

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL NO. 129

BY: TAYLOR and HANEY of the
SENATE

and

HAMILTON (James) and
STEIDLEY of the HOUSE

COMMITTEE SUBSTITUTE AN ACT RELATING TO THE DEPARTMENT OF HUMAN SERVICES; MAKING APPROPRIATIONS THERETO; STATING PURPOSES; DIRECTING EXPENDITURES FOR CERTAIN CATEGORIES AND PURPOSES AND SPECIFYING EXPENDITURE LIMITATIONS; PROVIDING CERTAIN EXCEPTIONS; PROVIDING FOR THE DUTIES AND COMPENSATION OF EMPLOYEES; PROVIDING BUDGETARY LIMITATIONS; PROVIDING CERTAIN EXEMPTIONS; AUTHORIZING CERTAIN INCREASES OF THE AVERAGE FULL-TIME-EQUIVALENT EMPLOYEES LIMIT; PROVIDING FOR REDESIGNATION OF CERTAIN MONIES; PROVIDING FOR TRANSFER OF CERTAIN MONIES FOR CERTAIN PURPOSES; REQUIRING CERTAIN RECORDS; SPECIFYING CERTAIN LIMITATIONS ON TRANSFERS; AUTHORIZING EARLY TRANSFER OF CERTAIN FUNDS; AUTHORIZING CERTAIN TRANSFERS FOR CASH FLOW PURPOSES; MAKING APPROPRIATIONS NONFISCAL; PROVIDING AN OPERATIVE DATE; AND DECLARING AN EMERGENCY.

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

SECTION 1. There is hereby appropriated to the Department of Human Services from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1992, the sum of Six Hundred Thirty-one Million Three Hundred Eighty-four Thousand Seven Hundred Twenty-five Dollars (\$631,384,725.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Human Services by law.

SECTION 2. It is the intent of the Legislature that the funds appropriated to the Department of Human Services in Section 1 of this act shall be expended in the following amounts and categories:

1. Services to Children and Youth	\$ 66,410,022.00
2. Oklahoma Youth Services Agencies	10,000,000.00
3. Services to the Mentally Retarded and Developmentally Disabled	69,525,767.00
4. Rehabilitative and Visual Services	10,681,604.00
5. School for the Blind	3,954,131.00
6. Services for the Deaf and Hearing Impaired	5,026,191.00
7. Title XIX Medical Payments	236,165,006.00
8. AFDC Entitlements	45,287,501.00
9. AABD State Supplement Payments	35,175,852.00
10. Day Care Payments	26,062,719.00
11. Family Support Services and Field Operations	56,691,930.00
12. Child Support Enforcement	3,787,937.00
13. Aging Services	14,593,879.00
14. Administration and the Management Information Division	7,355,014.00
15. George Nigh Rehabilitation Center	2,700,335.00
16. Oklahoma Medical Center	<u>37,966,837.00</u>
TOTAL	\$631,384,725.00

SECTION 3. It is the intent of the Legislature that expenditures by the Department of Human Services from all sources of revenue during the fiscal year ending June 30, 1992, excluding expenditures for capital and special projects, shall not exceed the following:

1. Services to Children and Youth	\$ 110,946,904.00
2. Services to the Mentally Retarded and Developmentally Disabled	163,432,085.00
3. Rehabilitative and Visual Services	37,697,318.00
4. School for the Blind	3,944,007.00
5. Services for the Deaf and Hearing Impaired	5,121,461.00
6. Disability Determination (Federal)	10,210,069.00
7. Title XIX Medical Payments	871,615,851.00
8. Medical Services Administration and Claims Processing	24,789,787.00
9. AFDC Entitlements	165,486,418.00
10. AABD State Supplement Payments	36,817,557.00
11. Day Care Payments	41,000,167.00
12. Family Support Services	104,352,985.00
13. Child Support Enforcement	14,514,221.00
14. Field Operations	20,978,113.00
15. Aging Services	31,504,975.00
16. Administration	38,142,521.00
17. Management Information Division	16,907,895.00
18. George Nigh Rehabilitation Center	4,116,041.00
19. Oklahoma Medical Center	<u>182,095,280.00</u>
TOTAL	\$1,883,673,655.00

Receipt and expenditure of discretionary federal grant funds, exclusive of block grant funds, awarded after July 1, 1991, shall be exempt from the above expenditure limitations and from budgetary limitations provided for in Section 4 of this act, provided that any

such funds used for operations shall be included in the agency's budget work program.

SECTION 4. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Human Services by law shall be set by the Director of Human Services. The Department of Human Services for the fiscal year ending June 30, 1992, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capital and special projects, except as may be authorized pursuant to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitations</u>	<u>Amount</u>
Average Full-time-equivalent Employees, Excluding Medical Residents	13,095.9
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statute, and Excluding Medical Residents	\$314,885,528.00
Professional and Personal Services Contracts, Excluding the Master Reimbursement Contract with the University of Oklahoma Health Sciences Center; Other Payments for Patient Care Services Rendered by University Physicians; the Contract with the Oklahoma Professional Review Organization for Review of Medical Services Utilization; and the Contract for Medical Claims Processing	\$6,665,546.00
Lease-Purchase Agreements	\$16,996,133.00
Purchase of Equipment	\$20,495,990.00
Expenditure of Federal Funds	\$993,969,349.00

Total Expenditures for Operations \$1,883,673,655.00
Passenger Vehicles, as defined by the Office
of Public Affairs Fleet Management Division 124

SECTION 5. It is the intent of the Legislature that the average full-time-equivalent employees limit specified in Section 4 of this act may be increased by up to one hundred fifty (150) full-time-equivalent employees for the purpose of providing staffing for program expansions or increased census at the Oklahoma Medical Center and the George Nigh Rehabilitation Center, provided that such employees shall be funded with hospital-generated revenues.

SECTION 6. Any unencumbered balance of the amount of Two Million Six Hundred Seventy-nine Thousand Seven Hundred Eight Dollars (\$2,679,708.00) designated for the operations of the George Nigh Rehabilitation Center in Section 4, Chapter 265, O.S.L. 1990, and appropriated to the Department of Human Services in Section 53, Chapter 234, O.S.L. 1990 and Sections 1, 2 and 3, Chapter 265, O.S.L. 1990, at the end of the fiscal year ending June 30, 1991, shall be redesignated for capital expenditures at the George Nigh Rehabilitation Center.

SECTION 7. The Director of State Finance shall transfer monies apportioned from the General Revenue Fund to the Department of Human Services disbursing funds in the amounts and ratios requested by the Department except that the cumulative amounts transferred shall not exceed the cumulative amounts of equal monthly allotments of the appropriation from the General Revenue Fund.

Monies appropriated or collected for the fiscal year ending June 30, 1992, may be transferred to the disbursing funds for the fiscal year ending June 30, 1991, to satisfy encumbrances and obligations of said fiscal year, provided that monies equal in amount are transferred from appropriations or collections for the fiscal year ending June 30, 1991, to the disbursing funds for the fiscal year ending June 30, 1992, to satisfy encumbrances and obligations of

said fiscal year. All transfer requests shall be in writing to the Director of State Finance. The Department of Human Services shall maintain records of the interyear transfers.

SECTION 8. For purposes of the limitation on the transfer of funds between accounts specified in Section 41.12 of Title 62 of the Oklahoma Statutes, the limitation shall relate only to the line items specified in Section 3 of this act, and shall not be construed to be a limitation on budgetary subdivisions included in the Department's budget work program.

SECTION 9. The Director of Human Services may request through the Director of State Finance the early transfer by the Oklahoma Tax Commission of tax collections to the General Revenue Fund for the purpose of early allocation to the Department of Human Services disbursing funds to alleviate cash flow problems.

SECTION 10. The Director of Human Services may request the Director of State Finance to transfer available funds, appropriated or collected, between the Oklahoma Medical Center Disbursing Fund and the Department of Human Services Disbursing Fund or between the Oklahoma Medical Center Disbursing Fund and the Department of Human Services Medical and Assistance Fund. All such transfers shall be for temporary cash flow purposes only.

SECTION 11. The appropriation made by this act shall not be subject to fiscal year limitations and shall be available for encumbrance and expenditure purposes for a period of thirty (30) months from the date this act is approved.

SECTION 12. This act shall become effective July 1, 1991.

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

