

# Senate Journal

## First Regular Session of the Fifty-fourth Legislature of the State of Oklahoma

**Eighteenth Legislative Day, Monday, March 4, 2013**

The Senate was called to order by Senator Stanislawski.

Roll Call:

Present: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.—47.

Excused: Brown.—1.

Senator Stanislawski declared a quorum present.

The prayer was offered by Minister Bruce DeLay, Heartland Church, Broken Arrow, the guest of Senator Dahm.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**SBs 52, 87, 88, 175, 208, 228, 231, 233, 237, 369, 396, 398, 425, 429, 574, 581, 629, 635, 755, 920, 1024, 1027 and 1031 and SCR 8** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

### GENERAL ORDER

**SB 80** by Crain of the Senate and Dorman of the House was called up for consideration.

Senator Crain moved that **SB 80** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 80** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--44.

Excused: Anderson, Brown, Mazzei and Treat.--4.

The bill passed.

**SB 80** was referred for engrossment.

**GENERAL ORDER**

**SB 7** by Allen of the Senate and Murphey of the House was called up for consideration.

Senator Allen moved to amend **SB 7**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Allen moved that **SB 7** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 7** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Standridge, Stanislawski, Sykes and Wyrick.--44.

Nay: Sparks.--1.

Excused: Anderson, Brown and Treat.--3.

The bill passed.

**SB 7** was referred for engrossment.

## **FIRST READING**

The following was introduced and read the first time:

**SR 4** – By Marlatt.

A Resolution congratulating the Laverne High School Football Team on its Class B state championship; and directing distribution.

## **UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR**

Senator Marlatt asked unanimous consent to refer **SR 4** direct to the Calendar for consideration, which was the order.

## **GENERAL ORDER**

**SR 4** by Marlatt was called up for consideration.

**SR 4** was adopted upon motion of Senator Marlatt and referred for enrollment.

## **GENERAL ORDER**

**SB 16** by Allen of the Senate and Bennett of the House was called up for consideration.

Senator Allen moved that **SB 16** be advanced, which motion was declared adopted.

## **THIRD READING**

**SB 16** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--45.

Excused: Anderson, Brown and Treat.--3.

The bill and emergency passed.

**SB 16** was referred for engrossment.

### **GENERAL ORDER**

**SB 71** by Allen of the Senate and Bennett of the House was called up for consideration.

Senator Allen moved to amend **SB 71**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Allen moved that **SB 71** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 71** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--44.

Excused: Anderson, Brown, Mazzei and Treat.--4.

The bill and emergency passed.

**SB 71** was referred for engrossment.

### **GENERAL ORDER**

**SB 72** by Allen of the Senate and Hardin of the House was called up for consideration.

Senator Allen moved that **SB 72** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 72** was read for the third time at length.

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

Aye: Aldridge, Allen, Barrington, Bass, Boggs, Branan, Brecheen, Brinkley, Brooks, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson

(R), Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Schulz, Sharp, Shaw, Simpson, Standridge, Stanislawski and Sykes.--35.

Nay: Ballenger, Burrage, Coates, Johnson (C), McAffrey, Shortey, Shumate, Sparks and Wyrick.--9.

Excused: Anderson, Bingman, Brown and Treat.--4.

The bill passed.

**SB 72** was referred for engrossment.

### **GENERAL ORDER**

**SB 527** by Crain and Ivester of the Senate and Banz of the House was called up for consideration.

Senator Crain moved that **SB 527** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 527** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--44.

Excused: Bingman, Brown, Mazzei and Treat.--4.

The bill passed.

**SB 527** was referred for engrossment.

### **GENERAL ORDER**

**SB 578** by Crain of the Senate and Cox of the House was called up for consideration.

Senator Crain moved that **SB 578** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 578** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--43.

Excused: Bass, Bingman, Brown, Mazzei and Treat.--5.

The bill passed.

**SB 578** was referred for engrossment.

**MOTION TO RECONSIDER VOTE**

Senator Schulz, on behalf of Senator Brown, moved to reconsider the vote whereby **SB 374** failed, which motion was declared adopted upon roll call as follows:

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--44.

Excused: Bass, Brown, Mazzei and Treat.--4.

**THIRD READING**

Senator Schulz moved to reconsider the vote whereby **SB 374** was advanced, which motion was declared adopted.

**GENERAL ORDER**

**SB 374** by Brown of the Senate and Brumbaugh of the House was called up for further consideration upon motion of Senator Schulz.

Senator Schulz moved to amend **SB 374**, Page 1, by striking the title, which amendment was declared adopted.

Senator Schulz asked that **SB 374** be laid over for this legislative day, which was the order.

**SB 374** remains on General Order.

### **MOTION TO RECONSIDER VOTE**

Senator Sykes moved to reconsider the vote whereby **SB 1062** passed.

Senator Schulz moved to table the motion to reconsider **SB 1062**, which motion was declared adopted.

**SB 1062** was referred for engrossment.

### **MOTION TO RECONSIDER VOTE**

Senator Newberry moved to reconsider the vote whereby **SB 1053** failed, which motion was declared adopted upon roll call as follows:

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Standridge, Stanislawski and Sykes.--39.

Nay: Ballenger, Burrage, McAffrey, Sparks and Wyrick.--5.

Excused: Bass, Brown, Mazzei and Treat.--4.

### **THIRD READING**

Senator Newberry moved to reconsider the vote whereby **SB 1053** was advanced, which motion was declared adopted.

### **GENERAL ORDER**

**SB 1053** by Newberry of the Senate and McBride of the House was called up for further consideration.

Senator Newberry moved to amend **SB 1053**, Page 1, by striking the title, which amendment was declared adopted.

Senator Newberry moved that **SB 1053** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 1053** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--44.

Excused: Bass, Brown, Mazzei and Treat.--4.

The bill passed.

**SB 1053** was referred for engrossment.

**MOTION TO RECONSIDER VOTE**

Senator Newberry moved to reconsider the vote whereby **SB 1068** failed, which motion was declared adopted upon roll call as follows:

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski and Sykes.--43.

Nay: Wyrick.--1.

Excused: Bass, Brown, Mazzei and Treat.--4.

**THIRD READING**

**SB 1068** was read for the third time at length.

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

Aye: Anderson, Ballenger, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski and Sykes.--39.



Nay: Aldridge, Allen, Marlatt, Shortey and Wyrick.--5.

Excused: Bass, Brown, Mazzei and Treat.--4.

The bill and emergency passed.

**SB 1068** was referred for engrossment.

## **GENERAL ORDER**

**SB 235** by Simpson of the Senate and Hardin of the House was called up for consideration.

Senator Dahm moved to amend **SB 235**, Page 3, Line 20, by deleting the repealer 72 O.S., Section 41 and inserting the following:

“72 O.S., Section-41.

The board of county commissioners of any county in the State of Oklahoma, is hereby authorized to lease, rent or donate any room in the Court House for the use of ~~the Grand Army of the Republic, the American Legion, Confederate Soldiers~~veterans, or any patriotic society, in their business and social meeting, and to establish reading rooms and other amusements, as said order may see fit.”, which amendment failed of adoption.

Senator Simpson moved that **SB 235** be advanced, which motion was declared adopted.

## **THIRD READING**

**SB 235** was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski and Sykes.--43.

Nay: Bass and Wyrick.--2.

Excused: Anderson, Brown and Treat.--3.

The bill passed.

**SB 235** was referred for engrossment.

**GENERAL ORDER**

**SB 486** by Simpson et al of the Senate and Ownbey of the House was called up for consideration.

Senator Simpson moved to amend **SB 486**, Page 1, Line 17, by inserting before "9/11" the word "Oklahoma"; Page 2, Line 7, by inserting after the word "fees" and the period the following: "To be eligible, the injury resulting in a disability shall have occurred after September 11, 2001."; Page 3, Line 2, by inserting after the word "fees" and the period the following: "To be eligible, the death of the service member shall have occurred after September 11, 2001." and Page 4, Line 6, by inserting before "9/11" the words "United States Department of Veterans Affairs Post" and on Lines 6 and 7, by deleting the words "created in Section 1 of this act", which amendment was declared adopted.

Senator Simpson moved that **SB 486** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 486** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--46.

Excused: Brown and Treat.--2.

The bill and emergency passed.

**SB 486** was referred for engrossment.

**GENERAL ORDER**

**SB 489** by Simpson et al of the Senate and McNiel of the House was called up for consideration.

Senator Simpson moved that **SB 489** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 489** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--45.

Excused: Brown, Mazzei and Treat.--3.

The bill and emergency passed.

**SB 489** was referred for engrossment.

**GENERAL ORDER**

**SB 487** by Sharp of the Senate and Russ of the House was called up for consideration.

Senator Sharp moved that **SB 487** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 487** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--44.

Excused: Brown, Marlatt, Mazzei and Treat.--4.

The bill passed.

**SB 487** was referred for engrossment.

**GENERAL ORDER**

**SB 1080** by Johnson (Rob) of the Senate and Trebilcock of the House was called up for consideration.

Senator Johnson (Rob) moved that **SB 1080** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 1080** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--45.

Excused: Brown, Mazzei and Treat.--3.  
The bill passed.

**SB 1080** was referred for engrossment.

**GENERAL ORDER**

**SB 1083** by Johnson (Rob) of the Senate and Jordan of the House was called up for consideration.

Senator Johnson (Rob) moved that **SB 1083** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 1083** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--46.

Excused: Bingman and Brown.--2.

The bill and emergency passed.

**SB 1083** was referred for engrossment.

## **GENERAL ORDER**

**SB 1102** by Mazzei of the Senate and McDaniel (Randy) of the House was called up for consideration.

Senator Mazzei moved that **SB 1102** be advanced, which motion was declared adopted.

## **THIRD READING**

**SB 1102** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--45.

Excused: Brown, Sharp and Shortey.--2.

Not Voting: Sharp.--1.

The bill passed.

\*Senator Sharp asked to be shown not voting on **SB 1102** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

**SB 1102** was referred for engrossment.

## **GENERAL ORDER**

**SB 1103** by Mazzei of the Senate and McDaniel (Randy) of the House was called up for consideration.

Senator Mazzei moved that **SB 1103** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 1103** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--44.

Excused: Aldridge, Brown, and Shortey.--3.

Not Voting: Sharp.--1.

The bill passed.

\*Senator Sharp asked to be shown not voting on **SB 1103** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

**SB 1103** was referred for engrossment.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Ivester asked unanimous consent to refer **SR 3** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 3** by Ivester was called up for consideration.

**SR 3** was adopted upon motion of Senator Ivester and referred for enrollment.

**GENERAL ORDER**

**SB 216** by Fields of the Senate and Vaughan of the House was called up for consideration.

Senator Fields moved that **SB 216** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 216** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, McAffrey, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Stanislawski, Treat and Wyrick.--40.

Nay: Marlatt, Newberry, Standridge and Sykes.--4.

Excused: Aldridge, Brown, Mazzei and Shortey.--4.

The bill passed.

**SB 216** was referred for engrossment.

**GENERAL ORDER**

**SB 357** by Fields of the Senate and DeWitt of the House was called up for consideration.

Senator Fields moved that **SB 357** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 357** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Treat.--43.

Nay: Wyrick.--1.

Excused: Bingman, Brown, Mazzei and Shortey.--4.

The bill passed.

**SB 357** was referred for engrossment.

### **GENERAL ORDER**

**SB 716** by Fields of the Senate and Condit of the House was called up for consideration.

Senator Fields moved that **SB 716** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 716** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--45.

Excused: Brown, Mazzei and Shortey.--3.

The bill and emergency passed.

**SB 716** was referred for engrossment.

### **GENERAL ORDER**

**SB 838** by Justice of the Senate and Sanders of the House was called up for consideration.

Senator Justice moved that **SB 838** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 838** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--44.



Nay: Johnson (C).--1.

Excused: Brown, Mazzei and Shortey.--3.

The bill passed.

**SB 838** was referred for engrossment.

### **GENERAL ORDER**

**SB 1036** by Sykes of the Senate and Biggs of the House was called up for consideration.

Senator Sykes moved that **SB 1036** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 1036** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--45.

Excused: Brown, Mazzei and Shortey.--3.

The bill passed.

**SB 1036** was referred for engrossment.

### **GENERAL ORDER**

**SB 519** by Standridge and Newberry of the Senate and McBride of the House was called up for consideration.

Senator Standridge moved that **SB 519** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 519** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--46.

Excused: Brown and Mazzei.--2.

The bill and emergency passed.

**SB 519** was referred for engrossment.

**GENERAL ORDER**

**SB 667** by Standridge and Marlatt of the Senate and Echols et al of the House was called up for consideration.

Senator Standridge moved to amend **SB 667**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Standridge moved that **SB 667** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 667** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--46.

Excused: Brown and Mazzei.--2.

The bill and emergency passed.

**SB 667** was referred for engrossment.

## **GENERAL ORDER**

**SB 959** by Standridge and Brecheen of the Senate and Derby of the House was called up for consideration.

Senator Standridge moved that **SB 959** be advanced, which motion was declared adopted.

## **THIRD READING**

**SB 959** was read for the third time at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Branan, Brecheen, Brooks, Crain, David, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Loveless, Marlatt, Schulz, Shortey, Simpson, Standridge, Stanislawski and Sykes.--25.

Nay: Ballenger, Bass, Boggs, Brinkley, Burrage, Coates, Dahm, Ellis, Fields, Garrison, Ivester, Johnson (C), McAffrey, Newberry, Paddack, Sharp, Shaw, Shumate, Sparks, Treat and Wyrick.--21.

Excused: Brown and Mazzei.--2.

The bill passed and the emergency failed.

Pursuant to Rule 12-21, Senator Standridge served notice that the vote be reconsidered whereby **SB 959** passed.

## **REPORT OF ENGROSSED AND ENROLLED MEASURE**

**SR 4** was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

## **MESSAGE FROM THE HOUSE**

Advising passage of and transmitting for consideration Engrossed **HBs 1069, 1512, 1638, 1640, 1741, 1756, 1766, 1830, 1984 and 2195.**

**HB 1069** – By Denney, Sherrer, Hoskin and Shelton of the House and Brecheen of the Senate.

An Act relating to substance abuse treatment; amending 43A O.S. 2011, Section 3-452, which relates to alcohol and drug substance abuse courses; modifying payment requirement for certain courses and treatment programs; amending 47 O.S. 2011, Section 11-902, as amended by Section 13, Chapter 11, O.S.L. 2012 (47 O.S. Supp. 2012, Section 11-902), which relates to persons driving under the influence of alcohol or other intoxicating substance; recognizing successful completion of certain treatment programs; modifying payment requirement for certain courses and treatment programs; providing an exception; and providing an effective date.

**HB 1512** – By Mulready of the House and Brown of the Senate.

An Act relating to insurance; requiring confidential treatment of certain examinations; disallowing certain persons from testifying in certain actions; authorizing the Insurance Commissioner to share certain information; amending 36 O.S. 2011, Section 307, which relates to Insurance Commissioner duties; providing for statutory and rule citations; amending 36 O.S. 2011, Section 607, which relates to qualifications to transact insurance; providing exemption from prohibition from issuing certain insurance license or certificate to certain tribal governments; amending 36 O.S. 2011, Section 1452, which relates to the Third-Party Administrator Act; exempting certain administrators from an annual report requirement; amending 36 O.S. 2011, Section 1464, which relates to insurance broker licensure; removing certain bond requirements; amending 36 O.S. 2011, Sections 1522, 1523, 1524 and 1527, which relate to the Risk-based Capital for Insurers Act; including a fraternal benefit society in certain definitions; including certain references to fraternal benefit society; amending 36 O.S. 2011, Section 1651, which relates to subsidiaries of insurers; adding certain definition; amending 36 O.S. 2011, Section 1654, which relates to registration of insurers; requiring the filing of a certain annual report; amending 36 O.S. 2011, Section 4030.9, which relates to standard nonforfeiture law for individual deferred annuities; modifying the maturity date of certain contracts; amending 36 O.S. 2011, Sections 6123, 6125 and 6125.2, which relate to prepaid funeral services; extending period certain statements and lists must be kept on file; amending 36 O.S. 2011, Section 6217, as last amended by Section 14, Chapter 44, O.S.L. 2012 (36 O.S. Supp. 2012, Section 6217), which relates to insurance adjuster licensing; increasing hours for certain required continuing education; amending 36 O.S. 2011, Section 6515, which relates to the Small Employer Health Insurance Reform Act; providing employers are not prohibited from including certain wellness programs in premium rate development; amending 36 O.S. 2011, Sections 7101 and 7102, which relate to the Perpetual Care Fund Act; modifying statutory citations; amending 36 O.S. 2011, Sections 7121, 7123, 7124, 7125, 7127, 7128 and 7129, which relate to the Cemetery Merchandise Trust Act; modifying statutory citations; modifying date certain applications will be accepted; amending 40 O.S. 2011, Section 500, which relates to nonsmoking as condition of employment; providing employers not be prohibited from offering incentives to employees to participate in certain wellness programs; repealing 36 O.S. 2011, Section 1657, which relates to confidential treatment of certain examinations; repealing 36 O.S. 2011, Section 6821, which relates to medical professional liability rate setting; providing for codification; and providing an effective date.

**HB 1638** – By Biggs and Hickman of the House and Justice of the Senate.

An Act relating to agriculture; enacting the Oklahoma Agritourism Activities Liability Limitations Act; defining terms; providing immunity from liability for agritourism professionals; providing immunity as affirmative defense; providing exceptions from immunity; requiring agritourism professionals to post certain warnings; requiring agritourism contracts to contain certain warnings; providing for codification; and declaring an emergency.

**HB 1640** – By Jordan of the House and Johnson (Rob) of the Senate.

An Act relating to agriculture; amending 2 O.S. 2011, Sections 20-3 and 20-8, which relate to the Oklahoma Swine Feeding Operations Act; modifying definition; requiring Oklahoma Department of Agriculture, Food, and Forestry to review certain information and make a determination within certain time period; modifying procedure; prohibiting the State Board of Agriculture from taking certain action; modifying hearing procedure and requirements; requiring certain content when requesting certain hearings; providing time limit to correct deficiencies in certain requests; providing requirements for certain preliminary hearings; requiring a written order be issued within a certain time; requiring an administrative law judge to submit findings or schedule hearing; providing requirements for certain administrative hearing; and providing an effective date.

**HB 1741** – By Wright and Sherrer of the House and Fields of the Senate.

An Act relating to elections; amending 26 O.S. 2011, Sections 5-111, as amended by Section 2, Chapter 10, O.S.L. 2012 and 6-101 (26 O.S. Supp. 2012, Section 5-111), which relate to declaration of candidacy; modifying information contained on declaration of candidacy; and providing an effective date.

**HB 1756** – By Nollan, Sherrer, Hoskin and Hulbert of the House and Ford of the Senate.

An Act relating to schools; amending 70 O.S. 2011, Section 1210.523, as amended by Section 1, Chapter 96, O.S.L. 2012 (70 O.S. Supp. 2012, Section 1210.523), which relates to the Achieving Classroom Excellence Act of 2005; clarifying statutory language; allowing certain students with an individualized education program to graduate with a standard diploma under certain circumstances; specifying criteria for graduation with a standard diploma; and declaring an emergency.

**HB 1766** – By Wood, Ritze, Biggs and Sherrer of the House and Griffin of the Senate.

An Act relating to prisons and reformatories; amending 57 O.S. 2011, Section 510.9, which relates to the Electronic Monitoring Program; establishing reporting requirement for inmates assigned to electronic monitoring; and providing an effective date.

**HB 1830** – By Armes of the House and Ballenger of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 2011, Sections 131 and 131.1, which relate to county officers; modifying residence requirement for county commissioners; defining term; and providing an effective date.

**HB 1984** – By Brumbaugh, Murphey and Sherrer of the House and Brecheen of the Senate.

An Act relating to state property; creating a working group to study automobiles managed by the state; requiring report and recommendations by certain date; amending 74 O.S. 2011, Section 78, as amended by Section 728, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2012, Section 78), which relates to Fleet Management; modifying duties of the Director of the Office of Management and Enterprise Services; and providing for noncodification.

**HB 2195** – By Shannon, Hulbert and Newell of the House and Johnson (Rob) of the Senate.

An Act relating to public finance; prohibiting use of certain revenue sources for repayment of obligations issued by state governmental entities; providing for maximum principal amount by reference to State Board of Equalization certification amount; specifying prohibition inapplicable to certain obligations; providing certain obligations excluded from restrictions; prohibiting use of certain apportionment from state-imposed tax sources; providing for codification; and providing an effective date.

The above-numbered measures were read the first time.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 5, 2013, at 9:30 a.m., which motion prevailed.

## **FIRST READING**

The following was introduced and read the first time:

**SR 5** – By Ballenger.

A Resolution congratulating Regan Ward of Beggs, Oklahoma, 2013 Millrose Games qualifier; acknowledging her accomplishments and dedication; and directing distribution.

## **CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

**SB 431** - Coauthored by Crain

**SB 467** - Coauthored by Fields

**SB 1062** - Coauthored by Schulz

**SR 4** - Authored by Senator Marlatt

**SR 5** - Authored by Senator Ballenger

**HB 1058** - Coauthored by Walker

**HB 1638** - Coauthored by Hickman

**HB 1756** - Coauthored by Hulbert

**HB 1984** - Coauthored by Sherrer

**HB 2195** - Coauthored by Hulbert, Newell

Pursuant to the Schulz motion, the Senate adjourned at 4:05 p.m. to meet Tuesday, March 5, 2013, at 9:30 a.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 19, 2013

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.

Respectfully yours,

/s/Preston L. Doerflinger  
Office of Management and Enterprise Services



STATE BOARD OF EQUALIZATION  
PROPOSED FY-2014 REVENUE CERTIFICATION  
19-Feb-13

Shelly Paulk  
Deputy Director of Budget for Revenue  
Office of Management and Enterprise Services

| TABLE OF CONTENTS        |   |    |
|--------------------------|---|----|
| Schedule 1               | Appropriation Limitation.....   | 3  |
| Schedule 2               | Funds to be Certified .....   | 4  |
| Schedule 3               | Informational ROADS Fund Apportionment Summary .....  | 5  |
| Schedule 4               | Oklahoma Education Lottery Trust Fund - February Appropriations Analysis .....                                      | 6  |
| Schedule 5               | Itemized Estimates of Revenue.....  | 7  |
| Schedule 6               | Itemized Estimates of "Other" Revenues - General Revenue Fund.....  | 8  |
| Schedule 7               | FY-2013 Estimate: Law Changes vs. Proposed FY-2014 Estimate .....   | 9  |
| Schedule 8               | FY-20xx Final Projection vs. Proposed FY-20xx Proposed Estimate .....   | 10 |
| Schedule 9               | FY-2013 Law Changes vs. FY-2013 Final Projection.....   | 11 |
| Schedule 10              | FY-2013 Initial Projection vs. FY-2013 Final Projection .....   | 12 |
| Schedule 11              | FY-2014 Initial Estimate vs. FY-2014 Final Estimate .....   | 13 |
| Schedule 12              | Education Reform Act – HB 1017.....   | 14 |
| Schedule 13              | OKLAHOMA TEACHERS' RETIREMENT SYSTEM DEDICATED REVENUE REVOLVING FUND<br>BASELINE.....                              | 15 |
| Appendix A-1             | Comparison of Authorized Expenditures 2012 Session to Proposed Expenditure Authority 2013<br>Session.....           | 16 |
| Appendix A-1 (continued) | Comparison of Authorized Expenditures 2012 Session to Proposed Expenditure Authority<br>2013 Session.....           | 17 |
| Appendix A-2             | Comparison of Expenditure Authority 2013 Session (20-Dec-12) to Proposed Expenditure Authority<br>2013 Session..... | 18 |
| Appendix A-2 (continued) | Comparison of Expenditure Authority 2013 Session (20-Dec-12) to Proposed Expenditure<br>Authority 2013 Session..... | 19 |

### Schedule 1      Appropriation Limitation

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, 2014, shall not exceed the amount appropriated for the current fiscal year, 2013, plus 12 percent (12%) adjusted for inflation as measured at the close of the calendar year. The amount appropriated from each fund by the Second Regular Session of the Fifty-third Legislature and acted upon by the Governor was \$5,688,337,053. The limit on appropriations for the Second Regular Session of the Fifty-third Legislature is \$5,925,675,313 for the fiscal year ending June 30, 2014.

| Column 1                        | Column 2               |
|---------------------------------|------------------------|
| FUND NAME                       | AMOUNT                 |
| FY-2013 General Revenue Fund    | 5,305,209,345          |
| FY-2012 General Revenue Fund    | 6,085,117              |
| FY-2011 General Revenue Fund    | 94,981,649             |
| FY-2013 Mineral Leasing Fund    | 3,800,000              |
| FY-2011 Mineral Leasing Fund    | 576,503                |
| FY-2013 Land Office Fund        | 16,000,000             |
| FY-2012 Land Office Fund        | 0                      |
| FY-2011 Land Office Fund        | 0                      |
| FY-2013 Public Building Fund    | 1,669,416              |
| FY-2011 Public Building Fund    | 3,846,690              |
| Special Cash                    | 183,900,000            |
| FY-2013 OSHA Fund               | 2,169,779              |
| FY-2011 OSHA Fund               | 1,141,381              |
| FY-2013 CLEET Fund              | 3,308,416              |
| FY-2012 CLEET Fund              | 308,914                |
| Gen'l Obligation Bonds Series A | 179                    |
| Gen'l Obligation Bonds Series B | 71                     |
| Education Lottery Trust Fund    | 65,339,591             |
| Total                           | <u>\$5,688,337,053</u> |

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 0.02069% (adjustment for inflation)]=114.32%

|                                |                        |
|--------------------------------|------------------------|
| Total Appropriation FY-2013    | \$5,688,337,053        |
| Factor                         | 114.32%                |
| Limit on Appropriation FY-2014 | <u>\$6,502,752,196</u> |

## Schedule 2      Funds to be Certified

The summation of the itemized estimates of revenue, Schedule 5, 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.

| <i>Column 1</i>                      | <i>Column 2</i>                | <i>Column 3</i>             |
|--------------------------------------|--------------------------------|-----------------------------|
|                                      | TOTAL ESTIMATED<br>COLLECTIONS | APPROPRIATIONS<br>AUTHORITY |
|                                      | Proposed FY-2014 Estimates     |                             |
| GENERAL REVENUE                      | \$5,943,662,805                | \$5,646,479,664             |
| C.L.E.E.T.                           | \$3,327,261                    | \$3,160,898                 |
| COMMISSIONERS OF THE LAND OFFICE     | \$15,855,000                   | \$15,062,250                |
| MINERAL LEASING                      | \$3,500,000                    | \$3,325,000                 |
| SPECIAL OCCUPATIONAL HEALTH & SAFETY | \$3,713,067                    | \$3,527,413                 |
| PUBLIC BUILDING                      | \$2,140,100                    | \$2,033,095                 |
| OK EDUCATION LOTTERY TRUST FUND      | <u>\$58,848,300</u>            | <u>\$55,905,885</u>         |
| TOTALS                               | \$6,031,046,532                | \$5,729,494,205             |

**LEGISLATED REVENUE ADJUSTMENTS**  
**Schedule 3 Informational ROADS Fund Apportionment Summary**

Column 1

Column 2

Column 3

Column 4

Column 5

Legislated Adjustments for FY-2010 and FY-2011::

House Bill 2272, passed in the 2008 Legislative Session, amends Title 69, Section 1521 of the Oklahoma Highway Code. Effective July 1, 2009 for FY-2010, the Transportation Department will receive the total amount apportioned to the ROADS fund for the preceding fiscal year plus an additional \$30 million each year until a cap of \$370 million is reached.

Legislated Apportionment Comparison:

|  | FY-2009<br>ESTIMATE<br>19-Feb-08 | FY-2010<br>ESTIMATE<br>22-Dec-08 | FY-2011<br>ESTIMATE<br>22-Dec-09 |
|--|----------------------------------|----------------------------------|----------------------------------|
| Apportionment to ROADS Fund                    | \$137,500,000                    | \$155,000,000                    | \$185,000,000                    |
| Additional ROADS Fund                          | 17,500,000                       | 30,000,000                       | 30,000,000                       |
| OK Tourism & Passenger Rail Rev. Fund          | 2,000,000                        | 2,000,000                        | 2,000,000                        |
| Public Transit Rev. Fund                       | 3,000,000                        | 3,000,000                        | 3,000,000                        |
| Total Apportionment from Individual Income Tax | \$160,000,000                    | \$190,000,000                    | \$220,000,000                    |

Legislated Adjustments for FY-2012, FY-2013 and FY-2014:

Senate Bill 1466, passed in the 2010 Legislative Session, amends Title 69, Section 1521 of the Oklahoma Highway Code. Effective July 1, 2011 for FY-2012 and for each fiscal year thereafter, the Transportation Department will receive the total amount apportioned to the ROADS fund for the preceding fiscal year plus an additional \$35.7 million each year until a cap of \$400 million is reached. Senate Bill 976, passed in the 2011 Legislative Session, amends Title 69, Section 1521 of the Oklahoma Highway Code. Effective August 26, 2011 for FY-2013, the Transportation Department will receive the total amount apportioned to the ROADS FUND for the preceding fiscal year plus an additional \$41.7 million each year until a cap of \$435 million is reached. House Bill 2248, effective July 1, 2012, amends the same title and section so that, for FY-2014 and all fiscal years until the cap is reached, the Transportation Department will receive the total amount apportioned to the ROADS Fund for the preceding fiscal year plus an additional \$59.7 million. The cap was raised to \$575 million.

|  | FY-2012<br>ESTIMATE<br>21-Dec-10 | Proposed<br>FY-2013<br>ESTIMATE<br>20-Dec-11 | Proposed<br>FY-2014<br>ESTIMATE<br>20-Dec-12 |
|--|----------------------------------|--|--|
| Apportionment to ROADS Fund                    | \$215,000,000                    | \$250,700,000                                | \$292,400,000                                |
| Additional ROADS Fund                          | 35,700,000                       | 41,700,000                                   | 59,700,000                                   |
| OK Tourism & Passenger Rail Rev. Fund          | 2,000,000                        | 2,000,000                                    | 2,000,000                                    |
| Public Transit Rev. Fund                       | 3,000,000                        | 3,000,000                                    | 3,000,000                                    |
| Total Apportionment from Individual Income Tax | \$255,700,000                    | \$297,400,000                                | \$357,100,000                                |

### Schedule 4 Oklahoma Education Lottery Trust Fund - February Appropriations Analysis

Article X, Section 41 of the Oklahoma Constitution and Title 3A, Section 713 of the Oklahoma Statutes require the State Board of Equalization to determine if appropriations from the Oklahoma Education Lottery Trust Fund were used to enhance or supplant education funding.

| Column 1                     | Column 2                 | Column 3                                | Column 4                     | Column 5          |
|------------------------------|--------------------------|---|------------------------------|-------------------|
|                              | FY-2012<br>APPROPRIATION | FY-2013<br>APPROPRIATION                | INCREASE<br>OR<br>(DECREASE) | PERCENT<br>CHANGE |
| Education Funding            | \$3,307,605,974          | \$3,405,549,266                         | \$97,943,292                 | 3.0%              |
| Education Lottery Trust Fund | <u>64,157,308</u>        | <u>65,339,591</u>                       | <u>1,182,283 x</u>           | <u>1.8%</u>       |
| Total Education Funding      | \$3,444,461,329          | \$3,470,888,857                         | \$99,125,575                 | 2.9%              |
|                              |                          | FY-2013<br>AUTHORIZED<br>APPROPRIATIONS |                              |                   |
| Education Lottery Trust Fund |                          | 65,339,591                              |                              |                   |

### Schedule 5 Itemized Estimates of Revenue

The itemized estimate of revenues displayed in this schedule represents 100% of the estimate for the General Revenue Fund and the Special Revenue Funds to be appropriated by the Legislature for the fiscal year ending June 30, 2014 (FY-2014) and are the basis for the summation proposed for certification in Schedule 2. For informational purposes the FY-2014 estimates of revenues are compared to both the itemized estimates and the projections of revenues for the current fiscal year (FY-2013).

| Column 1  | Column 2               | Column 3                         | Column 4                          | Column 5                           | Column 6                          | Column 7                                     |
|---|------------------------|----------------------------------|-----------------------------------|------------------------------------|-----------------------------------|--|
| FUND NAME                                       | FY-2012<br>ACTUAL      | FY-2013<br>ESTIMATE<br>18-Jun-12 | FY-2013<br>PROJECTED<br>20-Dec-12 | FY-2014<br>ESTIMATE<br>20-Dec-1421 | FY-2013<br>PROJECTED<br>19-Feb-13 | PROPOSED<br>FY-2014<br>ESTIMATE<br>19-Feb-13 |
| <b>GENERAL REVENUE</b>                          |                        |                                  |                                   |                                    |                                   |  |
| Alcohol Beverage Tax                            | \$22,629,585           | \$22,789,000                     | \$24,286,000                      | \$24,833,000                       | \$25,028,000                      | \$25,593,000                                 |
| Mixed Beverage Receipts Tax                     | 39,623,331             | 39,919,000                       | 44,419,000                        | 48,717,000                         | 44,858,000                        | 49,929,000                                   |
| Beverage Tax                                    | 25,146,006             | 26,612,000                       | 25,812,000                        | 25,750,000                         | 25,548,000                        | 25,625,000                                   |
| Cigarette Tax                                   | 45,046,342             | 48,140,993                       | 41,416,127                        | 40,747,054                         | 40,463,843                        | 39,894,446                                   |
| Tobacco Products Tax                            | 20,530,944             | 23,533,947                       | 22,549,665                        | 24,659,401                         | 22,664,420                        | 24,783,927                                   |
| Franchise Tax/Business Activity Tax             | 49,320,358             | 49,720,000                       | 49,161,000                        | 49,161,000                         | 43,162,000                        | 44,218,000                                   |
| Gross Production Tax-Gas                        | 249,407,781            | 188,420,000                      | 103,162,680                       | 147,407,690                        | 87,296,000                        | 150,996,000                                  |
| Gross Production Tax-Oil                        | 181,070,511            | 188,623,000                      | 128,754,543                       | 108,847,394                        | 150,032,000                       | 120,549,000                                  |
| Income Tax-Individual                           | 1,980,676,122*         | 1,999,625,886*                   | 2,058,999,402*                    | 2,120,713,886*                     | 2,098,492,945*                    | 2,154,830,551*                               |
| Income Tax-Corporate                            | 343,366,643            | 320,884,875                      | 414,003,450                       | 485,501,850                        | 416,372,625                       | 481,870,200                                  |
| Estate Tax                                      | 135,523                | 0                                | 0                                 | 0                                  | 0                                 | 0  |
| Insurance Premium tax                           | 93,216,843             | 75,554,580                       | 81,721,229                        | 81,721,229                         | 81,721,229                        | 81,721,229                                   |
| Motor Vehicle Taxes                             | 221,621,681            | 228,385,500                      | 231,681,000                       | 221,031,000                        | 226,723,000                       | 215,001,000                                  |
| Sales Tax                                       | 1,829,574,042          | 1,924,254,051                    | 1,957,887,845                     | 2,050,903,134                      | 1,946,593,806                     | 2,030,782,388                                |
| Use Tax   | 174,801,732            | 187,025,537                      | 197,978,447                       | 219,527,252                        | 187,898,425                       | 204,490,830                                  |
| Interest & Investments                          | 72,800,422             | 83,000,000                       | 83,000,000                        | 86,000,000                         | 83,000,000                        | 86,000,000                                   |
| Other (Schedule 7)                              | 207,282,067            | 193,855,312                      | 201,955,498                       | 202,158,338                        | 203,741,571                       | 206,378,234                                  |
| General Revenue Totals                          | \$5,556,249,734        | \$5,600,343,682                  | \$5,666,787,886                   | \$5,937,679,228                    | \$5,683,595,865                   | \$5,942,662,805                              |
| Transfers & Lapses                              | 8,282,053              | 1,000,000                        | 1,000,000                         | 1,000,000                          | 1,000,000                         | 1,000,000                                    |
| Revenue Comparison                              | \$5,564,531,786        | \$5,601,343,682                  | \$5,667,787,886                   | \$5,938,679,228                    | \$5,684,595,865                   | \$5,943,662,805                              |
| One-Time Receipts                               | 0                      | 0                                | 0                                 | 0                                  | 0                                 | 0  |
| <b>Total General Revenue</b>                    | <b>\$5,564,531,786</b> | <b>\$5,601,343,682</b>           | <b>\$5,667,787,886</b>            | <b>\$5,938,679,228</b>             | <b>\$5,684,595,865</b>            | <b>\$5,943,662,805</b>                       |
| <b>C.L.E.E.T.</b>                               | <b>\$3,371,135</b>     | <b>\$3,482,543</b>               | <b>\$3,322,380</b>                | <b>\$3,353,286</b>                 | <b>\$3,296,257</b>                | <b>\$3,327,261</b>                           |
| <b>COMM of LAND OFFICE</b>                      | <b>\$13,107,293</b>    | <b>\$16,905,916</b>              | <b>\$16,000,009</b>               | <b>\$15,993,633</b>                | <b>\$16,000,000</b>               | <b>\$15,855,000</b>                          |
| <b>MINERAL LEASING</b>                          | <b>\$3,311,874</b>     | <b>\$4,000,000</b>               | <b>\$3,500,000</b>                | <b>\$3,500,000</b>                 | <b>\$3,500,000</b>                | <b>\$3,500,000</b>                           |
| <b>SPECIAL OCCUPATIONAL HEALTH &amp; SAFETY</b> | <b>\$2,707,500</b>     | <b>\$2,612,452</b>               | <b>\$3,311,160</b>                | <b>\$3,466,813</b>                 | <b>\$3,311,160</b>                | <b>\$3,713,067</b>                           |
| <b>PUBLIC BUILDING</b>                          | <b>\$7,113,516</b>     | <b>\$1,757,280</b>               | <b>\$2,343,024</b>                | <b>\$2,462,560</b>                 | <b>\$2,506,059</b>                | <b>\$2,140,100</b>                           |
| <b>OK EDUCATION LOTTERY TRUST FUND</b>          | <b>\$69,990,674</b>    | <b>\$60,522,350</b>              | <b>\$64,306,200</b>               | <b>\$58,848,300</b>                | <b>\$64,022,350</b>               | <b>\$58,848,300</b>                          |
| <b>GRAND TOTAL</b>                              | <b>\$5,664,133,779</b> | <b>\$5,690,624,223</b>           | <b>\$5,760,570,660</b>            | <b>\$6,026,303,810</b>             | <b>\$5,777,231,692</b>            | <b>\$6,031,046,532</b>                       |

\*The Individual Income Tax number reflects apportionments to the ROADS Fund, the Public Transportation Fund and the OK Tourism and Passenger Rail Revolving Fund, as well as funding for the Oklahoma's Promise Scholarship program. For more ROADS Fund detail, see Schedule 3, page 3.

\*In compliance with Section 34.87 of Title 62 of the Oklahoma Statutes, the State Regents for Higher Education has requested \$62.7m for funding of the Oklahoma's Promise scholarship fund for FY-2014; \$57m of which is requested from the General Revenue Fund (Personal Income Tax collections). The amount of money allocated from income tax revenue for FY-2013 was \$57m, and \$63.2m was funded for FY-2012. These amounts have been removed from the respective individual income tax numbers.

| Schedule 6 Itemized Estimates of "Other" Revenues - General Revenue Fund |                      |                                  |                                   |                                  |                                   |  |
|--|----------------------|----------------------------------|-----------------------------------|----------------------------------|-----------------------------------|--|
| Column 1   | Column 2             | Column 3                         | Column 4                          | Column 5                         | Column 6                          | Column 7                                     |
|  | FY-2012<br>ACTUAL    | FY-2013<br>ESTIMATE<br>18-Jun-12 | FY-2013<br>PROJECTED<br>20-Dec-12 | FY-2014<br>ESTIMATE<br>20-Dec-12 | FY-2013<br>PROJECTED<br>19-Feb-13 | PROPOSED<br>FY-2014<br>ESTIMATE<br>19-Feb-13 |
| OTC:   |                      |                                  |                                   |                                  |                                   |  |
| Pari-Mutuel  | \$1,387,560          | \$1,215,000                      | \$1,207,500                       | \$1,207,500                      | \$1,207,500                       | \$1,207,500                                  |
| Tribal Cigarette Compacts  | 12,887,871           | 13,068,000                       | 14,954,000                        | 15,527,000                       | 13,843,000                        | 13,798,000                                   |
| Bingo Excise & Charity Games   | 153,001              | 183,000                          | 158,000                           | 158,000                          | 158,000                           | 158,000                                      |
| Workers Comp Ins. Premium Tax  | 8,696,068            | 8,317,000                        | 9,401,000                         | 9,401,000                        | 9,550,000                         | 9,907,000                                    |
| Petroleum Excise Tax   | 11,749,665           | 10,339,000                       | 9,185,000                         | 9,745,000                        | 9,192,000                         | 9,898,000                                    |
| Other OTC  | 26,900,545           | 21,481,000                       | 23,619,000                        | 24,137,000                       | 23,963,000                        | 27,110,000                                   |
| <b>TOTAL OTC</b>   | <b>\$61,574,710</b>  | <b>\$54,603,000</b>              | <b>\$58,524,500</b>               | <b>\$60,175,500</b>              | <b>\$57,913,500</b>               | <b>\$62,078,500</b>                          |
| COLLECTIONS BY OTHER AGENCIES  |                      |                                  |                                   |                                  |                                   |  |
| ABLE   | \$5,480,999          | \$5,490,676                      | \$5,477,486                       | \$5,665,040                      | 5,477,486.00                      | 5,625,040.00                                 |
| Attorney General   | 2,734,533            | 390,000                          | 5,026,236                         | 2,485,016                        | 5,026,236                         | 2,485,016                                    |
| OMES-DCAM/formerly DCS   | 548,995              | 405,295                          | 297,225                           | 297,225                          | 135,520                           | 145,200                                      |
| CLEET  | 605,542              | 525,982                          | 487,156                           | 528,000                          | 503,468                           | 529,434                                      |
| Consumer Credit  | 1,030,920            | 843,410                          | 700,000                           | 700,000                          | 820,000                           | 820,000                                      |
| DPS  | 44,485,528           | 45,789,171                       | 46,800,878                        | 47,474,346                       | 48,886,087                        | 49,625,194                                   |
| OMES-EBD/formerly EBC  | 1,173,119            | 1,306,236                        | 1,237,676                         | 1,237,676                        | 1,231,338                         | 1,231,338                                    |
| Horseshoeing   | 431,148              | 409,225                          | 377,925                           | 377,425                          | 463,225                           | 409,225                                      |
| Insurance Comm   | 35,620,735           | 35,515,321                       | 32,112,136                        | 32,112,136                       | 32,112,136                        | 32,112,136                                   |
| Labor  | 1,003,120            | 987,475                          | 987,475                           | 987,475                          | 987,475                           | 987,475                                      |
| Medical Licensure  | 356,105              | 220,000                          | 260,000                           | 230,000                          | 260,000                           | 230,000                                      |
| Nursing Board  | 326,564              | 304,846                          | 304,546                           | 320,641                          | 304,546                           | 320,641                                      |
| Sec of State   | 2,403,231            | 2,390,000                        | 2,387,072                         | 2,394,000                        | 2,387,072                         | 2,394,000                                    |
| Securities Comm  | 14,985,060           | 14,596,468                       | 14,860,555                        | 15,035,056                       | 14,890,850                        | 15,066,234                                   |
| Treasurer (Unclaimed Property)   | 10,000,000           | 10,000,000                       | 10,000,000                        | 10,000,000                       | 10,000,000                        | 10,000,000                                   |
| Tribal Gaming  | 17,089,645           | 15,828,000                       | 16,704,000                        | 16,674,000                       | 16,932,000                        | 16,854,000                                   |
| OMES-HCM/formerly OPM  | 3,536,089            | 4,350,208                        | 5,264,802                         | 5,264,802                        | 5,264,802                         | 5,264,802                                    |
| OMES/formerly OSF  | 199,546              | 200,000                          | 145,831                           | 200,000                          | 145,831                           | 200,000                                      |
| Other  | 3,696,478            | (300,000)                        | 0                                 | 0                                | 0                                 | 0  |
| <b>TOTAL MISC</b>  | <b>145,707,358</b>   | <b>139,252,312</b>               | <b>143,430,998</b>                | <b>141,982,838</b>               | <b>145,828,071</b>                | <b>144,299,734</b>                           |
| <b>GRAND OTHER</b>   | <b>\$207,282,067</b> | <b>\$193,855,312</b>             | <b>\$201,955,498</b>              | <b>\$202,158,338</b>             | <b>\$203,741,571</b>              | <b>\$206,378,234</b>                         |



| <b>COMPARISON OF REVENUE ESTIMATES</b><br><b>Schedule 7      FY-2013 Estimate: Law Changes vs. Proposed FY-2014 Estimate</b> |                               |  |                           |                |
|--|-------------------------------|--|---------------------------|----------------|
| Column 1   | Column 2                      | Column 3                                     | Column 4                  | Column 5       |
|  | FY-2013 ESTIMATE<br>18-Jun-12 | PROPOSED<br>FY-2014<br>ESTIMATE<br>19-Feb-13 | INCREASE OR<br>(DECREASE) | PERCENT CHANGE |
| <b>GENERAL REVENUE</b>   |                               |  |                           |                |
| Alcohol Beverage Tax   | \$22,789,000                  | \$25,593,000                                 | \$2,804,000               | 12.3%          |
| Mixed Beverage Receipts Tax  | 39,919,000                    | 49,929,000                                   | 10,010,000                | 25.1%          |
| Beverage Tax   | 26,612,000                    | 25,625,000                                   | (987,000)                 | -3.7%          |
| Cigarette Tax  | 48,140,993                    | 39,894,446                                   | (8,246,547)               | -17.1%         |
| Tobacco Products Tax   | 23,533,947                    | 24,783,927                                   | 1,249,981                 | 5.3%           |
| Franchise Tax/ Business Activity Tax   | 49,720,000                    | 44,218,000                                   | (5,502,000)               | -11.1%         |
| Gross Production Tax-Gas   | 188,420,000                   | 150,996,000                                  | (37,424,000)              | -19.9%         |
| Gross Production Tax-Oil   | 188,623,000                   | 120,549,000                                  | (68,074,000)              | -36.1%         |
| Income Tax-Individual  | 1,999,625,886*                | 2,154,830,551*                               | 155,204,665               | 7.8%           |
| Income Tax-Corporate   | 320,884,875                   | 481,870,200                                  | 160,985,325               | 50.2%          |
| Estate Tax   | 0                             | 0  | 0                         | 0.0%           |
| Insurance Premium Tax  | 75,554,580                    | 81,721,229                                   | 6,166,649                 | 8.2%           |
| Motor Vehicle Taxes  | 228,385,500                   | 215,001,000                                  | (13,384,500)              | -5.9%          |
| Sales Tax  | 1,924,254,051                 | 2,030,782,388                                | 106,528,337               | 5.5%           |
| Use Tax  | 187,025,537                   | 204,490,830                                  | 17,465,293                | 9.3%           |
| Interest & Investments   | 83,000,000                    | 86,000,000                                   | 3,000,000                 | 3.6%           |
| Other (Schedule 7)   | 193,855,312                   | 206,378,234                                  | 12,522,922                | 6.5%           |
| General Revenue Totals   | \$5,600,343,682               | \$5,942,662,805                              | \$342,319,123             | 6.1%           |
| Transfers & Lapses   | 1,000,000                     | 1,000,000                                    | 0                         | 0.0%           |
| Revenue Comparison   | \$5,601,343,682               | \$5,943,662,805                              | \$342,319,123             | 6.1%           |
| One-Time Receipts  | 0                             | 0  | 0                         | 0.0%           |
| <b>Total General Revenue</b>   | <b>\$5,601,343,682</b>        | <b>\$5,943,662,805</b>                       | <b>\$342,319,123</b>      | <b>6.1%</b>    |
| C.L.E.E.T.   | \$3,482,543                   | \$3,327,261                                  | (\$155,282)               | -4.5%          |
| COMM of LAND OFFICE  | \$16,905,916                  | \$15,855,000                                 | (\$1,050,916)             | -6.2%          |
| MINERAL LEASING  | \$4,000,000                   | \$3,500,000                                  | (\$500,000)               | -12.5%         |
| SPECIAL OCCUPATIONAL HEALTH & SAFETY   | \$2,612,452                   | \$3,713,067                                  | \$1,100,615               | 42.1%          |
| PUBLIC BUILDING  | \$1,767,280                   | \$2,140,100                                  | \$382,820                 | 21.8%          |
| OK EDUCATION LOTTERY TRUST FUND  | \$60,522,350                  | \$58,848,300                                 | (\$1,674,050)             | -2.8%          |
| <b>GRAND TOTAL</b>   | <b>\$5,690,624,223</b>        | <b>\$6,031,046,532</b>                       | <b>\$340,422,310</b>      | <b>6.0%</b>    |

\*The Individual Income Tax number reflects apportionments to the ROADS Fund, the Public Transit Revolving Fund and the OK Tourism and Passenger Rail Revolving Fund, as well as funding for Oklahoma's Promise scholarship program. (For more ROADS Fund detail see Schedule 3, page 3.) In compliance with Section 34.87 of Title 62 of the Oklahoma Statutes, the State Regents for Higher Education has requested \$62.7m for funding of the Oklahoma's Promise scholarship fund for FY-2014; \$57m of which is requested from the General Revenue Fund (Personal Income Tax collections). The amount of money allocated from income tax revenue for FY-2013 was \$57m. These amounts have been removed from the respective individual income tax numbers.

| <b>Schedule 8</b><br><b>COMPARISON OF REVENUE ESTIMATES</b><br><b>FY-20xx Final Projection vs. Proposed FY-20xx Proposed Estimate</b>   |                                   |  |                              |                   |
|---|-----------------------------------|--|------------------------------|-------------------|
| <i>Column 1</i>   | <i>Column 2</i>                   | <i>Column 3</i>                              | <i>Column 4</i>              | <i>Column 5</i>   |
|   | FY-2013<br>PROJECTED<br>19-Feb-13 | PROPOSED<br>FY-2014<br>ESTIMATE<br>19-Feb-13 | INCREASE<br>OR<br>(DECREASE) | PERCENT<br>CHANGE |
| <b>GENERAL REVENUE</b>  |                                   |  |                              |                   |
| Alcohol Beverage Tax  | \$25,028,000                      | \$25,593,000                                 | \$565,000                    | 2.3%              |
| Mixed Beverage Receipts Tax   | 44,858,000                        | 49,929,000                                   | 5,071,000                    | 11.3%             |
| Beverage Tax  | 25,548,000                        | 25,625,000                                   | 77,000                       | 0.3%              |
| Cigarette Tax   | 40,463,843                        | 39,894,446                                   | (569,398)                    | -1.4%             |
| Tobacco Products Tax  | 22,664,420                        | 24,783,927                                   | 2,119,508                    | 9.4%              |
| Franchise Tax   | 43,162,000                        | 44,218,000                                   | 1,056,000                    | 2.4%              |
| Gross Production Tax-Gas  | 87,296,000                        | 150,996,000                                  | 63,700,000                   | 73.0%             |
| Gross Production Tax-Oil  | 150,032,000                       | 120,549,000                                  | (29,483,000)                 | -19.7%            |
| Income Tax-Individual   | 2,098,492,945*                    | 2,154,830,551*                               | 56,337,606                   | 2.7%              |
| Income Tax-Corporate  | 416,372,625                       | 481,870,200                                  | 65,497,575                   | 15.7%             |
| Estate Tax  | 0                                 | 0  | 0                            | 0.0%              |
| Insurance Premium Tax   | 81,721,229                        | 81,721,229                                   | 0                            | 0.0%              |
| Motor Vehicle Taxes   | 226,723,000                       | 215,001,000                                  | (11,722,000)                 | -5.2%             |
| Sales Tax   | 1,946,593,806                     | 2,030,782,388                                | 84,188,581                   | 4.3%              |
| Use Tax   | 187,898,425                       | 204,490,830                                  | 16,592,405                   | 8.8%              |
| Interest & Investments  | 83,000,000                        | 86,000,000                                   | 3,000,000                    | 3.6%              |
| Other (Schedule 7)  | 203,741,571                       | 206,378,234                                  | 2,636,663                    | 1.3%              |
| General Revenue Totals  | \$5,683,595,865                   | \$5,942,662,805                              | \$259,066,940                | 4.6%              |
| Transfers & Lapses  | 1,000,000                         | 1,000,000                                    | 0                            | 0.0%              |
| Revenue Comparison  | \$5,684,595,865                   | \$5,943,662,805                              | \$259,066,940                | 4.6%              |
| One-Time Receipts   | 0                                 | 0  | 0                            | 0.0%              |
| <b>Total General Revenue</b>  | <b>\$5,684,595,865</b>            | <b>\$5,943,662,805</b>                       | <b>\$259,066,940</b>         | <b>4.6%</b>       |
| <b>C.L.E.E.T.</b>   | <b>\$3,296,257</b>                | <b>\$3,327,261</b>                           | <b>\$31,003</b>              | <b>0.9%</b>       |
| <b>COMM of LAND OFFICE</b>  | <b>\$16,000,000</b>               | <b>\$15,855,000</b>                          | <b>(\$145,000)</b>           | <b>-0.9%</b>      |
| <b>MINERAL LEASING</b>  | <b>\$3,500,000</b>                | <b>\$3,500,000</b>                           | <b>\$0</b>                   | <b>0.0%</b>       |
| <b>SPECIAL OCCUPATIONAL HEALTH &amp; SAFETY</b>   | <b>\$3,311,160</b>                | <b>\$3,713,067</b>                           | <b>\$401,907</b>             | <b>12.1%</b>      |
| <b>PUBLIC BUILDING</b>  | <b>\$2,506,059</b>                | <b>\$2,140,100</b>                           | <b>(\$365,959)</b>           | <b>-14.6%</b>     |
| <b>OK EDUCATION LOTTERY TRUST FUND</b>  | <b>\$64,022,350</b>               | <b>\$58,848,300</b>                          | <b>(\$5,174,050)</b>         | <b>-8.1%</b>      |
| <b>GRAND TOTAL</b>  | <b>\$5,777,231,692</b>            | <b>\$6,031,046,532</b>                       | <b>\$253,814,841</b>         | <b>4.4%</b>       |
| *The Individual Income Tax number reflects apportionments to the ROADS Fund, the Public Transit Revolving Fund and the OK Tourism and Passenger Rail Revolving Fund, as well as funding for Oklahoma's Promise scholarship program. (For more ROADS Fund detail, see Schedule 3, page 3.)   |                                   |  |                              |                   |
| *In compliance with Section 34.87 of Title 62 of the Oklahoma Statutes, the State Regents for Higher Education has requested \$62.7m for funding of the Oklahoma's Promise scholarship fund for FY-2014; \$57m of which is requested from the General Revenue Fund (Personal Income Tax collections). The amount of money allocated from income tax revenue for FY-2013 was \$57m. These amounts have been removed from the respective individual income tax numbers. |                                   |  |                              |                   |

| <b>Schedule 9</b> <b>COMPARISON OF REVENUE ESTIMATES</b><br><b>FY-2013 Law Changes vs. FY-2013 Final Projection</b>  |   |  |   |                                      |
|--|---|--|---|--------------------------------------|
| <i>Column 1</i>  | <i>Column 2</i><br>FY-2013<br>ESTIMATE<br>18-Jun-12 | <i>Column 3</i><br>FY-2013<br>PROJECTED<br>19-Feb-13 | <i>Column 4</i><br>INCREASE<br>OR<br>(DECREASE) | <i>Column 5</i><br>PERCENT<br>CHANGE |
| <b>GENERAL REVENUE</b>   |   |  |   |                                      |
| Alcohol Beverage Tax   | \$22,789,000  | \$25,028,000   | \$2,239,000                                     | 9.8%                                 |
| Mixed Beverage Receipts Tax  | 39,919,000  | 44,858,000   | 4,939,000                                       | 12.4%                                |
| Beverage Tax   | 26,612,000  | 25,548,000   | (1,064,000)                                     | -4.0%                                |
| Cigarette Tax  | 48,140,993  | 40,463,843   | (7,677,150)                                     | -15.9%                               |
| Tobacco Products Tax   | 23,533,947  | 22,664,420   | (869,527)                                       | -3.7%                                |
| Franchise Tax  | 49,720,000  | 43,162,000   | (6,558,000)                                     | -13.2%                               |
| Gross Production Tax-Gas   | 188,420,000   | 87,296,000   | (101,124,000)                                   | -53.7%                               |
| Gross Production Tax-Oil   | 188,623,000   | 150,032,000  | (38,591,000)                                    | -20.5%                               |
| Income Tax-Individual  | 1,999,625,886*                                      | 2,098,492,945*                                       | 98,867,059                                      | 4.9%                                 |
| Income Tax-Corporate   | 320,884,875   | 416,372,625  | 95,487,750                                      | 29.8%                                |
| Estate Tax   | 0   | 0  | 0   | 0.0%                                 |
| Insurance Premium tax  | 75,554,580  | 81,721,229   | 6,166,649                                       | 8.2%                                 |
| Motor Vehicle Taxes  | 228,385,500   | 226,723,000  | (1,662,500)                                     | -0.7%                                |
| Sales Tax  | 1,924,254,051                                       | 1,946,593,806  | 22,339,755                                      | 1.2%                                 |
| Use Tax  | 187,025,537   | 187,898,425  | 872,888   | 0.5%                                 |
| Interest & Investments   | 83,000,000  | 83,000,000   | 0   | 0.0%                                 |
| Other (Schedule 7)   | 193,855,312   | 203,741,571  | 9,886,259                                       | 5.1%                                 |
| General Revenue Totals   | \$5,600,343,682                                     | \$5,683,595,865                                      | \$83,252,183                                    | 1.5%                                 |
| Transfers & Lapses   | 1,000,000   | 1,000,000  | 0   | 0.0%                                 |
| Revenue Comparison   | \$5,601,343,682                                     | \$5,684,595,865                                      | \$83,252,183                                    | 1.5%                                 |
| One-Time Receipts  | 0   | 0  | 0   | 0.0%                                 |
| Total General Revenue  | \$5,601,343,682                                     | \$5,684,595,865                                      | \$83,252,183                                    | 1.5%                                 |
| C.L.E.E.T.   | \$3,482,543   | \$3,296,257  | (\$186,286)                                     | -5.3%                                |
| COMM of LAND OFFICE  | \$16,905,916  | \$16,000,000   | (\$905,916)                                     | -5.4%                                |
| MINERAL LEASING  | \$4,000,000   | \$3,500,000  | (\$500,000)                                     | -12.5%                               |
| SPECIAL OCCUPATIONAL HEALTH & SAFETY   | \$2,612,452   | \$3,311,160  | \$698,708                                       | 26.7%                                |
| PUBLIC BUILDING  | \$1,757,280   | \$2,506,059  | \$748,779                                       | 42.6%                                |
| OK EDUCATION LOTTERY TRUST FUND  | \$60,522,350  | \$64,022,350   | \$3,500,000                                     | 5.8%                                 |
| <b>GRAND TOTAL</b>   | <b>\$5,690,624,223</b>                              | <b>\$5,777,231,692</b>                               | <b>\$86,607,469</b>                             | <b>1.5%</b>                          |
| *The Individual Income Tax number reflects apportionments to the ROADS Fund, the Public Transit Revolving Fund and the OK Tourism and Passenger Rail Revolving Fund, as well as funding for Oklahoma's Promise scholarship program. (For more ROADS Fund detail see Schedule 3, page 3.) In compliance with Section 34.87 of Title 62 of the Oklahoma Statutes, the amount of money allocated from income tax revenue for FY-2013 to fund Oklahoma's Promise Scholarships was \$57m. This amount has been removed from the respective individual income tax numbers. |   |  |   |                                      |

| <b>Schedule 10</b> <b>COMPARISON OF REVENUE ESTIMATES</b><br><b>FY-2013 Initial Projection vs. FY-2013 Final Projection</b>  |   |   |  |                               |
|--|---|---|--|-------------------------------|
| Column 1   | Column 2<br>FY-2013<br>PROJECTED<br>20-Dec-12 | Column 3<br>FY-2013<br>PROJECTED<br>19-Feb-13 | Column 4<br>INCREASE<br>OR<br>(DECREASE) | Column 5<br>PERCENT<br>CHANGE |
| <b>GENERAL REVENUE</b>   |   |   |  |                               |
| Alcohol Beverage Tax   | \$24,286,000                                  | \$25,028,000                                  | \$742,000                                | 3.1%                          |
| Mixed Beverage Receipts Tax  | 44,419,000                                    | 44,858,000                                    | 439,000                                  | 1.0%                          |
| Beverage Tax   | 25,812,000                                    | 25,548,000                                    | (264,000)                                | -1.0%                         |
| Cigarette Tax  | 41,416,127                                    | 40,463,843                                    | (952,284)                                | -2.3%                         |
| Tobacco Products Tax   | 22,549,665                                    | 22,664,420                                    | 114,754                                  | 0.5%                          |
| Franchise Tax  | 49,161,000                                    | 43,162,000                                    | (5,999,000)                              | -12.2%                        |
| Gross Production Tax-Gas   | 103,162,680                                   | 87,296,000                                    | (15,866,680)                             | -15.4%                        |
| Gross Production Tax-Oil   | 128,754,543                                   | 150,032,000                                   | 21,277,457                               | 16.5%                         |
| Income Tax-Individual  | 2,058,999,402*                                | 2,098,492,945*                                | 39,493,543                               | 1.9%                          |
| Income Tax-Corporate   | 414,003,450                                   | 416,372,625                                   | 2,369,175                                | 0.6%                          |
| Estate Tax   | 0   | 0   | 0  | 0.0%                          |
| Insurance Premium tax  | 81,721,229                                    | 81,721,229                                    | 0  | 0.0%                          |
| Motor Vehicle Taxes  | 231,681,000                                   | 226,723,000                                   | (4,958,000)                              | -2.1%                         |
| Sales Tax  | 1,957,887,845                                 | 1,946,593,806                                 | (11,294,039)                             | -0.6%                         |
| Use Tax  | 197,978,447                                   | 187,898,425                                   | (10,080,022)                             | -5.1%                         |
| Interest & Investments   | 83,000,000                                    | 83,000,000                                    | 0  | 0.0%                          |
| Other (Schedule 7)   | 201,955,498                                   | 203,741,571                                   | 1,786,074                                | 0.9%                          |
| General Revenue Totals   | \$5,666,787,886                               | \$5,683,595,865                               | \$16,807,979                             | 0.3%                          |
| Transfers & Lapses   | 1,000,000                                     | 1,000,000                                     | 0  | 0.0%                          |
| Revenue Comparison   | \$5,667,787,886                               | \$5,684,595,865                               | \$16,807,979                             | 0.3%                          |
| One-Time Receipts  | 0   | 0   | 0  | 0.0%                          |
| <b>Total General Revenue</b>   | <b>\$5,667,787,886</b>                        | <b>\$5,684,595,865</b>                        | <b>\$16,807,979</b>                      | <b>0.3%</b>                   |
| <b>C.L.E.E.T.</b>  | <b>\$3,322,380</b>                            | <b>\$3,296,257</b>                            | <b>(\$26,123)</b>                        | <b>-0.8%</b>                  |
| <b>COMM of LAND OFFICE</b>   | <b>\$16,000,009</b>                           | <b>\$16,000,000</b>                           | <b>(\$9)</b>                             | <b>0.0%</b>                   |
| <b>MINERAL LEASING</b>   | <b>\$3,500,000</b>                            | <b>\$3,500,000</b>                            | <b>\$0</b>                               | <b>0.0%</b>                   |
| <b>SPECIAL OCCUPATIONAL HEALTH &amp; SAFETY</b>  | <b>\$3,311,160</b>                            | <b>\$3,311,160</b>                            | <b>\$0</b>                               | <b>0.0%</b>                   |
| <b>PUBLIC BUILDING</b>   | <b>\$2,343,024</b>                            | <b>\$2,506,059</b>                            | <b>\$163,035</b>                         | <b>7.0%</b>                   |
| <b>OK EDUCATION LOTTERY TRUST FUND</b>   | <b>\$64,306,200</b>                           | <b>\$64,022,350</b>                           | <b>(\$283,850)</b>                       | <b>-0.4%</b>                  |
| <b>GRAND TOTAL</b>   | <b>\$5,760,570,660</b>                        | <b>\$5,777,231,692</b>                        | <b>\$16,661,032</b>                      | <b>0.3%</b>                   |
| *The Individual Income Tax number reflects apportionments to the ROADS Fund, the Public Transit Revolving Fund and the OK Tourism and Passenger Rail Revolving Fund, as well as funding for Oklahoma's Promise scholarship program. (For more ROADS Fund detail see Schedule 3, page 3.) In compliance with Section 34.87 of Title 62 of the Oklahoma Statutes, the amount of money allocated from income tax revenue for FY-2013 to fund Oklahoma's Promise Scholarships was \$57m. This amount has been removed from the respective individual income tax numbers. |   |   |  |                               |

| <b>Schedule 11</b> <b>COMPARISON OF REVENUE ESTIMATES</b><br><b>FY-2014 Initial Estimate vs. FY-2014 Final Estimate</b>   |                                  |  |                              |                   |
|---|----------------------------------|--|------------------------------|-------------------|
| <i>Column 1</i>   | <i>Column 2</i>                  | <i>Column 3</i>                              | <i>Column 4</i>              | <i>Column 5</i>   |
|   | FY-2014<br>ESTIMATE<br>20-Dec-12 | PROPOSED<br>FY-2014<br>ESTIMATE<br>19-Feb-13 | INCREASE<br>OR<br>(DECREASE) | PERCENT<br>CHANGE |
| <b>GENERAL REVENUE</b>  |                                  |  |                              |                   |
| Alcohol Beverage Tax  | \$24,833,000                     | \$25,593,000                                 | \$760,000                    | 3.1%              |
| Mixed Beverage Receipts Tax   | 48,717,000                       | 49,929,000                                   | 1,212,000                    | 2.5%              |
| Beverage Tax  | 25,750,000                       | 25,625,000                                   | (125,000)                    | -0.5%             |
| Cigarette Tax   | 40,747,054                       | 39,894,446                                   | (852,609)                    | -2.1%             |
| Tobacco Products Tax  | 24,659,401                       | 24,783,927                                   | 124,527                      | 0.5%              |
| Franchise Tax   | 49,161,000                       | 44,218,000                                   | (4,943,000)                  | -10.1%            |
| Gross Production Tax-Gas  | 147,407,690                      | 150,996,000                                  | 3,588,310                    | 2.4%              |
| Gross Production Tax-Oil  | 108,847,394                      | 120,549,000                                  | 11,701,606                   | 10.8%             |
| Income Tax-Individual   | 2,120,713,886*                   | 2,154,830,551*                               | 34,116,665                   | 1.6%              |
| Income Tax-Corporate  | 485,501,850                      | 481,870,200                                  | (3,631,650)                  | -0.7%             |
| Estate Tax  | 0                                | 0  | 0                            | 0.0%              |
| Insurance Premium tax   | 81,721,229                       | 81,721,229                                   | 0                            | 0.0%              |
| Motor Vehicle Taxes   | 221,031,000                      | 215,001,000                                  | (6,030,000)                  | -2.7%             |
| Sales Tax   | 2,050,903,134                    | 2,030,782,388                                | (20,120,747)                 | -1.0%             |
| Use Tax   | 219,527,252                      | 204,490,830                                  | (15,036,422)                 | -6.8%             |
| Interest & Investments  | 86,000,000                       | 86,000,000                                   | 0                            | 0.0%              |
| Other (Schedule 7)  | 202,158,338                      | 206,378,234                                  | 4,219,897                    | 2.1%              |
| General Revenue Totals  | \$5,937,679,228                  | \$5,942,662,805                              | \$4,983,577                  | 0.1%              |
| Transfers & Lapses  | 1,000,000                        | 1,000,000                                    | 0                            | 0.0%              |
| Revenue Comparison  | \$5,938,679,228                  | \$5,943,662,805                              | \$4,983,577                  | 0.1%              |
| One-Time Receipts   | 0                                | 0  | 0                            | 0.0%              |
| <b>Total General Revenue</b>  | <b>\$5,938,679,228</b>           | <b>\$5,943,662,805</b>                       | <b>\$4,983,577</b>           | <b>0.1%</b>       |
| <b>C.L.E.E.T.</b>   | <b>\$3,353,286</b>               | <b>\$3,327,261</b>                           | <b>(\$26,026)</b>            | <b>-0.8%</b>      |
| <b>COMM of LAND OFFICE</b>  | <b>\$15,993,633</b>              | <b>\$15,855,000</b>                          | <b>(\$138,633)</b>           | <b>-0.9%</b>      |
| <b>MINERAL LEASING</b>  | <b>\$3,500,000</b>               | <b>\$3,500,000</b>                           | <b>\$0</b>                   | <b>0.0%</b>       |
| <b>SPECIAL OCCUPATIONAL HEALTH &amp; SAFETY</b>   | <b>\$3,466,813</b>               | <b>\$3,713,067</b>                           | <b>\$246,254</b>             | <b>7.1%</b>       |
| <b>PUBLIC BUILDING</b>  | <b>\$2,462,550</b>               | <b>\$2,140,100</b>                           | <b>(\$322,450)</b>           | <b>-13.1%</b>     |
| <b>OK EDUCATION LOTTERY TRUST FUND</b>  | <b>\$58,848,300</b>              | <b>\$58,848,300</b>                          | <b>\$0</b>                   | <b>0.0%</b>       |
| <b>GRAND TOTAL</b>  | <b>\$6,026,303,810</b>           | <b>\$6,031,046,532</b>                       | <b>\$4,742,722</b>           | <b>0.1%</b>       |
| *The Individual Income Tax number reflects apportionments to the ROADS Fund, the Public Transit Revolving Fund and the OK Tourism and Passenger Rail Revolving Fund, as well as funding for Oklahoma's Promise scholarship program. (For more ROADS Fund detail see Schedule 3, page 3.) In compliance with Section 34.87 of Title 62 of the Oklahoma Statutes, the State Regents for Higher Education has requested \$62.7m for funding of the Oklahoma's Promise scholarship fund for FY-2014; \$57m of which is requested from the General Revenue Fund (Personal Income Tax collections). This amount has been removed from the respective FY-2014 Individual Income Tax Estimates. |                                  |  |                              |                   |

### Schedule 12      Education Reform Act – HB 1017

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 account for and report monthly revenues which accrue to the Education Reform Revolving Fund. The Education Reform Revolving Fund on June 1, 1996, 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                         |
|---|----------------------------------|-----------------------------------|----------------------------------|-----------------------------------|----------------------------------|
|   |                                  |                                   |                                  |                                   | PROPOSED                         |
| SOURCE  | FY-2013<br>ESTIMATE<br>18-Jun-12 | FY-2013<br>PROJECTED<br>20-Dec-12 | FY-2014<br>ESTIMATE<br>20-Dec-12 | FY-2013<br>PROJECTED<br>19-Feb-13 | FY-2014<br>ESTIMATE<br>19-Feb-13 |
| Income Tax-Individual                                       | \$229,191,874                    | \$234,972,578                     | \$246,793,694                    | \$238,817,735                     | 250,115,349                      |
| Income Tax-Corporate  | 68,317,425                       | 88,142,670                        | 103,364,910                      | 88,647,075                        | 102,591,720                      |
| Sales Tax   | 240,733,134                      | 244,940,879                       | 256,577,524                      | 243,527,942                       | 254,060,325                      |
| Use Tax   | 23,397,765                       | 24,768,025                        | 27,463,881                       | 23,506,967                        | 25,582,754                       |
| Cigarette Tax   | 3,524,279                        | 3,217,981                         | 3,217,111                        | 3,155,073                         | 3,165,092                        |
| Tobacco Products Tax  | 495,517                          | 463,742                           | 506,363                          | 461,320                           | 504,231                          |
| Tribal Gaming   | 116,072,000                      | 122,496,000                       | 122,276,000                      | 124,168,000                       | 123,596,000                      |
| Special License Plates                                      | 0                                | 0                                 | 0                                | 0                                 | 0                                |
| <b>TOTAL – 100% of<br/>ESTIMATE</b>                         | <b>\$682,234,743</b>             | <b>\$719,658,296</b>              | <b>\$760,855,905</b>             | <b>\$722,850,483</b>              | <b>\$760,195,714</b>             |
| Increase in FY-2014 proposed estimate from FY-2013 estimate |                                  |                                   |                                  |                                   | \$77,960,971                     |

**Schedule 13**

**OKLAHOMA TEACHERS' RETIREMENT SYSTEM DEDICATED  
REVENUE REVOLVING FUND BASELINE**

Title 68, Section 2355.1B, added by laws 2007, SB 357, as amended by SB 1092, effective November 1, 2007, requires that the Board of Equalization, at the Constitutional meeting "...to be held in February of the first calendar year after an income tax rate reduction implemented pursuant to Section 2355.1A of Title 68... has been in place for twelve (12) months," determine "an initial baseline amount of revenue which was finally apportioned to the credit of the Teachers' Retirement System Dedicated Revenue Revolving Fund pursuant to Sections 1353, 1403 and 2352 of Title 68... for the most recent twelve (12) months." And further to "Determine the proportion of the baseline amount attributable to each revenue source specified...whenever the Board determines a baseline amount."

**CALCULATIONS**

**OKLAHOMA TEACHERS' RETIREMENT SYSTEM DEDICATED REVENUE REVOLVING FUND**

| <b>SOURCE</b>              | <b>FEB'12-JAN'13<br/>APPORTIONMENT</b> |   |
|----------------------------|--|---|
|                            | <b>19-Feb-13</b>                       |   |
| Income Tax-Individual      | \$137,593,766                          |   |
| Income Tax-Corporate       | 26,097,934                             |   |
| Sales Tax                  | 114,199,302                            |   |
| Use Tax                    | 11,032,292                             |   |
| <b>TOTAL APPORTIONMENT</b> | <b>\$288,923,294</b>                   | <b>INITIAL OTRS REVOLVING FUND BASELINE</b> |

| Appendix A-1 Comparison of Authorized Expenditures 2012 Session to Proposed Expenditure Authority 2013 Session |   |  |                           |                   |
|--|---|--|---------------------------|-------------------|
| Column 1   | Column 2  | Column 3   | Column 4                  | Column 5          |
|  | AUTHORIZED<br>EXPENDITURES*<br>2012 SESSION<br>18-Jun-12<br>FY-2013 | PROPOSED<br>EXPENDITURE<br>AUTHORITY**<br>2013 SESSION<br>19-Feb-13<br>FY-2014 | Increase or<br>(Decrease) | Percent<br>Change |
| <b>Non-Restricted Funds</b>  |   |  |                           |                   |
| <b>General Revenue Fund</b>  |   |  |                           |                   |
| Certified  | \$5,305,209,345   | \$5,646,479,664  | \$341,270,319             | 6.4%              |
| Prior Year Certified   | \$6,085,117   | 16,067,152   | 9,982,035                 | 164.0%            |
| Cash   | \$94,981,649  | 108,670,391  | 13,688,742                | 14.4%             |
| TOTAL  | \$5,406,276,111   | \$5,771,217,207  | \$364,941,096             | 6.8%              |
| <b>C.L.E.E.T. Fund</b>   |   |  |                           |                   |
| Certified  | \$3,308,416   | \$3,160,898  | (\$147,518)               | -4.5%             |
| Cash   | 308,914   | 144,570  | (164,344)                 | -53.2%            |
| TOTAL  | \$3,617,330   | \$3,305,468  | (\$311,862)               | -8.6%             |
| <b>Mineral Leasing Fund</b>  |   |  |                           |                   |
| Certified  | \$3,800,000   | \$3,325,000  | (\$475,000)               | -12.5%            |
| Cash   | 576,503   | 1,756,422  | 1,179,919                 | 204.7%            |
| TOTAL  | \$4,376,503   | \$5,081,422  | \$704,919                 | 16.1%             |
| <b>OHSa Fund</b>   |   |  |                           |                   |
| Certified  | \$2,169,779   | \$3,527,413  | \$1,357,634               | 62.6%             |
| Cash   | 1,141,381   | 1,543,287  | 401,906                   | 35.2%             |
| TOTAL  | \$3,311,160   | \$5,070,700  | \$1,759,540               | 53.1%             |
| <b>Public Building Fund</b>  |   |  |                           |                   |
| Certified  | \$1,669,416   | \$2,033,095  | \$363,679                 | 21.8%             |
| Cash   | 3,846,690   | 5,720,066  | 1,873,376                 | 48.7%             |
| TOTAL  | \$5,516,106   | \$7,753,161  | \$2,237,055               | 40.6%             |
| <b>Special Cash Fund</b>   |   |  |                           |                   |
| Cash   | \$183,900,000   | \$61,820   | (\$183,838,180)           | -100.0%           |
|  | \$183,900,000   | \$61,820   | (\$183,838,180)           | -100.0%           |
| <b>Bond Series- A</b>  |   |  |                           |                   |
|  | \$179   | \$7  | (\$172)                   | -96.0%            |
| <b>Bond Series - B</b>   |   |  |                           |                   |
|  | 73  | 3  | (70)                      | -95.4%            |
| TOTAL  | \$252   | \$11   | (\$241)                   | -95.8%            |
| <b>Subtotal Non-Restricted Funds</b>   | <b>\$5,606,997,462</b>  | <b>\$5,792,489,789</b>   | <b>\$185,492,327</b>      | <b>3.3%</b>       |



| Appendix A-1 (continued) Comparison of Authorized Expenditures 2012 Session to Proposed Expenditure Authority 2013 Session |  |  |                             |                    |
|--|--|--|-----------------------------|--------------------|
| Column 1   | Column 2   | Column 3   | Column 4                    | Column 5           |
|  | AUTHORIZED EXPENDITURES*<br>2012 SESSION<br>18-Jun-12<br>FY-2013 | PROPOSED EXPENDITURE AUTHORITY**<br>2013 SESSION<br>19-Feb-13<br>FY-2014 | Increase or (Decrease)      | Percent Change     |
| <b>Restricted Funds</b>  |  |  |                             |                    |
| <b>Commission of the Land Office Fund</b>  |  |  |                             |                    |
| Certified  | \$16,000,000   | \$15,062,250   | (\$937,750)                 | -5.9%              |
| Prior Year Certified   | 0  | 0  | 0                           | 0.0%               |
| Cash   | 0  | 0  | 0                           | 0.0%               |
| TOTAL  | \$16,000,000   | \$15,062,250   | (\$937,750)                 | -5.9%              |
| <b>OK Education Lottery Trust Fund</b>   |  |  |                             |                    |
| Certified  | \$57,496,234   | \$55,905,885   | (\$1,590,349)               | -2.8%              |
| Cash   | <u>7,843,357</u>   | <u>12,432,930</u>  | <u>4,589,573</u>            | <u>58.5%</u>       |
| TOTAL  | \$65,339,591   | \$68,338,815   | \$2,999,224                 | 4.6%               |
| <b>Subtotal Restricted Funds</b>   | <b><u>\$81,339,591</u></b>                                       | <b><u>\$83,401,065</u></b>   | <b><u>\$2,061,474</u></b>   | <b><u>2.5%</u></b> |
| <b>Total-Restricted &amp; Non-Restricted</b>   | <b><u>\$5,688,337,053</u></b>                                    | <b><u>\$5,875,890,854</u></b>  | <b><u>\$187,553,801</u></b> | <b><u>3.3%</u></b> |
| <b>Common Ed. Tech Fund</b>  |  |  |                             |                    |
| Revolving Fund Estimate  | \$47,372,299   | \$47,372,299   | (\$0)                       | 0.0%               |
| <b>OK Student Aid Fund</b>   |  |  |                             |                    |
| Revolving Fund Estimate  | \$47,372,299   | \$47,372,299   | (\$0)                       | 0.0%               |
| <b>Higher Ed. Capital Fund</b>   |  |  |                             |                    |
| Revolving Fund Estimate  | \$47,372,299   | \$47,372,299   | (\$0)                       | 0.0%               |
| <b>1017 Fund</b>   |  |  |                             |                    |
| Revolving Fund Estimate  | \$726,162,530  | \$760,195,714  | \$34,033,184                | 4.7%               |
| <b>Tobacco Settlement Fund</b>   |  |  |                             |                    |
| Revolving Fund Estimate  | \$18,250,000   | \$15,000,000   | (\$3,250,000)               | -17.8%             |
| <b>State Judicial Revolving Fund</b>   |  |  |                             |                    |
| Revolving Fund Estimate  | \$51,000,000   | \$43,000,000   | (\$8,000,000)               | -15.7%             |
| <b>State Transportation Fund</b>   |  |  |                             |                    |
| Revolving Fund Estimate  | \$206,405,702  | \$208,707,119  | \$2,301,417                 | 1.1%               |
| <b>Total</b>   | <b><u>\$6,832,272,182</u></b>                                    | <b><u>\$7,044,910,583</u></b>  | <b><u>\$212,638,401</u></b> | <b><u>3.1%</u></b> |
| *Authorized Expenditures represent the total amount actually spent by the Legislature.                                     |  |  |                             |                    |
| **Expenditure Authority represents the total amount that is available for the Legislature to spend.                        |  |  |                             |                    |
| ***Note: The State Transportation Fund became a revolving fund effective July 1, 2006.                                     |  |  |                             |                    |

**Appendix A-2 Comparison of Expenditure Authority 2013 Session (20-Dec-12) to Proposed Expenditure Authority 2013 Session**

| Column 1                             | Column 2  | Column 3  | Column 4                  | Column 5          |
|--------------------------------------|---|---|---------------------------|-------------------|
|                                      | EXPENDITURE<br>AUTHORITY*<br>2013 SESSION<br>20-Dec-12<br>FY-2014 | PROPOSED<br>EXPENDITURE<br>AUTHORITY*<br>2013 SESSION<br>19-Feb-13<br>FY-2014 | Increase or<br>(Decrease) | Percent<br>Change |
| <b>Non-Restricted Funds</b>          |   |   |                           |                   |
| <b>General Revenue Fund</b>          |   |   |                           |                   |
| Certified                            | \$5,641,745,267   | \$5,646,479,664   | \$4,734,397               | 0.1%              |
| Prior Year Certified                 | 16,067,152  | 16,067,152  | 0                         | 0.0%              |
| Cash                                 | 108,670,391   | 108,670,391   | 0                         | 0.0%              |
| TOTAL                                | \$5,766,482,810   | \$5,771,217,207   | \$4,734,397               | 0.1%              |
| <b>C.L.E.E.T. Fund</b>               |   |   |                           |                   |
| Certified                            | \$3,185,622   | \$3,160,898   | (\$24,724)                | -0.8%             |
| Cash                                 | 144,570   | 144,570   | 0                         | 0.0%              |
| TOTAL                                | \$3,330,192   | \$3,305,468   | (\$24,724)                | -0.7%             |
| <b>Mineral Leasing Fund</b>          |   |   |                           |                   |
| Certified                            | \$3,325,000   | \$3,325,000   | \$0                       | 0.0%              |
| Cash                                 | 1,756,422   | 1,756,422   | 0                         | 0.0%              |
| TOTAL                                | \$5,081,422   | \$5,081,422   | \$0                       | 0.0%              |
| <b>OHSa Fund</b>                     |   |   |                           |                   |
| Certified                            | \$3,293,472   | \$3,527,413   | \$233,941                 | 7.1%              |
| Cash                                 | 1,543,287   | 1,543,287   | 0                         | 0.0%              |
| TOTAL                                | \$4,836,759   | \$5,070,700   | \$233,941                 | 4.8%              |
| <b>Public Building Fund</b>          |   |   |                           |                   |
| Certified                            | \$2,339,423   | \$2,033,095   | (\$306,328)               | -13.1%            |
| Cash                                 | 5,720,066   | 5,720,066   | 0                         | 0.0%              |
| TOTAL                                | \$8,059,489   | \$7,753,161   | (\$306,328)               | -3.8%             |
| <b>Special Cash Fund</b>             |   |   |                           |                   |
| Cash                                 | \$61,820  | \$61,820  | \$0                       | 0.0%              |
|                                      | \$61,820  | \$61,820  | \$0                       | 0.0%              |
| <b>Bond Series- A</b>                |   |   |                           |                   |
|                                      | \$7   | \$7   | \$0                       | 3.4%              |
| <b>Bond Series - B</b>               |   |   |                           |                   |
|                                      | 3   | 3   | 0                         | 12.3%             |
| TOTAL                                | \$10  | \$11  | \$1                       | 6.1%              |
| <b>Subtotal Non-Restricted Funds</b> | <b>\$5,787,852,502</b>  | <b>\$5,792,489,789</b>  | <b>\$4,637,287</b>        | <b>0.1%</b>       |

**Appendix A-2 (continued) Comparison of Expenditure Authority 2013 Session  
(20-Dec-12) to Proposed Expenditure Authority 2013 Session**

| Column 1   | Column 2  | Column 3  | Column 4                    | Column 5            |
|--|---|---|-----------------------------|---------------------|
|  | EXPENDITURE<br>AUTHORITY*<br>2013 SESSION<br>20-Dec-12<br>FY-2014 | PROPOSED<br>EXPENDITURE<br>AUTHORITY*<br>2013 SESSION<br>19-Feb-13<br>FY-2014 | Increase or<br>(Decrease)   | Percent<br>Change   |
| <b>Restricted Funds</b>  |   |   |                             |                     |
| <b>Commission of the Land Office Fund</b>  |   |   |                             |                     |
| Certified  | \$15,193,951  | \$15,062,250  | (\$131,701)                 | -0.9%               |
| Prior Year Certified   | 0   | 0   | 0                           | 0.0%                |
| Cash   | 0   | 0   | 0                           | 0.0%                |
| TOTAL  | \$15,193,951  | \$15,062,250  | (\$131,701)                 | -0.9%               |
| <b>OK Education Lottery Trust Fund</b>   |   |   |                             |                     |
| Certified  | \$55,905,885  | \$55,905,885  | 0                           | 0.0%                |
| Cash   | 12,432,930  | 12,432,930  | 0                           | 0.0%                |
| TOTAL  | \$68,338,815  | \$68,338,815  | 0                           | 0.0%                |
| <b>Subtotal Restricted Funds</b>   | <b><u>\$83,532,766</u></b>  | <b><u>\$83,401,065</u></b>  | <b><u>(\$131,701)</u></b>   | <b><u>-0.2%</u></b> |
| <b>Total-Restricted &amp; Non-Restricted</b>   | <b><u>\$5,871,385,268</u></b>                                     | <b><u>\$5,875,890,854</u></b>   | <b><u>\$4,505,586</u></b>   | <b><u>0.1%</u></b>  |
| <b>Common Ed. Tech Fund</b>  |   |   |                             |                     |
| Revolving Fund Estimate  | \$47,372,299  | \$47,372,299  | \$0                         | 0.0%                |
| <b>OK Student Aid Fund</b>   |   |   |                             |                     |
| Revolving Fund Estimate  | \$47,372,299  | \$47,372,299  | \$0                         | 0.0%                |
| <b>Higher Ed. Capital Fund</b>   |   |   |                             |                     |
| Revolving Fund Estimate  | \$47,372,299  | \$47,372,299  | \$0                         | 0.0%                |
| <b>1017 Fund</b>   |   |   |                             |                     |
| Revolving Fund Estimate  | \$760,855,905   | \$760,195,714   | (\$660,191)                 | -0.1%               |
| <b>Tobacco Settlement Fund</b>   |   |   |                             |                     |
| Revolving Fund Estimate  | \$15,000,000  | \$15,000,000  | \$0                         | 0.0%                |
| <b>State Judicial Revolving Fund</b>   |   |   |                             |                     |
| Revolving Fund Estimate  | \$49,000,000  | \$43,000,000  | (\$6,000,000)               | -12.2%              |
| <b>State Transportation Fund</b>   |   |   |                             |                     |
| Revolving Fund Estimate  | \$208,530,593   | \$208,707,119   | \$176,526                   | 0.1%                |
| <b>Total</b>   | <b><u>\$7,046,888,662</u></b>                                     | <b><u>\$7,044,910,583</u></b>   | <b><u>(\$1,978,080)</u></b> | <b><u>0.0%</u></b>  |
| *Expenditure Authority represents the total amount that is available for the Legislature to spend. |   |   |                             |                     |
| **Note: The State Transportation Fund became a revolving fund effective July 1, 2006.              |   |   |                             |                     |