.E.E.T.	\$2,625,078	\$3,401,847	\$776,769	29.6%
COMM of LAND OFFICE	\$5,935,820	\$6,390,352	\$454,532	7.7%
JUDICIAL*	\$0	\$0	\$0	0.0%
MINERAL LEASING	\$2,000,000	\$3,100,000	\$1,100,000	55.0%
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$1,670,700	\$1,725,000	\$54,300	3.3%
PUBLIC BUILDING	\$1,359,100	\$1,379,106	\$20,006	1.5%
STATE TRANSPORTATION	\$211,343,340	\$210,119,938	(\$1,223,402)	-0.6%
OK EDUCATION LOTTERY TRUST FUND	\$0	\$65,548,864	\$65,548,864	0.0%
OK BOARD OF PRIVATE VOCATIONAL SCHOOLS FUND**	\$53,327	\$0	(\$53,327)	-100.0%
TOTAL	\$4,752,335,346	\$5,399,446,801	\$647,111,456	13.6%
FEDERAL MONIES AVAILABLE FOR APPROPRIATION	\$117,340,221	\$0	(\$117,340,221)	-100.0%
GRAND TOTAL	\$4,869,675,567	\$5,399,446,801	\$529,771,235	10.9%

*Note: The State Judicial Fund became a revolving fund effective July 1, 2004.
**Note: \$53,327 represents two months of certified revenue. Beginning August 26, 2004, the fund becomes a revolving fund.

COMPARISON OF REVENUE ESTIMATES				
FY-2005 FINAL PROJECTION vs. FY-2006 FINAL ESTIMATE				
Schedule 6				
Column 1	Column 2	Column 3	Column 4	Column 5
	FY-2005 PROJECTED	Proposed FY-2006 ESTIMATE	INCREASE OR (DECREASE)	PERCENT CHANGE
	18-Feb-05	18-Feb-05		
GENERAL REVENUE FUND				
Alcohol Beverage Tax	\$17,062,000	\$17,983,000	\$921,000	5.4%
Mixed Beverage Receipts Tax	21,022,000	21,662,000	640,000	3.0%
Beverage Tax	24,442,000	24,661,000	219,000	0.9%
Cigarette Tax	36,783,907	47,276,937	10,493,031	28.5%
Tobacco Products Tax	15,252,532	16,960,741	1,708,210	11.2%
Franchise Tax	40,186,000	41,154,000	968,000	2.4%
Gross Production Tax-Gas	549,104,224	527,316,836	(21,787,388)	-4.0%
Gross Production Tax-Oil	7,545,922	0	(7,545,922)	-100.0%
Income Tax-Individual	2,117,052,857	2,205,595,792	88,542,935	4.2%
Income Tax-Corporate	143,655,750	144,854,480	1,198,730	0.8%
Estate Tax	75,809,000	63,152,000	(12,657,000)	-16.7%
Insurance Premium Tax	53,856,000	56,320,000	2,464,000	4.6%
Motor Vehicle Taxes	226,999,000	230,377,000	3,378,000	1.5%
Sales Tax	1,339,116,227	1,391,199,605	52,083,379	3.9%
Use Tax	98,566,578	105,612,498	7,045,920	7.1%
Interest & Investments	39,000,000	58,200,000	19,200,000	49.2%
Other (Schedule 4)	152,008,811	154,455,804	2,446,993	1.6%
General Revenue Totals	\$4,957,462,807	\$5,106,781,694	\$149,318,887	3.0%
Transfers & Lapses	1,000,000	1,000,000	0	0.0%
Revenue Comparison	\$4,958,462,807	\$5,107,781,694	\$149,318,887	3.0%
One-Time Receipts	0	0	0	0.0%
Total General Revenue	\$4,958,462,807	\$5,107,781,694	\$149,318,887	3.0%
C.L.E.E.T.	\$3,235,851	\$3,401,847	\$165,997	5.1%
COMM of LAND OFFICE	\$6,590,928	\$6,390,352	(\$200,576)	-3.0%
JUDICIAL*	\$0	\$0	\$0	0.0%
MINERAL LEASING	\$3,300,000	\$3,100,000	(\$200,000)	-6.1%
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$1,855,267	\$1,725,000	(\$130,267)	-7.0%
PUBLIC BUILDING	\$1,432,106	\$1,379,106	(\$53,000)	-3.7%
STATE TRANSPORTATION	\$208,782,899	\$210,119,938	\$1,337,039	0.6%
OK EDUCATION LOTTERY TRUST FUND	\$0	\$65,548,864	\$65,548,864	0.0%
OK BOARD OF PRIVATE VOCATIONAL SCHOOLS FUND**	\$53,327	\$0	(\$53,327)	-100.0%
TOTAL	\$5,183,713,185	\$5,399,446,801	\$215,733,617	4.2%
FEDERAL MONIES AVAILABLE FOR APPROPRIATION	\$117,340,221	\$0	(\$117,340,221)	-100.0%
GRAND TOTAL	\$5,301,053,406	\$5,399,446,801	\$98,393,396	1.9%

*Note: The State Judicial Fund became a revolving fund effective July 1, 2004.

**Note: \$53,327 represents two months of certified revenue. Beginning August 26, 2004, the fund becomes a revolving fund.

COMPARISON OF REVENUE ESTIMATES				
FY-2005 ESTIMATE: LAW CHANGES vs. FY-2005 FINAL PROJECTION				
Schedule 7				
Column 1	Column 2	Column 3	Column 4	Column 5
	FY-2005 ESTIMATE	FY-2005 PROJECTED	INCREASE OR (DECREASE)	PERCENT CHANGE
	27-Dec-04	18-Feb-05		
GENERAL REVENUE FUND				
Alcohol Beverage Tax	\$15,802,000	\$17,062,000	\$1,260,000	8.0%
Mixed Beverage Receipts Tax	19,828,000	21,022,000	1,194,000	6.0%
Beverage Tax	24,792,000	24,442,000	(350,000)	-1.4%
Cigarette Tax	34,579,906	36,783,907	2,204,000	6.4%
Tobacco Products Tax	15,777,532	15,252,532	(525,000)	-3.3%
Franchise Tax	41,394,000	40,186,000	(1,208,000)	-2.9%
Gross Production Tax-Gas	353,788,000	549,104,224	195,316,224	55.2%
Gross Production Tax-Oil	0	7,545,922	7,545,922	0.0%
Income Tax-Individual	1,973,449,726	2,117,052,857	143,603,131	7.3%
Income Tax-Corporate	105,613,201	143,655,750	38,042,550	36.0%
Estate Tax	74,340,000	75,809,000	1,469,000	2.0%
Insurance Premium Tax	55,616,000	53,856,000	(1,760,000)	-3.2%
Motor Vehicle Taxes	219,880,049	226,999,000	7,118,951	3.2%
Sales Tax	1,326,125,856	1,339,116,227	12,990,371	1.0%
Use Tax	88,382,131	98,566,578	10,184,447	11.5%
Interest & Investments	33,775,609	39,000,000	5,224,391	15.5%
Other (Schedule 4)	143,203,971	152,008,811	8,804,840	6.1%
General Revenue Totals	\$4,526,347,981	\$4,957,462,807	\$431,114,827	9.5%
Transfers & Lapses	1,000,000	1,000,000	0	0.0%
Revenue Comparison	\$4,527,347,981	\$4,958,462,807	\$431,114,827	9.5%
One-Time Receipts	0	0	0	0.0%
Total General Revenue	\$4,527,347,981	\$4,958,462,807	\$431,114,827	9.5%
C.L.E.E.T.	\$2,625,078	\$3,235,851	\$610,773	23.3%
COMM of LAND OFFICE	\$5,935,820	\$6,590,928	\$655,108	11.0%
JUDICIAL*	\$0	\$0	\$0	0.0%
MINERAL LEASING	\$2,000,000	\$3,300,000	\$1,300,000	65.0%
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$1,670,700	\$1,855,267	\$184,567	11.0%
PUBLIC BUILDING	\$1,359,100	\$1,432,106	\$73,006	5.4%
STATE TRANSPORTATION	\$211,343,340	\$208,782,899	(\$2,560,441)	-1.2%
OK EDUCATION LOTTERY TRUST FUND	\$0	\$0	\$0	0.0%
OK BOARD OF PRIVATE VOCATIONAL SCHOOLS FUND**	\$53,327	\$53,327	\$0	0.0%
TOTAL	\$4,752,335,346	\$5,183,713,185	\$431,377,839	9.1%
FEDERAL MONIES AVAILABLE FOR APPROPRIATION	\$117,340,221	\$117,340,221	\$0	0.0%
GRAND TOTAL	\$4,869,675,567	\$5,301,053,406	\$431,377,839	8.9%

*Note: The State Judicial Fund became a revolving fund effective July 1, 2004.

**Note: \$53,327 represents two months of certified revenue. Beginning August 26, 2004, the fund becomes a revolving fund.

COMPARISON OF REVENUE ESTIMATES				
FY-2005 INITIAL PROJECTION vs. FY-2005 FINAL PROJECTION				
Schedule 8				
Column 1	Column 2	Column 3	Column 4	Column 5
	FY-2005 PROJECTED	FY-2005 PROJECTED	INCREASE OR (DECREASE)	PERCENT CHANGE
	27-Dec-04	18-Feb-05		
GENERAL REVENUE FUND				
Alcohol Beverage Tax	\$17,004,000	\$17,062,000	\$58,000	0.3%
Mixed Beverage Receipts Tax	20,718,000	21,022,000	304,000	1.5%
Beverage Tax	24,018,000	24,442,000	424,000	1.8%
Cigarette Tax	36,783,907	36,783,907	0	0.0%
Tobacco Products Tax	16,410,532	15,252,532	(1,158,000)	-7.1%
Franchise Tax	40,468,000	40,166,000	(282,000)	-0.7%
Gross Production Tax-Gas	553,070,484	549,104,224	(3,966,260)	-0.7%
Gross Production Tax-Oil	0	7,545,922	7,545,922	0.0%
Income Tax-Individual	2,099,280,632	2,117,052,857	17,772,226	0.8%
Income Tax-Corporate	134,014,388	143,655,750	9,641,363	7.2%
Estate Tax	83,874,000	75,809,000	(8,065,000)	-9.6%
Insurance Premium Tax	53,856,000	53,856,000	0	0.0%
Motor Vehicle Taxes	221,346,000	226,999,000	5,653,000	2.6%
Sales Tax	1,333,102,977	1,339,116,227	6,013,250	0.5%
Use Tax	93,991,154	98,566,578	4,575,424	4.9%
Interest & Investments	33,800,000	39,000,000	5,200,000	15.4%
Other (Schedule 4)	150,081,804	152,008,811	1,927,007	1.3%
General Revenue Totals	\$4,911,819,876	\$4,957,462,807	\$45,642,931	0.9%
Transfers & Lapses	1,000,000	1,000,000	0	0.0%
Revenue Comparison	\$4,912,819,876	\$4,958,462,807	\$45,642,931	0.9%
One-Time Receipts	0	0	0	0.0%
Total General Revenue	\$4,912,819,876	\$4,958,462,807	\$45,642,931	0.9%
C.L.E.E.T.	\$3,249,030	\$3,235,851	(\$13,180)	-0.4%
COMM of LAND OFFICE	\$6,468,940	\$6,590,928	\$121,988	1.9%
JUDICIAL*	\$0	\$0	\$0	0.0%
MINERAL LEASING	\$3,300,000	\$3,300,000	\$0	0.0%
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$1,855,267	\$1,855,267	\$0	0.0%
PUBLIC BUILDING	\$1,402,100	\$1,432,106	\$30,006	2.1%
STATE TRANSPORTATION	\$210,099,512	\$208,782,899	(\$1,316,613)	-0.6%
OK EDUCATION LOTTERY TRUST FUND	\$0	\$0	\$0	0.0%
OK BOARD OF PRIVATE VOCATIONAL SCHOOLS FUND**	\$53,327	\$53,327	\$0	0.0%
TOTAL	\$5,139,248,053	\$5,183,713,185	\$44,465,132	0.9%
FEDERAL MONIES AVAILABLE FOR APPROPRIATION	\$117,340,221	\$117,340,221	\$0	0.0%
GRAND TOTAL	\$5,256,588,274	\$5,301,053,406	\$44,465,132	0.8%

*Note: The State Judicial Fund became a revolving fund effective July 1, 2004.

**Note: \$53,327 represents two months of certified revenue. Beginning August 26, 2004, the fund becomes a revolving fund.

COMPARISON OF REVENUE ESTIMATES				
FY-2006 INITIAL ESTIMATE vs. FY-2006 FINAL ESTIMATE				
Schedule 9				
Column 1	Column 2	Column 3	Column 4	Column 5
	FY-2006 ESTIMATE	Proposed FY-2006 ESTIMATE	INCREASE OR (DECREASE)	PERCENT CHANGE
	27-Dec-04	18-Feb-05		
GENERAL REVENUE FUND				
Alcohol Beverage Tax	\$17,861,000	\$17,983,000	\$122,000	0.7%
Mixed Beverage Receipts Tax	21,344,000	21,662,000	318,000	1.5%
Beverage Tax	24,481,000	24,661,000	180,000	0.7%
Cigarette Tax	43,576,937	47,276,937	3,700,000	8.5%
Tobacco Products Tax	16,082,741	16,960,741	878,000	5.5%
Franchise Tax	41,282,000	41,154,000	(128,000)	-0.3%
Gross Production Tax-Gas	528,291,881	527,316,836	(975,045)	-0.2%
Gross Production Tax-Oil	0	0	0	0.0%
Income Tax-Individual	2,158,526,413	2,205,595,792	47,069,379	2.2%
Income Tax-Corporate	141,659,530	144,854,480	3,194,950	2.3%
Estate Tax	78,816,000	63,152,000	(15,664,000)	-19.9%
Insurance Premium Tax	56,320,000	56,320,000	0	0.0%
Motor Vehicle Taxes	219,173,000	230,377,000	11,204,000	5.1%
Sales Tax	1,373,353,608	1,391,199,605	17,845,997	1.3%
Use Tax	99,619,264	105,612,498	5,993,234	6.0%
Interest & Investments	38,500,000	58,200,000	19,700,000	51.2%
Other (Schedule 4)	152,984,826	154,455,804	1,470,978	1.0%
General Revenue Totals	\$5,011,872,201	\$5,106,781,694	\$94,909,493	1.9%
Transfers & Lapses	1,000,000	1,000,000	0	0.0%
Revenue Comparison	\$5,012,872,201	\$5,107,781,694	\$94,909,493	1.9%
One-Time Receipts	0	0	0	0.0%
Total General Revenue	\$5,012,872,201	\$5,107,781,694	\$94,909,493	1.9%
C.L.E.E.T.	\$3,401,847	\$3,401,847	\$0	0.0%
COMM of LAND OFFICE	\$6,597,711	\$6,390,352	(\$207,359)	-3.1%
JUDICIAL*	\$0	\$0	\$0	0.0%
MINERAL LEASING	\$3,100,000	\$3,100,000	\$0	0.0%
SPECIAL OCCUPATIONAL HEALTH & SAFETY	\$1,725,000	\$1,725,000	\$0	0.0%
PUBLIC BUILDING	\$1,379,100	\$1,379,106	\$6	0.0%
STATE TRANSPORTATION	\$211,126,117	\$210,119,938	(\$1,006,179)	-0.5%
OK EDUCATION LOTTERY TRUST FUND	\$65,548,864	\$65,548,864	\$0	0.0%
OK BOARD OF PRIVATE VOCATIONAL SCHOOLS FUND**	\$0	\$0	\$0	0.0%
TOTAL	\$5,305,750,840	\$5,399,446,801	\$93,695,961	1.8%
FEDERAL MONIES AVAILABLE FOR APPROPRIATION	\$0	\$0	\$0	0.0%
GRAND TOTAL	\$5,305,750,840	\$5,399,446,801	\$93,695,961	1.8%

*Note: The State Judicial Fund became a revolving fund effective July 1, 2004.

**Note: \$93,327 represents two months of certified revenue. Beginning August 26, 2004, the fund becomes a revolving fund.

EDUCATION REFORM ACT - HB 1017

Schedule 10

SB 826 of the Second Regular Session of the Forty-fifth Legislature amended Section 41.29a of Title 62 to require that the Office of Accountability to account for and report monthly revenues which accrue to the Education Reform Revolving Fund. The Education Reform Revolving Fund on June 1, 1998 began receiving revenue attributable to the revenue provisions of HB 1017 rather than these revenues first being apportioned to the General Revenue Fund.

CALCULATIONS

EDUCATION REFORM ACT

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
	FY-2005 ESTIMATE 27-Dec-04	FY-2005 PROJECTED 27-Dec-04	FY-2006 ESTIMATE 27-Dec-04	FY-2005 PROJECTED 18-Feb-05	Proposed FY-2006 ESTIMATE 18-Feb-05
SOURCE					
Income Tax-Individual	\$189,374,879	\$201,449,781	\$207,732,837	\$203,155,228	\$212,262,508
Income Tax-Corporate	22,128,480	28,079,205	29,775,570	30,099,300	30,447,120
Sales Tax	160,995,356	161,842,398	167,215,992	162,572,423	169,388,875
Use Tax	11,533,069	12,264,998	13,037,898	12,882,047	13,822,062
Cigarette Tax	1,462,848	1,462,848	2,925,697	1,462,848	2,925,697
Tobacco Products Tax	137,896	137,896	330,455	137,896	330,455
Tribal Gaming	6,518,875	6,518,875	46,518,313	6,518,875	46,518,313
Special License Plates	0	0	0	0	0
TOTAL - 100% OF ESTIMATE	\$392,151,204	\$411,755,800	\$467,536,359	\$416,808,418	\$475,695,028
Increase FY-2006 proposed estimate over FY-2005 estimate					\$83,543,824

COMPARISON OF AUTHORIZED EXPENDITURES 2004 SESSION TO PROPOSED EXPENDITURE AUTHORITY 2005 SESSION Appendix A-1				
Column 1	Column 2	Column 3	Column 4	Column 5
	AUTHORIZED EXPENDITURES 2004 SESSION	PROPOSED EXPENDITURE AUTHORITY 2005 SESSION 18-Feb-05	INCREASE OR (DECREASE)	PERCENT CHANGE
NON-RESTRICTED FUNDS				
GENERAL REVENUE FUND				
Certified	\$4,300,060,158	\$4,852,392,610	\$552,332,452	12.8%
Prior Year Certified	1,115,335	920,424	(194,911)	-17.5%
Cash	<u>34,402,847</u>	<u>66,924,323</u>	<u>32,521,476</u>	<u>94.5%</u>
TOTAL	\$4,335,578,340	\$4,920,237,357	\$584,659,017	13.5%
C.L.E.E.T. FUND				
Certified	\$2,493,824	\$3,231,755	\$737,931	29.6%
Cash	<u>354,142</u>	<u>319,246</u>	<u>(34,896)</u>	<u>-9.9%</u>
TOTAL	\$2,847,966	\$3,551,001	\$703,035	24.7%
MINERAL LEASING FUND				
Certified	\$1,900,000	\$2,945,000	\$1,045,000	55.0%
Cash	<u>220,057</u>	<u>2,222,594</u>	<u>2,002,537</u>	<u>910.0%</u>
TOTAL	\$2,120,057	\$5,167,594	\$3,047,537	143.7%
OHSA FUND				
Certified	\$1,587,165	\$1,638,750	\$51,585	3.3%
Cash	<u>268,102</u>	<u>293,230</u>	<u>25,128</u>	<u>9.4%</u>
TOTAL	\$1,855,267	\$1,931,980	\$76,713	4.1%
PUBLIC BUILDING FUND				
Certified	\$1,291,145	\$1,310,151	\$19,006	1.5%
Cash	<u>285,488</u>	<u>570,494</u>	<u>285,006</u>	<u>99.8%</u>
TOTAL	\$1,576,633	\$1,880,645	\$304,012	19.3%
SPECIAL CASH FUND				
Cash*	<u>\$152,088,712</u>	<u>\$387,608</u>	<u>(\$151,701,104)</u>	<u>-99.7%</u>
	\$152,088,712	\$387,608	(\$151,701,104)	-99.7%
BOND FUND - SERIES A	\$45,900	\$3,560	(\$42,340)	-92.2%
BOND FUND - SERIES B	<u>1,280</u>	<u>4,688</u>	<u>3,398</u>	<u>263.2%</u>
TOTAL	\$47,190	\$8,248	(\$38,944)	-82.5%
FEDERAL MONIES AVAILABLE FOR APPROPRIATION	<u>\$117,340,221</u>	<u>\$0</u>	<u>(\$117,340,221)</u>	<u>-100.0%</u>
	\$117,340,221	\$0	(\$117,340,221)	-100.0%
SUBTOTAL NON-RESTRICTED FUNDS	<u>\$4,613,454,386</u>	<u>\$4,933,164,432</u>	<u>\$319,710,046</u>	<u>6.9%</u>

COMPARISON OF AUTHORIZED EXPENDITURES 2004 SESSION TO PROPOSED EXPENDITURE AUTHORITY 2005 SESSION Appendix A-1 (Continued)				
Column 1	Column 2	Column 3	Column 4	Column 5
	AUTHORIZED EXPENDITURES 2004 SESSION	PROPOSED EXPENDITURE AUTHORITY 2005 SESSION 18-Feb-05	INCREASE OR (DECREASE)	PERCENT CHANGE
RESTRICTED FUNDS				
COMMISSION OF THE LAND OFFICE FUND				
Certified	\$4,747,954	\$6,070,834	\$1,322,880	27.9%
Prior Year Certified	0	891,075	891,075	0.0%
Cash	<u>11</u>	<u>0</u>	<u>(11)</u>	<u>-100.0%</u>
TOTAL	\$4,747,965	\$6,961,909	\$2,213,944	46.6%
STATE TRANSPORTATION FUND				
Certified	\$200,775,804	\$199,613,941	(\$1,161,863)	-0.6%
Prior Year Certified	0	369	369	0.0%
Cash	<u>0</u>	<u>4,812,399</u>	<u>4,812,399</u>	<u>0.0%</u>
TOTAL	\$200,775,804	\$204,426,709	\$3,650,905	1.8%
OK EDUCATION LOTTERY TRUST FUND				
	\$0	\$62,271,421	\$62,271,421	0.0%
SUBTOTAL RESTRICTED FUNDS				
	<u>\$205,523,769</u>	<u>\$273,660,039</u>	<u>\$68,136,270</u>	<u>33.2%</u>
TOTAL-RESTRICTED & NON-RESTRICTED				
	<u>\$4,818,978,155</u>	<u>\$5,206,824,470</u>	<u>\$387,846,315</u>	<u>8.0%</u>
COMMON ED. TECH FUND				
Revolving Fund Estimate	\$34,032,209	\$41,488,392	\$7,456,183	21.9%
OK. STUDENT AID FUND				
Revolving Fund Estimate	\$34,032,209	\$41,488,392	\$7,456,183	21.9%
HIGHER ED. CAPITAL FUND				
Revolving Fund Estimate	\$34,032,209	\$41,488,392	\$7,456,183	21.9%
1017 FUND				
Revolving Fund Estimate	\$416,260,946	\$475,695,028	\$59,434,082	14.3%
TOBACCO SETTLEMENT FUND				
Revolving Fund Estimate	\$16,408,305	\$13,304,491	(\$3,103,814)	-18.9%
STATE JUDICIAL REVOLVING FUND				
Revolving Fund Estimate	\$36,944,640	\$46,337,931	\$9,393,291	25.4%
TOTAL	<u>\$5,390,688,673</u>	<u>\$5,866,627,098</u>	<u>\$475,938,425</u>	<u>8.8%</u>
*Note: \$138,694,773 was transferred from the Cash Flow Reserve Fund to Special Cash.				

**COMPARISON OF EXPENDITURE AUTHORITY 2005 SESSION (27-Dec-2004) TO
PROPOSED EXPENDITURE AUTHORITY 2005 SESSION
Appendix A-2**

Column 1	Column 2	Column 3	Column 4	Column 5
	EXPENDITURE AUTHORITY 2005 SESSION 27-Dec-04	PROPOSED EXPENDITURE AUTHORITY 2005 SESSION 18-Feb-05	INCREASE OR (DECREASE)	PERCENT CHANGE
NON-RESTRICTED FUNDS				
GENERAL REVENUE FUND				
Certified	\$4,762,228,591	\$4,852,392,610	\$90,164,019	1.9%
Prior Year Certified	920,424	920,424	0	0.0%
Cash	<u>66,924,323</u>	<u>66,924,323</u>	<u>0</u>	<u>0.0%</u>
TOTAL	\$4,830,073,338	\$4,920,237,357	\$90,164,019	1.9%
C.L.E.E.T. FUND				
Certified	\$3,231,755	\$3,231,755	\$0	0.0%
Cash	<u>319,246</u>	<u>319,246</u>	<u>(0)</u>	<u>0.0%</u>
TOTAL	\$3,551,001	\$3,551,001	(\$0)	0.0%
MINERAL LEASING FUND				
Certified	\$2,945,000	\$2,945,000	\$0	0.0%
Cash	<u>2,222,594</u>	<u>2,222,594</u>	<u>0</u>	<u>0.0%</u>
TOTAL	\$5,167,594	\$5,167,594	\$0	0.0%
OHSА FUND				
Certified	\$1,638,750	\$1,638,750	\$0	0.0%
Cash	<u>293,230</u>	<u>293,230</u>	<u>0</u>	<u>0.0%</u>
TOTAL	\$1,931,980	\$1,931,980	\$0	0.0%
PUBLIC BUILDING FUND				
Certified	\$1,310,145	\$1,310,151	\$6	0.0%
Cash	<u>570,491</u>	<u>570,494</u>	<u>3</u>	<u>0.0%</u>
TOTAL	\$1,880,636	\$1,880,645	\$9	0.0%
SPECIAL CASH FUND				
Cash	<u>\$387,608</u>	<u>\$387,608</u>	<u>\$0</u>	<u>0.0%</u>
	\$387,608	\$387,608	\$0	0.0%
BOND FUND - SERIES A	\$3,560	\$3,560	\$0	0.0%
BOND FUND - SERIES B	<u>4,686</u>	<u>4,686</u>	<u>0</u>	<u>0.0%</u>
TOTAL	\$8,246	\$8,246	\$0	0.0%
FEDERAL MONIES AVAILABLE FOR APPROPRIATION	<u>\$0</u> \$0	<u>\$0</u> \$0	<u>\$0</u> \$0	<u>0.0%</u> 0.0%
SUBTOTAL NON-RESTRICTED FUNDS	<u>\$4,843,000,404</u>	<u>\$4,933,164,432</u>	<u>\$90,164,028</u>	<u>1.9%</u>

COMPARISON OF EXPENDITURE AUTHORITY 2005 SESSION (27-Dec-2004) TO PROPOSED EXPENDITURE AUTHORITY 2005 SESSION Appendix A-2 (Continued)				
Column 1	Column 2	Column 3	Column 4	Column 5
	EXPENDITURE AUTHORITY 2005 SESSION 27-Dec-04	PROPOSED EXPENDITURE AUTHORITY 2005 SESSION 18-Feb-05	INCREASE OR (DECREASE)	PERCENT CHANGE
RESTRICTED FUNDS				
COMMISSION OF THE LAND OFFICE FUND				
Certified	\$6,267,825	\$6,070,834	(\$196,991)	-3.1%
Prior Year Certified	891,075	891,075	0	0.0%
Cash	<u>0</u>	<u>0</u>	<u>0</u>	<u>0.0%</u>
TOTAL	\$7,158,900	\$6,961,909	(\$196,991)	-2.8%
STATE TRANSPORTATION FUND				
Certified	\$200,569,811	\$199,613,941	(\$955,870)	-0.5%
Prior Year Certified	389	389	0	0.0%
Cash	<u>4,812,398</u>	<u>4,812,399</u>	<u>0</u>	<u>0.0%</u>
TOTAL	\$205,382,578	\$204,426,709	(\$955,870)	-0.5%
OK EDUCATION LOTTERY TRUST FUND	\$62,271,421	\$62,271,421	\$0	0.0%
SUBTOTAL RESTRICTED FUNDS	<u>\$274,812,899</u>	<u>\$273,660,039</u>	<u>(\$1,152,861)</u>	<u>-0.4%</u>
TOTAL-RESTRICTED & NON-RESTRICTED	<u>\$5,117,813,303</u>	<u>\$5,206,824,470</u>	<u>\$89,011,167</u>	<u>1.7%</u>
COMMON ED. TECH FUND				
Revolving Fund Estimate	\$38,610,132	\$41,488,392	\$2,878,260	7.5%
OK. TUITION SCHOLARSHIP FUND				
Revolving Fund Estimate	\$38,610,132	\$41,488,392	\$2,878,260	7.5%
HIGHER ED. CAPITAL FUND				
Revolving Fund Estimate	\$38,610,132	\$41,488,392	\$2,878,260	7.5%
1017 FUND				
Revolving Fund Estimate	\$467,536,359	\$475,695,028	\$8,158,670	1.7%
TOBACCO SETTLEMENT FUND				
Revolving Fund Estimate	\$13,304,491	\$13,304,491	\$0	0.0%
STATE JUDICIAL REVOLVING FUND				
Revolving Fund Estimate	\$46,337,931	\$46,337,931	\$0	0.0%
TOTAL	<u>\$5,760,822,481</u>	<u>\$5,866,627,098</u>	<u>\$105,804,617</u>	<u>1.8%</u>