

ENROLLED HOUSE
BILL NO. 1805

By: Hamilton and Steidley of
the House

and

Haney and Hobson of the
Senate

An act relating to various Human Services agencies; making appropriation to the Department of Human Services; stating purpose; providing for duties and compensation of employees; providing for budgetary limitations; providing for certain budgetary categories; providing for exemptions from certain expenditure limitations; authorizing the Human Services Commission to lease certain office space; making appropriations to the State Department of Rehabilitation Services; stating purpose; providing for duties and compensation of employees; setting salary of the Director; providing for budgetary limitations; providing for certain budgetary categories; providing for exemptions from certain budgetary limitations under certain conditions; creating the Rehabilitation Services Disbursing Fund; stating purpose and use of such fund; providing for deposits to and expenditures from such fund; providing for certain procedure related to such fund; providing for transfer of certain fund; providing for purpose of such transfer; specifying transfers and providing procedures related thereto; requiring the maintaining of certain records; authorizing requests for certain transfers of funds to the General Revenue Fund; stating purpose; making appropriation to the Office of Juvenile Affairs; stating purpose; directing expenditure of certain appropriation; providing for duties and compensation of employees; setting the salary of the Director; authorizing certain attorney position; providing for budgetary limitations; providing for certain budgetary categories; providing exemption from certain expenditure limitation; providing lapse date; providing for the budgeting and expenditure of certain funds; limiting budgeting of appropriations for certain fiscal years; authorizing certain budgeting under certain conditions; repealing Section 75 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature, which relates to Medicaid administration; and providing an effective date.

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

DEPARTMENT OF HUMAN SERVICES

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, 1997, the sum of Twenty-one Million Nine Hundred Thirty-four Thousand Forty-one Dollars (\$21,934,041.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Human Services by law.

SECTION 2. 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, 1997, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures, 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>
Average Full-time-equivalent Employees	7,857.9
Lease-Purchase Agreements	\$8,477,000.00

SECTION 3. For the fiscal year ending June 30, 1997, the Department of Human Services shall budget all appropriated funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>
Child and Family Services	\$ 22,291,813.00
Developmental Disabilities Services	82,635,780.00
AFDC and AFDC-UP Entitlements	26,874,416.00
AABD State Supplemental Payments	36,453,306.00
Day Care Payments	5,797,614.00
Family Support Services	5,598,137.00
Field Operations	92,228,308.00
Child Support Enforcement	163,451.00
Aging Services	18,509,304.00
Administration and Data Services	41,531,697.00
Office of Child Care	830,054.00
TOTAL	\$332,913,880.00

For the fiscal year ending June 30, 1997, the Department of Human Services, excluding expenditures for capital and special projects, shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Total</u>
Child and Family Services	\$ 75,050,596.00
Developmental Disabilities Services	178,981,197.00
AFDC and AFDC-UP Entitlements	131,036,434.00
AABD State Supplemental Payments	39,303,889.00
Day Care Payments	59,602,470.00
Family Support Services	32,880,399.00
Field Operations	168,188,381.00
Child Support Enforcement	16,122,470.00
Aging Services	42,148,665.00
Administration and Data Services	75,441,176.00
Office of Child Care	7,554,852.00
TOTAL	\$826,310,529.00

Receipt and expenditure of unanticipated federal funds awarded the Department of Human Services after July 1, 1996, shall be exempt from expenditure limitations, provided that any such funds used for operations shall be included in the agency's budget work program.

SECTION 4. 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 Section 3

of this act, and shall not be construed to be a limitation on budgetary subdivisions included in the agency's budget work program.

SECTION 5. The Commission for Human Services is authorized to lease office space in Leflore County to house the Leflore County office of the Department of Human Services.

STATE DEPARTMENT OF REHABILITATION SERVICES

SECTION 6. 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, 1997, the sum of Five Hundred Eight Thousand Seven Hundred Forty-eight Dollars (\$508,748.00) or so much thereof as may be necessary to perform the duties imposed upon the State Department of Rehabilitation Services by law.

SECTION 7. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Rehabilitation Services by law shall be set by the Commission for Rehabilitation Services. The salary of the Director shall not exceed Sixty-three Thousand Six Hundred Twenty-nine Dollars (\$63,629.00) per annum, payable monthly for the fiscal year ending June 30, 1997. The Department of Rehabilitation Services for the fiscal year ending June 30, 1997, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures, 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	922.0
Lease-Purchase Agreements	\$5,000.00

SECTION 8. For the fiscal year ending June 30, 1997, the Department of Rehabilitation Services shall budget all appropriated funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>
Rehabilitative and Visual Services	\$11,880,231.00
Oklahoma School for the Blind	4,340,817.00
Oklahoma School for the Deaf	5,504,085.00
Disability Determination Division	0.00
TOTAL	\$21,725,133.00

For the fiscal year ending June 30, 1997, the Department of Rehabilitation Services shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Total</u>
Rehabilitative and Visual Services	\$48,286,762.00
Oklahoma School for the Blind	4,456,826.00
Oklahoma School for the Deaf	5,860,020.00
Disability Determination Division	12,518,797.00
TOTAL	\$71,122,405.00

Receipt and expenditure of unanticipated federal funds awarded the Department of Rehabilitation Services after July 1, 1996, shall be exempt from expenditure limitations, provided that any such funds used for operations shall be included in the agency's budget work program.

SECTION 9. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 166.7 of Title 75, unless there is created a duplication in numbering, reads as follows:

There is hereby created in the State Treasury a revolving fund for the Commission on Rehabilitation Services, to be designated the "Rehabilitation Services Disbursing Fund" provided that the fund may be designated by fiscal year designations as the Commission may determine. The fund shall be a continuing fund, not subject to fiscal year limitations. The fund shall consist of receipts from the federal government, monies appropriated to the Department of

Rehabilitation Services by the State Legislature, and other receipts of the Department of Rehabilitation Services as shall be directed by the Commission for Rehabilitation Services. All monies accruing to the credit of said fund are hereby appropriated and may be budgeted and expended by the Commission for Rehabilitation Services as may be necessary in order to carry out the duties imposed upon the said Commission by law. Expenditures from the Rehabilitation Services Disbursing Fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of State Finance for approval and payment.

SECTION 10. The Director of State Finance shall transfer monies apportioned from the General Revenue Fund to the Department of Human Services' and the Department of Rehabilitation Services' respective disbursing funds in the amounts and ratios requested by either agency except that the cumulative amounts transferred shall not exceed the cumulative amounts of equal monthly allotments of the appropriations from the General Revenue Fund.

Monies appropriated or collected for the fiscal year ending June 30, 1997, may be transferred to these disbursing funds for the fiscal year ending June 30, 1996, 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, 1996, to the disbursing funds for the fiscal year ending June 30, 1997, 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 and the Department of Rehabilitation Services shall maintain records of the interyear transfers.

SECTION 11. The Directors of the Department of Human Services and the Department of Rehabilitation 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 either agency's disbursing fund to alleviate cash-flow problems.

OFFICE OF JUVENILE AFFAIRS

SECTION 12. There is hereby appropriated to the Office of Juvenile Affairs from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of Six Million Two Hundred Thirty-seven Thousand Four Hundred Twenty-nine Dollars (\$6,237,429.00) or so much thereof as may be necessary to perform the duties imposed upon the Office of Juvenile Affairs by law.

SECTION 13. Of the funds appropriated in Section 68 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature and Section 13 of this act the Office of Juvenile Affairs shall expend One Million Four Hundred Thousand Dollars (\$1,400,000.00) for the Delinquency and Youth Gang Intervention Program.

SECTION 14. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Office of Juvenile Affairs by law shall be set by the Executive Director of the Board of Juvenile Affairs. The salary of the Director shall not exceed Sixty-six Thousand Nine Hundred Fifty Dollars (\$66,950.00) per annum, payable monthly for the fiscal year ending June 30, 1997. The Office of Juvenile Affairs is hereby authorized one (1) FTE for an attorney position. This shall be in addition to the position of General Counsel. The Office of Juvenile Affairs for the fiscal year ending June 30, 1997, shall be subject to the following budgetary limitations on full-time-equivalent

employees and expenditures, 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	1,184.5
Lease-Purchase Agreements	\$315,142.00

SECTION 15. For the fiscal year ending June 30, 1997, the Office of Juvenile Affairs shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$5,026,554.00	\$5,226,554.00
Residential Services	42,930,246.00	45,710,745.00
Nonresidential Services	20,951,877.00	24,035,626.00
Community Youth Service Agencies	<u>15,829,821.00</u>	<u>15,829,821.00</u>
TOTAL	<u>\$84,738,498.00</u>	<u>\$90,802,746.00</u>

Receipt and expenditure of unanticipated federal funds awarded the Office of Juvenile Affairs after July 1, 1996, shall be exempt from expenditure limitations, provided that any such funds used for operations shall be included in the agency's budget work program.

SECTION 16. Funds appropriated to the Office of Juvenile Affairs in Section 10, Chapter 281, O.S.L. 1995, may be budgeted and expended for the fiscal year ending June 30, 1997, and may be budgeted and expended for the general operating expenses of the Office of Juvenile Affairs regardless of the purpose for which the funds were budgeted by the agency for the fiscal year ending June 30, 1996.

SECTION 17. Appropriations made by this act, may be budgeted for the fiscal year ending June 30, 1997 (hereafter FY-97) or may be budgeted for the fiscal year ending June 30, 1998 (hereafter FY-98). Funds budgeted for FY-97 may be encumbered only through June 30, 1997, and must be expended by November 15, 1997. Any funds remaining after November 15, 1997, and not budgeted for FY-98, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-98 may be encumbered only through June 30, 1998. Any funds remaining after November 15, 1998, shall lapse to the credit of the proper fund for the then current fiscal year. These appropriations may not be budgeted in both fiscal years simultaneously. Funds budgeted in FY-97, and not required to pay obligations for that fiscal year, may be budgeted for FY-98, after the agencies have prepared and submitted a budget work program revision removing these funds from the FY-97 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 18. REPEALER Section 75 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature, is hereby repealed.

SECTION 19. This act shall become effective September 1, 1996.

Passed the House of Representatives the 22nd day of May, 1996.

Speaker of the House of
Representatives

Passed the Senate the 22nd day of May, 1996.

President of the Senate