

ENROLLED SENATE
BILL NO. 392

By: Taylor and Haney of the
Senate

and

Hamilton (James) and
Steidley of the House

An Act relating to appropriations, the State Board of Health, the Department of Human Services, the Department of Mental Health and Substance Abuse Services and Public Finance; amending Sections 2, 3, 6, 7, 8, 9, 10, 11, 13, 20, 22, 27, 31, 32, 37, 38, 40, 53 and 54 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, which relate to appropriations for the Department of Human Services, the Oklahoma Human Rights Commission, the Oklahoma Commission on Children and Youth, and the War Veterans Commission of Oklahoma, the Department of Human Services, the University Hospitals Authority, the State Department of Rehabilitation Services, the Oklahoma Health Care Authority and the Oklahoma Medical Center; modifying amount of certain appropriations to the Department of Human Services; making appropriations to the University Hospitals Authority, the State Department of Rehabilitation Services and the Oklahoma Health Care Authority and stating purposes; modifying amounts and categories of certain appropriations to the Department of Human Services and the State Department of Rehabilitation Services; deleting language limiting expenditures for the Oklahoma Medical Center; allowing the University Hospitals Authority to set duties and compensation of employees; limiting salary of the Administrator of the University Hospitals; stating budgetary limitations on full-time-equivalent employees and expenditures for the University Hospitals Authority; changing entity responsible for expenditures of Medicaid managed care; authorizing full-time-equivalent employees for the Oklahoma Health Care Authority for certain purpose; modifying citations of legislation which amends expenditure limitations from which certain discretionary federal grant funds are exempt; modifying certain budgetary limitations for the Department of Human Services; allowing the Commission for Rehabilitation Services to set duties and compensation of employees of the State Department of Rehabilitation Services; limiting salary of Director of the Commission for Rehabilitation Services; stating budgetary limitations on full-time-equivalent employees and

expenditures of the State Department of Rehabilitation Services; allowing increase in full-time-equivalent employee limit, payroll, salaries or wages limit for certain purpose, provided said employees be funded with hospital-generated revenues; modifying citations of legislation which relate to certain limitation on transfer of funds; modifying amount of certain monies transferred from the Department of Human Services to the Department of Mental Health and Substance Abuse Services; requiring filing of certain quarterly report; modifying appropriation to the Oklahoma Human Rights Commission for total expenditures for operations; modifying appropriations to the Oklahoma Commission on Children and Youth for personal services and other operating expenses; modifying appropriation to the Oklahoma Commission on Children and Youth for total expenditures for operations; deleting certain fiscal year date from certain appropriation to the Oklahoma Department of Veterans Affairs; modifying appropriation to the War Veterans Commission of Oklahoma for payments authorized by state statutes and decreasing number of full-time-equivalent employees; correcting section of act citation; amending Section 19 of Enrolled House Bill No. 1830 of the 1st Session of the 44th Oklahoma Legislature, which relates to appropriation to the Board of Medicolegal Investigations; modifying appropriation for total expenditures for operations for the Board of Medicolegal Investigations; making appropriation to the J.D. McCarty Center for Children With Developmental Disabilities from the Special Cash Fund and the General Revenue Fund; requiring the supervisory function of the maintenance units at certain facilities remain with certain persons; requiring the Department of Human Services to coordinate certain placements with the Department of Mental Health and Substance Abuse Services; requiring that certain persons receive priority in the receipt of services at Greer Center; requiring evaluation of the oversight of certain providers by the Developmental Disabilities Services Division; requiring development and implementation of certain plan; stating content of plan and date of submission of plan; amending 62 O.S. 1991, Section 41.21, as last amended by Section 18 of Enrolled Senate Bill No. 356 of the 1st Session of the 44th Oklahoma Legislature, which relates to payment of claims or payrolls; modifying types of settlement of claims for which the State Department of Rehabilitation Services is authorized to establish an encumbrance and preaudit system; stating programs for which the State Department of Rehabilitation Services is authorized to establish an encumbrance and preaudit system for settlement of claims; changing name of Oklahoma Medical Center to

University Hospitals; making certain appropriations nonfiscal; making certain appropriations subject to lapse date; repealing Sections 4, 5, 12, 17 and 35 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, which relate to appropriations to the J.D. McCarty for Children with Developmental Disabilities, the Oklahoma Medical Center and a Medicaid managed care program and budgetary limitations for Oklahoma Medical Center and transfer of funds between Oklahoma Medical Center and the Department of Human Services; providing for noncodification; providing an operative date; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 53 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 53. 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, 1994, the sum of ~~Six Hundred Three Million Two Hundred Sixty-eight Thousand One Hundred Ninety-seven Dollars (\$603,268,197.00)~~ Five Hundred Fifty-seven Million Five Hundred Forty-one Thousand Eight Hundred Sixty-five Dollars (\$557,541,865.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Human Services by law.

SECTION 2. AMENDATORY Section 54 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 54. 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 ~~Thirteen Million Eight Hundred Nineteen Thousand Four Hundred Twenty Dollars (\$13,819,420.00)~~ Eleven Million Eight Hundred Ninety-two Thousand Nine Hundred Sixty Dollars (\$11,892,960.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Human Services by law.

SECTION 3. There is hereby appropriated to the University Hospitals Authority from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1994, the sum of Twenty-six Million Seventy-six Thousand Eight Hundred Fifteen Dollars (\$26,076,815.00) or so much thereof as may be necessary to perform the duties imposed upon the University Hospitals Authority by law.

SECTION 4. There is hereby appropriated to the State Department of Rehabilitation Services from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1994, the sum of Nineteen Million Six Hundred Fifty-three Thousand One Hundred Seventy-seven Dollars (\$19,653,177.00) or so much thereof as may be necessary to perform the duties imposed upon the State Department of Rehabilitation Services by law.

SECTION 5. There is hereby appropriated to the State Department of Rehabilitation 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 One Million Five Hundred Thousand Dollars (\$1,500,000.00) or so much thereof as may be necessary to perform the duties imposed upon the State Department of Rehabilitation Services by law.

SECTION 6. There is hereby appropriated to the Oklahoma Health Care Authority 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 Four Hundred Twenty-two Thousand Eight Hundred Dollars (\$422,800.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Health Care Authority by law.

SECTION 7. AMENDATORY Section 2 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

~~Section 2. Of the funds appropriated in Section 1 of this act and Sections 53, 54 and 55 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, the following amounts shall be expended in the following categories~~ The funds appropriated to the Department of Human Services in Section 1 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, Section 53 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, as amended by Section 1 of this act, Section 54 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, as amended by Section 2 of this act, and Section 55 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature shall be expended in the following amounts and categories:

| | |
|--|--|
| 1. Office of Juvenile Justice | \$ 44,646,804.00 <u>\$ 44,364,736.00</u> |
| 2. Services to Children and Youth | 37,082,738.00 <u>37,364,806.00</u> |
| 3. Oklahoma Youth Services Agencies | 11,000,661.00 |
| 4. Services for the Developmentally Disabled | 54,333,648.00 <u>54,772,247.00</u> |
| 5. Title XIX Medical Payments | 270,584,495.00 <u>269,457,122.00</u> |
| 6. AFDC Entitlements | 47,999,034.00 |
| 7. AABD State Supplement Payments | 39,044,425.00 |
| 8. Day Care Payments | 19,451,747.00 |
| 9. Family Support Services and Field Operations | 51,237,350.00 <u>51,249,142.00</u> |
| 10. Aging Services | 10,420,629.00 <u>10,408,837.00</u> |
| 11. Administration, Medical Services Administration and Data Services Division | 45,821,557.00 <u>45,397,480.00</u> |

12. Office of Child Care 1,820,051.00

TOTAL ~~\$633,443,139.00~~
\$632,330,288.00

SECTION 8. AMENDATORY Section 3 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

~~Section 3. Of the funds appropriated in Section 1 of this act and Sections 53, 54 and 55 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, the following amounts shall be expended in the following categories~~ The funds appropriated to the State Department of Rehabilitation Services in Sections 4 and 5 of this act shall be expended in the following amounts and categories:

1. Rehabilitative and Visual Services ~~\$10,865,834.00~~
11,628,685.00

2. School for the Blind 4,163,446.00

3. Services for the Deaf and
Hearing Impaired 5,361,046.00

TOTAL ~~\$20,390,326.00~~
\$21,153,177.00

SECTION 9. AMENDATORY Section 6 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 6. From all sources of revenue during the fiscal year ending June 30, 1994, expenditures for the following categories by the Department of Human Services excluding expenditures for capital and special projects, shall not exceed:

1. Office of Juvenile Justice \$ 70,552,625.00

2. Services to Children and Youth 63,615,862.00

3. Services for the
Developmentally Disabled 134,657,013.00

4. Title XIX Medical Payments ~~1,096,912,837.00~~
1,096,612,175.00

5. AFDC Entitlements 168,280,327.00

6. AABD State Supplement
Payments 39,044,425.00

7. Day Care Payments 51,377,840.00

8. Family Support Services
and Field Operations ~~138,982,114.00~~
139,029,281.00

9. Child Support Enforcement 16,970,547.00

10. Aging Services ~~32,376,000.00~~
32,328,833.00

| | |
|--------------------------------------|---------------------------|
| 11. Administration, Medical Services | |
| Administration and | |
| Data Services Division | 86,651,604.00 |
| | <u>86,227,527.00</u> |
| 12. Office of Child Care | <u>7,705,997.00</u> |
| | |
| TOTAL | \$1,907,105,536.00 |
| | <u>\$1,906,402,452.00</u> |

SECTION 10. AMENDATORY Section 7 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 7. From all sources of revenue during the fiscal year ending June 30, 1994, expenditures for the following categories by the ~~Division of Rehabilitation Services within the Department of Human Services~~ State Department of Rehabilitation Services, excluding expenditures for capital and special projects, shall not exceed:

| | |
|--|------------------------|
| 1. Rehabilitative and Visual Services | \$43,532,592.00 |
| | <u>\$44,931,949.00</u> |
| 2. School for the Blind | 4,600,871.00 |
| 3. Services for the Deaf and Hearing Impaired | 5,926,033.00 |
| 4. Disability Determination Unit | <u>12,475,915.00</u> |
| | |
| TOTAL | \$66,535,411.00 |
| | <u>\$67,934,768.00</u> |

SECTION 11. AMENDATORY Section 8 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 8. ~~From all sources of revenue during the fiscal year ending June 30, 1994, expenditures for the Oklahoma Medical Center within the Department of Human Services, excluding expenditures for capital and special projects, shall not exceed the sum of Two Hundred Eighteen Million Eight Hundred Thirty-three Thousand Six Hundred Seventy-four Dollars (\$218,833,674.00).~~ The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the University Hospitals Authority by law shall be set by the Authority. The salary of the Administrator of the University Hospitals shall not exceed One Hundred Thousand Three Hundred Sixty-eight Dollars (\$100,368.00) per annum, payable monthly for the fiscal year ending June 30, 1994. The University Hospitals Authority for the fiscal year ending June 30, 1994, 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> |
|---|----------------|
| <u>Average Full-time-equivalent Employees, Excluding Medical Residents</u> | <u>3,343.5</u> |
| <u>Payroll, Salaries or Wages, Including Tax-sheltered Deferral Contracts</u> | |

| | |
|--|-------------------------|
| <u>and Longevity Payments Authorized by State Statute, and Excluding Medical Residents</u> | <u>\$95,792,547.00</u> |
| <u>Professional and Personal Services Contracts, Excluding the Master Reimbursement Contract with the University of Oklahoma Health Sciences Center and Other Payments for Patient Care Services Rendered by University Physicians</u> | <u>\$3,350,000.00</u> |
| <u>Lease-Purchase Agreements</u> | <u>\$1,400,000.00</u> |
| <u>Purchase of Equipment</u> | <u>\$12,125,000.00</u> |
| <u>Total Expenditures for Operations</u> | <u>\$219,183,674.00</u> |

SECTION 12. AMENDATORY Section 9 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 9. From all sources of revenue during the fiscal year ending June 30, 1994, expenditures of Medicaid managed care by the ~~Department of Human Services~~ Oklahoma Health Care Authority, excluding expenditures for capital and special projects, shall not exceed the sum of Eight Hundred Forty-five Thousand Six Hundred Dollars (\$845,600.00). The Oklahoma Health Care Authority is authorized to hire 14.0 full-time-equivalent employees for the purpose of implementing a managed care program for Medicaid.

SECTION 13. AMENDATORY Section 10 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 10. Receipt and expenditure of discretionary federal grant funds, exclusive of block grant funds, awarded after July 1, 1993, shall be exempt from the expenditure limitations in ~~Section 6, 7, 8 and 9 of this act~~ Section 6 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, as amended by Section 9 of this act and from budgetary limitations provided for in ~~Section 11 of this act~~ of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, as amended by Section 14 of this act, provided that any such funds used for operations shall be included in the agency's budget work program.

SECTION 14. AMENDATORY Section 11 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 11. 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, 1994, 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 for the Department of Human Services, Excluding the Oklahoma Medical Center | 9,850.8 <u>8,972.8</u> |

~~Average Full-time-equivalent Employees for
the Oklahoma Medical Center,
Excluding Medical Residents~~ 3,339.0

Payroll, Salaries or Wages, Including
Tax-sheltered Deferment Contracts
and Longevity Payments Authorized
by State Statute, ~~and Excluding
Medical Residents~~ \$329,263,002.00
\$214,656,295.00

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 \$7,955,750.00
\$3,971,665.00

Lease-Purchase Agreements \$10,404,000.00
\$8,997,000.00

Purchase of Equipment \$20,051,120.00
\$5,867,976.00

Expenditure of Federal Funds \$1,312,682,989.00
\$1,266,926,016.00

Total Expenditures for Operations \$2,193,320,221.00
\$1,906,402,452.00

SECTION 15. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Department of Rehabilitation Services by law shall be set by the Commission for Rehabilitation Services. The salary of the Director shall not exceed Sixty-one Thousand Two Hundred Sixty-nine Dollars (\$61,269.00) per annum, payable monthly for the fiscal year ending June 30, 1994. The State Department of Rehabilitation Services for the fiscal year ending June 30, 1994, 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 Limitation</u> | <u>Amount</u> |
|---|-----------------|
| Full-time-equivalent Employees | 884.0 |
| Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes | \$23,129,957.00 |
| Professional and Personal Services Contracts | \$634,085.00 |
| Lease-Purchase Agreements | \$7,000.00 |

| | |
|-----------------------------------|-----------------|
| Purchase of Equipment | \$2,556,789.00 |
| Expenditure of Federal Funds | \$46,781,951.00 |
| Total Expenditures for Operations | \$67,934,768.00 |

SECTION 16. The average full-time-equivalent employees limit and the payroll, salaries, or wages limit specified in Section 11 of this act may be increased by up to one hundred fifty (150) full-time-equivalent employees and Four Million Fifty-five Thousand Four Hundred Dollars (\$4,055,400.00) for the purpose of providing staffing for program expansions or increased census at the University Hospitals Authority, provided that such employees shall be funded with hospital-generated revenues.

SECTION 17. AMENDATORY Section 13 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 13. The limitation on the transfer of funds between accounts specified in Section 41.12 of Title 62 of the Oklahoma Statutes shall relate only to the line items specified in ~~Sections 6, 7, 8 and 9 of this act~~ Sections 6 and 7 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, as amended by Sections 9 and 10 of this act, and shall not be construed to be a limitation on budgetary subdivisions included in ~~the~~ either Department's budget work program.

SECTION 18. AMENDATORY Section 31 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 31. From the funds appropriated to the Oklahoma Commission on Children and Youth in Section 49 of Enrolled Senate Bill No. 383 of the 1st Session of the 44th Oklahoma Legislature, the following categories and amounts shall be expended:

| | |
|---|--|
| Contractual Services of the Oklahoma Area-Wide Service Information System (OASIS) | \$78,875.00 <u>\$70,875.00</u> |
| Contractual Services of the University of Oklahoma Personnel Training Program | 179,000.00 |
| Contractual Services of the Oklahoma Court Appointed Special Advocates (CASA) Association | 67,500.00 |
| Personal Services | 795,488.00 <u>760,488.00</u> |
| Other Operating Expenses | <u>203,470.00</u> |
| TOTAL OPERATIONS | <u>\$1,281,333.00</u> |

SECTION 19. AMENDATORY Section 32 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 32. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Commission on Children and Youth by law shall be set by the Director. The salary of the Director shall not exceed Forty-five Thousand Four Hundred Twenty-eight Dollars (\$45,428.00) per annum, payable monthly for the fiscal year ending June 30, 1994. The Oklahoma Commission on Children and Youth for the fiscal year ending June 30, 1994, 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 Limitation</u> | <u>Amount</u> |
|--|--|
| Full-time-equivalent Employees | 23.5 |
| Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes | \$671,025.00 |
| Professional and Personal Services Contracts | \$196,619.00 |
| Purchase of Equipment | \$21,478.00 |
| Expenditure of Revolving Funds | \$452,074.00 |
| Expenditure of Federal Funds | \$618,000.00 |
| Total Expenditures for Operations | \$2,351,407.00 <u>\$2,416,407.00</u> |

SECTION 20. AMENDATORY Section 20 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 20. The Department of Human Services shall reduce the cost of inpatient psychiatric care for Medicaid-eligible children. The Department of Human Services shall transfer to the Department of Mental Health and Substance Abuse Services the state share for the cost to the Department of Mental Health and Substance Abuse Services of service delivery to such Medicaid-eligible clients. This amount shall not exceed ~~Two Million Two Hundred Ninety-three Thousand Eight Hundred Sixty Dollars (\$2,293,860.00)~~ Two Million Five Hundred Forty-two Thousand One Hundred Sixty Dollars (\$2,542,160.00) for the fiscal year ending June 30, 1994.

The Department shall transfer such funds at the beginning of each quarter. The amount so transferred shall be based on anticipated utilization and historical trends.

The Department of Human Services and the Department of Mental Health and Substance Abuse Services shall file a quarterly report which shall include data on expenditures, interagency transfer of funds, and client utilization by program categories, to the Office of the Governor, the Speaker of the House of Representatives and the President Pro Tempore of the Senate.

SECTION 21. AMENDATORY Section 27 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 27. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Human Rights Commission by law shall be set by the Director. The salary of the Director shall not exceed Forty-eight Thousand Two Hundred Dollars (\$48,200.00) per annum, payable monthly for the fiscal year ending June 30, 1994. The Oklahoma Human Rights Commission, for the fiscal year ending June 30, 1994, 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 Limitation</u> | <u>Amount</u> |
|--|--|
| Full-time-equivalent Employees | 28.0 |
| Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes | \$680,000.00 |
| Professional and Personal Services Contracts | \$20,000.00 |
| Lease-Purchase Agreements | \$7,500.00 |
| Purchase of Equipment | \$10,000.00 |
| Expenditure of Federal Funds | \$290,000.00 |
| Total Expenditures for Operations | \$957,158.00 <u>\$1,007,158.00</u> |

SECTION 22. AMENDATORY Section 37 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 37. There is hereby appropriated to the Oklahoma Department of Veterans Affairs from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury ~~for the fiscal year ending June 30, 1994,~~ the sum of One Million Three Hundred Forty-five Thousand Fifty-one Dollars (\$1,345,051.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Department of Veterans Affairs by law.

SECTION 23. AMENDATORY Section 38 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 38. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Department of Veterans Affairs by law shall be set by the War Veterans Commission of Oklahoma. The salary of the Director shall not exceed Fifty-six Thousand Three Hundred Seventy-five Dollars (\$56,375.00) per annum, payable monthly for the fiscal year ending June 30, 1994. The Oklahoma Department of Veterans Affairs for the fiscal year ending June 30, 1994, 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 Limitation</u> | <u>Amount</u> |
|--|--|
| Full-time-equivalent Employees | 1,366.00 <u>1,360.0</u> |
| Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes | \$27,425.00 <u>\$27,425,000.00</u> |
| Professional and Personal Services Contracts | \$550,000.00 |

| | |
|-----------------------------------|-----------------|
| Lease-Purchase Agreements | \$0.00 |
| Purchase of Equipment | \$800,000.00 |
| Expenditure of Revolving Funds | \$18,800,000.00 |
| Expenditure of Federal Funds | \$10,475,700.00 |
| Total Expenditures for Operations | \$44,976,207.00 |

SECTION 24. AMENDATORY Section 40 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 40. The appropriation made by Section ~~38~~ 37 of ~~this act~~ Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature may be used for the vocational rehabilitation of disabled veterans pursuant to the provisions of Section 68.2 of Title 72 of the Oklahoma Statutes and to aid the destitute minor dependents of disabled, destitute or deceased honorably discharged war veterans. The aid to destitute minor dependents shall be expended by the War Veterans Commission of Oklahoma to maintain, support, and educate said minor dependents on a per capita basis of not to exceed Thirteen Dollars (\$13.00) per capita, per day. A minor dependent may continue to receive said aid for a maximum of three (3) years after attaining eighteen (18) years of age if the minor dependent is attending a high school or a school of equivalent level which has been approved by the War Veterans Commission of Oklahoma. For the purposes of this section, "minor dependents" means those minor dependents who have been or whose parents, guardians, or custodians have been or had been at the time of death, citizens of this state for a period of three (3) years.

SECTION 25. AMENDATORY Section 19 of Enrolled House Bill No. 1830 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 19. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Board of Medicolegal Investigations by law shall be set by the Board. The salary of the Chief Medical Examiner shall not exceed Ninety-two Thousand One Hundred Nine Dollars (\$92,109.00) per annum, payable monthly for the fiscal year ending June 30, 1994. The Board of Medicolegal Investigations for the fiscal year ending June 30, 1994, 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 Limitation</u> | <u>Amount</u> |
|---|----------------|
| Full-time-equivalent Employees | 52.0 |
| Payroll, Salaries or Wages, Including | |
| Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes | \$1,461,385.00 |
| Professional and Personal Services Contracts | \$199,000.00 |
| Lease-Purchase Agreements | \$0.00 |
| Purchase of Equipment | \$35,000.00 |

| | |
|-----------------------------------|--|
| Expenditure of Revolving Funds | \$3,000.00 |
| Expenditure of Federal Funds | \$85,000.00 |
| Total Expenditures for Operations | \$2,543,557.00 <u>\$2,554,557.00</u> |

SECTION 26. There is hereby appropriated to the J.D. McCarty Center for Children with Developmental Disabilities from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury, the sum of Three Hundred Seventeen Thousand Eight Hundred Forty-seven Dollars (\$317,847.00) or so much thereof as may be necessary to perform the duties imposed upon the J.D. McCarty Center for Children with Developmental Disabilities by law.

SECTION 27. There is hereby appropriated to the J.D. McCarty Center for Children with Developmental Disabilities from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1994, the sum of Two Hundred Thousand Dollars (\$200,000.00) or so much thereof as may be necessary to perform the duties imposed upon the J.D. McCarty Center for Children with Developmental Disabilities by law.

SECTION 28. The supervisory function of the maintenance units at the Greer Center, the Northern Oklahoma Resource Center, the Southern Oklahoma Resource Center, and the Hissom Memorial Center shall remain with the superintendents of the respective Centers.

SECTION 29. In order to maximize the state's limited resources and to ensure that treatment is provided to individuals with the greatest need, the Department of Human Services shall coordinate new placements into the Greer Center with the Department of Mental Health and Substance Abuse Services. Individuals who are dually diagnosed with mental illness and mental retardation, who have a primary diagnosis of mental retardation, and who currently receive services in institutions operated by the Department of Mental Health and Substance Abuse Services shall receive priority in the receipt of services at the Greer Center.

SECTION 30. The Developmental Disabilities Services Division within the Department of Human Services is directed to immediately evaluate the oversight of providers who contract with the Division for services to persons with developmental disabilities. Based upon this evaluation, the Division shall develop and implement a plan to coordinate and consolidate its oversight function so as to reduce the amount of overall paperwork required of contract providers, to coordinate site visits by various public and private monitoring agencies, and to minimize intrusion in the lives of individuals receiving services from providers. This plan, which shall include an evaluation of monitoring, certification, and licensing requirements imposed upon providers by all agencies, shall be submitted to the Governor, the President Pro Tempore of the Senate and the Speaker of the House of Representatives at the time the Department of Human Services submits its fiscal year 1995 budget request to the Governor.

SECTION 31. AMENDATORY 62 O.S. 1991, Section 41.21, as last amended by Section 18 of Enrolled Senate Bill No. 356 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 41.21 A. Except as otherwise provided by subsections B, C and D of this section, procedures for effecting payment of claims or payrolls shall include the following:

1. All claims and payrolls which are to be used to authorize the payment of money from the State Treasury, shall be filed with the Director of State Finance for audit and settlement prior to being filed for payment with the State Treasurer. The Director of State Finance may, at his discretion, establish a procedure to permit consolidated payment to vendors for claims involving more than one agency of the state when audit and settlement of such claims, as hereinafter provided, can in all respects be accomplished;

2. The Division of Central Accounting and Reporting shall preaudit all claims against contracts, purchase orders and other commitments before entering such claims against the appropriation allotment accounts; and

3. After claims and/or payrolls have been properly audited and recorded against the respective appropriation allotment accounts, the Division of Central Accounting and Reporting shall certify such claims and/or payrolls to the State Treasurer for payment. It shall be the responsibility of the Division of Central Accounting and Reporting to determine:

- a. that all legal requirements concerning the expenditure of monies involved in each claim or payroll have been complied with,
- b. that funds have been properly and legally allotted for the payment of the claim or payroll and that a sufficient balance exists for the payment of same.

Sufficient space shall be provided on each claim and/or payroll for the Director of State Finance to indicate that the claim or payroll has been approved for payment by the Division of Central Accounting and Reporting. The Director of State Finance shall authorize bonded employees in the Division of Central Accounting and Reporting to execute the signed approval of each claim or payroll which shall be certified to the State Treasurer for payment.

B. Notwithstanding the provisions of subsection A of this section, the Department of Human Services is authorized to establish an encumbrance and preaudit system for settlement of claims relating to public assistance, social service benefits and medical benefits to or for persons eligible under applicable federal laws and regulations, Oklahoma Statutes, and policies established by the Oklahoma Commission for Human Services. The following programs shall be eligible for this procedure:

1. Aid to Families with Dependent Children;
2. Aid to Aged, Blind and Disabled;
3. Medical Assistance;
4. Day Care;
5. Refugee Resettlement;
6. Low Income Heating and Energy Assistance;
7. General Assistance;
8. Crippled Children;
9. Social Services under Title XX of the U.S. Social Security Act, 42 U.S.C., Section 301 et seq.;
10. Adoption Subsidies;
11. Foster Care;
12. Medical Examination;
13. Area Agencies on Aging; and
14. Any contract for service for which the Department of Central Services has approved as qualifying for a fixed and uniform rate pursuant to Section 85.7 of Title 74 of the Oklahoma Statutes.

The Department of Human Services shall provide to the Director of State Finance, for approval prior to inclusion in this procedure, detailed listings of the type of payments to be made for each of

these programs. The Department of Human Services shall provide the Director of State Finance a daily report of the dollar amount of claims settled and checks or warrants written, the dollar amount of checks or warrants canceled, and the dollar amount of checks or warrants canceled by statutes.

C. Notwithstanding the provisions of subsection A of this section, the State Department of Rehabilitation Services is authorized to establish an encumbrance and preaudit system for settlement of claims relating to ~~vocational and other rehabilitation, educational services, disability determination services,~~ social service benefits and medical benefits to or for persons eligible under applicable federal laws and regulations, Oklahoma Statutes, and policies established by the Commission for Rehabilitation Services for the following programs:

1. Vocational and other rehabilitation;
2. Educational services; and
3. Disability Determination Services.

The State Department of Rehabilitation Services shall provide to the Director of State Finance, for approval prior to inclusion in this procedure, detailed listings of the type of payments to be made for each of these programs. The State Department of Rehabilitation Services shall provide the Director of State Finance a daily report of the dollar amount of claims settled and checks or warrants written, the dollar amount of checks or warrants canceled, and the dollar amount of checks or warrants canceled by statutes.

D. Provisions of subsection A of this section notwithstanding, the Oklahoma State Regents for Higher Education and the Director of State Finance shall jointly establish a system for the settlement of claims, excepting payroll, by entities of The Oklahoma State System of Higher Education. The settlement system shall include policy, procedures, and performance criteria for participation. The State Regents are authorized to approve or disapprove the participation of any institution or other entity of the State System in the claims settlement system.

E. Notwithstanding the provisions of subsection A of this section, agencies administering certain major federal assistance programs are authorized to establish a preaudit and settlement system for claims and/or payments relating to the purposes of the stated federal assistance programs. The State Treasurer shall promulgate rules and regulations for the state in accordance with Federal Banking and National Automated Clearing House Association standards and agencies shall be required to utilize automated clearing house procedures and regulations established by the State Treasurer provided that no individual or entity shall be required to have a bank account unless required by federal law or federal regulation. Agencies shall be further required to present these transactions to the Office of State Finance in a summarized format and shall include any accounting information necessary as determined by the Director of State Finance including, but not limited to, information related to Public Law 101-453 the Cash Management Improvement Act, 31 U.S.C., Sections 3335, 6501 and 6503.

Expenditures for administration of the stated federal assistance programs shall not be eligible for these procedures.

The following programs shall be eligible for this procedure:

1. National School Lunch Program;
2. Job Training Partnership Act, 29 U.S.C., Section 1501 et seq.;
3. Chapter 1 Programs - Local Education Agencies;
4. Pell Grant Program;
5. School Breakfast Program;

6. Federal, State and Local Partnerships for Educational Improvement;
7. Unemployment Trust Fund;
8. Special Education State Grants;
9. Alcohol and Drug Abuse and Mental Health Services Block Grant;
10. Child and Adult Care Food Program; and
11. Special Supplemental Food Program for Women, Infants and Children.

The Director of State Finance shall establish a disbursing fund which shall receive all federal, state matching and other funds which make up the total funding sources for each of the above federal programs.

F. The State Treasurer shall write checks or warrants in payment of claims and payrolls certified to him for payment by the Division of Central Accounting and Reporting or the Department of Human Services. The State Treasurer, at his discretion and within such limitations as he may prescribe, may authorize the Director of State Finance or the Department of Human Services to write the checks or warrants for payment of claims and payrolls that have been certified by the respective agency. The Director of State Finance and the Department of Human Services shall provide the State Treasurer a register of each payment for each check or warrant written. Provided, in lieu of checks or warrants:

1. The Director of State Finance may, with the concurrence of the State Treasurer, establish a procedure to effect the settlement of interagency claims by transfer entry; and

2. At the discretion of the State Treasurer, payment of claims and payrolls may be made by the electronic transfer of funds.

Such optional settlement modes may be implemented when the authorized officer or officers of the state are satisfied such modes will substantially operate to the benefit of the state and without sacrifice to the security and integrity of the monies and records of the state.

G. The Director of State Finance is authorized to use a numeric or alphanumeric designation to cross-reference claims or payrolls to check warrant numbers, transfer entry or optional settlement mode used in the payment thereof.

SECTION 32. AMENDATORY Section 22 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 22. ~~The Oklahoma Medical Center~~ University Hospitals Authority is hereby authorized to enter into a lease-purchase financing arrangement for magnetic resonance imaging equipment for a term not to exceed the lesser of the depreciable life of the equipment or five (5) years. The provision is limited to equipment for the ~~Oklahoma Medical Center~~ University Hospitals complex in Oklahoma City. The financing of said lease-purchase shall be competitively bid in accordance with the provisions of the Oklahoma Central Purchasing Act, Section 85.1 et seq. of Title 51 of the Oklahoma Statutes.

SECTION 33. The appropriations made by Sections 1, 2, 3, 4, 5 and 6 of 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 34. The appropriations made by Sections 22, 26 and 27 of this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1994. Any unexpended funds remaining after November 15, 1994, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 35. REPEALER Sections 4, 5, 12, 17 and 35 of Enrolled Senate Bill No. 576 of the 1st Session of the 44th Oklahoma Legislature, are hereby repealed.

SECTION 36. This act shall become operative July 1, 1993.

SECTION 37. 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.

Passed the Senate the 28th day of May, 1993.

President of the Senate

Passed the House of Representatives the 28th day of May, 1993.

Speaker of the House of Representatives