

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

CONFERENCE COMMITTEE SUBSTITUTE

FOR ENGROSSED

HOUSE BILL NO. 1854

By: Hamilton and Settle of the  
House

and

Haney and Hobson of the  
Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to health services; making an appropriation to the Oklahoma Health Care Authority; stating purpose; specifying budget categories for certain funds; providing for duties and compensation of employees; limiting salary of the Administrator; authorizing compensation for certain expenses of the Administrator; authorizing compensation for certain expenses of the Medical Director; providing certain exceptions; providing budgetary limitations; exempting certain funds from expenditure and budgetary limitations; authorizing hiring of certain full-time-equivalent employees for certain purposes; providing certain time restrictions; specifying certain funding requirements; authorizing the transfer of certain funds for certain purposes; authorizing the expenditure of previously appropriated funds for certain purpose; requiring the keeping of certain

records; authorizing certain requests relating to early transfers; stating purpose; making an appropriation to the State Department of Health; stating purpose; specifying budget categories for certain funds; providing for duties and compensation of employees; limiting salary of the Commissioner; providing budgetary limitations; exempting certain funds from expenditure and budgetary limitations; requiring certain transfers of certain funds for certain purposes; requiring the submitting of certain reports; specifying contents of such reports; requiring certain transfers of certain funds for certain purposes; stating legislative intent; specifying the expenditure of certain funds; requiring certain reports; requiring the transfer of certain funds; specifying budget categories for certain funds; providing for duties and compensation of employees; limiting salary of the Director; providing budgetary limitations; making an appropriation to the Department of Mental Health and Substance Abuse Services; stating purpose; specifying budget categories for certain funds; providing for duties and compensation of employees; limiting salary of the Commissioner; providing budgetary limitations; requiring that certain funds be set aside for certain purposes; requiring certain report; specifying contents of report; specifying certain requirements for written discharge plan for certain institutionalized patients; authorizing certain employees to be placed in unclassified service; requiring certain employees be in the classified

service; providing exceptions; specifying budget categories for certain funds; providing for duties and compensation of employees; limiting salary of the Chief Executive Officer; providing budgetary limitations; authorizing increase in full-time-equivalent employee limit for certain purposes under certain conditions; specifying funding of such employees; making an appropriation to the Department of Veterans Affairs; stating purpose; specifying budget categories for certain funds; providing for duties and compensation of employees; limiting salary of the Director; providing budgetary limitations; authorizing certain expenditures relating to veterans and minor dependents of veterans; limiting receipt of certain benefits to minor dependents; defining term; providing lapse dates and control over expenditures; and providing an effective date.

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

OKLAHOMA HEALTH CARE AUTHORITY

SECTION 1. 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, 1998, the sum of Twenty-five Million Five Hundred Seventy-six Thousand Five Hundred Thirty-two Dollars (\$25,576,532.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Health Care Authority by law.

SECTION 2. For the fiscal year ending June 30, 1998, the Oklahoma Health Care Authority shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Operations	\$ 7,241,194.00	\$ 17,661,449.00
Medicaid Payments	299,057,553.00	1,298,213,332.00
Medicaid Contracted Services	6,297,573.00	25,702,425.00
OSA Non-Title XIX	0.00	27,448,669.00
Non-Title XIX Medical	14,382.00	14,382.00
Indigent Health Care Grant	<u>990,000.00</u>	<u>990,000.00</u>
TOTAL	\$313,600,702.00	\$1,370,030,255.00

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Health Care Authority by law shall be set by the Administrator. The salary of the Administrator shall not exceed One Hundred Twenty-one Thousand Five Hundred Dollars (\$121,500.00) per annum, payable monthly for the fiscal year ending June 30, 1998. The Oklahoma Health Care Authority is authorized to pay professional expenses of the Administrator of the Authority, including dues, licenses, professional memberships, continuing medical education classes conducted in the State of Oklahoma, and medical malpractice insurance. The Oklahoma Health Care Authority is further authorized to pay professional expenses of the Medical Director, including dues, licenses, professional memberships, continuing medical education classes conducted in the State of Oklahoma, and medical malpractice insurance, provided the Medical Director is a full-time employee of the Authority. The Oklahoma Health Care Authority for the fiscal year ending June 30, 1998, shall be subject to the following budgetary limitations, 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>
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Full-time-equivalent Employees	244.5
Lease-Purchase Agreements	\$1,000.00

SECTION 4. Receipt and expenditure of unanticipated federal funds awarded after July 1, 1997, shall be exempt from expenditure limitations and from budgetary limitations, provided that any such funds used for operations shall be included in the agency's budget work program.

SECTION 5. The Oklahoma Health Care Authority is authorized to employ three (3) full-time-equivalent attorneys.

SECTION 6. The Oklahoma Health Care Authority is authorized to employ ten (10) full-time-equivalent employees as project indefinite appointments under paragraph 4 of Section 840-5.5 of Title 74 of the Oklahoma Statutes as staffing for a managed Medicaid start-up program. No employment in these positions shall extend beyond the fiscal year ending June 30, 1999. Under such authorization, five of the authorized positions will be abolished by June 30, 1998. The remaining five positions shall be abolished by June 30, 1999. All positions authorized under this section shall be funded under the current match formula.

SECTION 7. The Director of State Finance shall transfer monies appropriated from the General Revenue Fund to the Oklahoma Health Care Authority disbursing funds in the amounts and ratios requested by the Authority except that the cumulative amount transferred shall not exceed the cumulative amount of equal monthly allotments of the appropriation from the General Revenue Fund. Monies appropriated or collected for the fiscal year ending June 30, 1998, may be transferred to these disbursing funds for the fiscal year ending June 30, 1997, 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, 1997, to the disbursing fund for the fiscal year ending June 30, 1998, to satisfy encumbrances and obligations of said fiscal year.

All transfer requests shall be in writing to the Director of State Finance. The Oklahoma Health Care Authority shall maintain record of the inter-year transfers.

SECTION 8. The Director of the Oklahoma Health Care Authority 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 agency's disbursing funds to alleviate cash-flow problems.

STATE DEPARTMENT OF HEALTH

SECTION 9. There is hereby appropriated to the Oklahoma State Department of Health from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1998, the sum of Eight Million Five Hundred Eighty-three Thousand Nine Hundred Seven Dollars (\$8,583,907.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma State Department of Health by law.

SECTION 10. For the fiscal year ending June 30, 1998, the State Department of Health shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Support	\$ 2,769,665.00	\$ 14,341,051.00
Family Health	26,024,876.00	99,753,416.00
Communicable Disease	3,511,281.00	14,701,407.00
Chronic Disease	629,066.00	3,732,866.00
Local Health	11,780,700.00	25,009,337.00
Consumer Protection	1,648,827.00	10,844,390.00
Eldercare	6,496,639.00	7,194,950.00
Health Promotion and Policy Analysis	<u>2,134,306.00</u>	<u>4,347,940.00</u>
TOTAL	\$54,995,360.00	\$179,925,357.00

SECTION 11. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed

upon the State Department of Health by law shall be set by the State Commissioner of Health. The salary of the State Commissioner of Health shall not exceed Ninety-seven Thousand Six Hundred Twenty Dollars (\$97,620.00) per annum, payable monthly for the fiscal year ending June 30, 1998. The State Department of Health for the fiscal year ending June 30, 1998, shall be subject to the following budgetary limitations, 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	2,262.3
Lease-Purchase Agreements	\$500,000.00

SECTION 12. Receipt and expenditure of unanticipated federal funds awarded after July 1, 1997, shall be exempt from expenditure limitations and from budgetary limitations, provided that any such funds used for operations shall be included in the agency's budget work program.

SECTION 13. The State Department of Health shall transfer the sum of Five Million Nine Hundred Seventy-seven Thousand Dollars (\$5,977,000.00) from the funds appropriated in Section 73 of Enrolled Senate Bill No. 160 of the 1st Session of the 46th Oklahoma Legislature and Section 9 of this act to the Eldercare Revolving Fund. A quarterly financial report for the Eldercare Program specifying how funds have been expended shall be submitted to the State Department of Health by each Eldercare contractor. Seventy-five percent (75%) of Medicaid or other funds generated by an Eldercare program shall be credited to the contract of the program for the following fiscal year.

SECTION 14. The State Department of Health shall transfer the sum of Two Million Eighty-one Thousand Two Hundred Twenty-one Dollars (\$2,081,221.00) from the funds appropriated in Section 73 of Enrolled Senate Bill No. 160 of the 1st Session of the 46th Oklahoma Legislature and Section 9 of this act to the Child Abuse Prevention

Fund established pursuant to Section 1-227.8 of Title 63 of the Oklahoma Statutes, to be expended in accordance with law.

SECTION 15. The State Department of Health shall transfer the sum of Fifty Thousand Dollars (\$50,000.00) from the funds appropriated in Section 73 of Enrolled Senate Bill No. 160 of the 1st Session of the 46th Oklahoma Legislature and Section 9 of this act to the Kidney Health Revolving Fund established pursuant to Section 1-2603 of Title 63 of the Oklahoma Statutes, to be expended in accordance with law.

SECTION 16. It is the intent of the Legislature that all Health Department media campaigns that exceed Twenty-five Thousand Dollars (\$25,000.00) in budget shall be funded using the Health Department Media Campaign Revolving Fund.

SECTION 17. From the funds appropriated to the State Department of Health in Section 73 of Enrolled Senate Bill No. 160 of the 1st Session of the 46th Oklahoma Legislature and Section 9 of this act, the following categories and amounts shall be expended:

Contractual services of the Margaret Hudson Program for School Age Parents	\$
42,977.00	
Contractual services of Community Health Centers, Incorporated	172,910.00
Contractual services of the Southeast Area Health Center	172,910.00
Contractual services of the Morton Comprehensive Health Services, Incorporated	311,902.00
Contractual services of the Konawa Community Health Center	150,000.00
Contractual services of the Oklahoma City Indian Clinic	75,000.00
Contractual services of the Sickle Cell	

Research Foundation, Incorporated	131,000.00
Contractual services of the Emerson	
Teen Parent Program	135,360.00
Contractual services of the Alzheimer's	
Research Advisory Council	55,475.00
Contractual services of the Tolliver	
Alternative Care Center, Incorporated	46,599.00
Contractual services of Dental for the	
Disabled and Elderly in Need of	
Treatment (D-DENT)	
150,000.00	
Contractual Services of Care for	
the Children Association, Inc.	5,000.00
Contractual Services of the	
National Kidney Foundation	
of Oklahoma, Inc.	
<u>50,000.00</u>	
TOTAL	
\$1,499,133.00	

SECTION 18. It is the intent of the Legislature that of the funds appropriated to the State Department of Health in Section 73 of Enrolled Senate Bill No. 160 of the 1st Session of the 46th Oklahoma Legislature, the amount of Five Million Two Hundred Two Thousand Three Hundred Thirty-three Dollars (\$5,202,333.00) shall be used for providing perinatal, women's and children's services for low-income persons statewide.

Of said amount, Two Million Five Hundred One Thousand Four Hundred Fifty-five Dollars (\$2,501,455.00) is intended to provide direct services for unserved or underserved counties and to encourage early entry of high-risk clients into the health care system; Two Hundred Nine Thousand Six Hundred Ninety-seven Dollars (\$209,697.00) is intended to provide for contractual services with

the Perinatal Continuing Education Program within the Department of Obstetrics and Gynecology of the University of Oklahoma College of Medicine; Sixty-four Thousand Seventy-five Dollars (\$64,075.00) is intended to provide for a demonstration project with a full complement of prevention and comprehensive perinatal services, including ambulatory care, community organizing and case management, social work and nutrition, public education and follow-up services, which shall be located in a select county with a high teen pregnancy rate; and Two Million Four Hundred Twenty-seven Thousand One Hundred Six Dollars (\$2,427,106.00) is to be allocated to the Oklahoma University Health Sciences Center program for women's and children's health services who are uninsured, underinsured, or otherwise unable to pay for services rendered; provided, the Oklahoma University Health Sciences Center shall file a monthly report with the State Department of Health detailing the services provided to patients who are uninsured, underinsured or otherwise unable to pay.

On or before January 15 of each year, the State Department of Health shall prepare and submit a written report to the Speaker of the House of Representatives and President Pro Tempore of the Senate detailing receipts and expenditures of any local, state and federal funds spent for perinatal services by county as defined above. It is the intent of the Legislature that perinatal health services shall be defined as prenatal care, postnatal care and infant care up to one (1) year of age. The report shall include employees' time-and-effort reports, a list of contractors, number of clients served, and full-time-equivalent employees for the following categories: Maternity Services, Child Health, Immunizations, Family Planning and WIC.

SECTION 19. The State Department of Health shall transfer the sum of Five Million Three Hundred Twenty-six Thousand One Hundred Sixty-four Dollars (\$5,326,164.00) from the funds appropriated in Section 9 of this act and Section 73 of Enrolled Senate Bill No. 160

of the 1st Session of the 46th Oklahoma Legislature to the Children First Fund to be expended in accordance with law.

SECTION 20. It is intent of the Legislature that of the funds appropriated to the State Department of Health in Section 8 of this act, the amount of Five Million Three Hundred Twenty-six Thousand One Hundred Sixty-four Dollars (\$5,326,164.00) shall be used for the purpose of establishing family resource programs to be known as the Children First Program. The State Department of Health may employ and train staff as necessary to prepare for implementation.

Projects shall comply with the uniform components of the State Plan for the Prevention of Child Abuse. The State Department of Health shall contract with a university-related program for a performance-based evaluation of programs. Program sites shall fully cooperate and comply with the evaluation process and sites shall provide weekly caseload and referral information to the State Department of Health.

If approved for Medicaid reimbursement, the Department shall pursue such funding for Children First Programs.

The State Department of Health shall promulgate rules regarding Children First Program design and the funding formula.

An annual progress and evaluation report on the Children First Program shall be delivered to the President Pro Tempore of the Senate, the Speaker of the House of Representatives and the Governor.

J.D. McCARTY CENTER FOR CHILDREN WITH  
DEVELOPMENTAL DISABILITIES

SECTION 21. For the fiscal year ending June 30, 1998, the J.D. McCarty Center for Children with Developmental Disabilities shall budget all funds in the following categories and amounts, excluding expenditures for capital and special projects and excluding expenditures from the gifts and bequests fund:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
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General Operations	<u>\$1,535,667.00</u>	<u>\$5,400,000.00</u>
TOTAL	\$1,535,667.00	\$5,400,000.00

SECTION 22. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the J.D. McCarty Center for Children with Developmental Disabilities by law shall be set by the Oklahoma Cerebral Palsy Commission. The salary of the Director shall not exceed Fifty-five Thousand Seven Hundred Ninety-eight Dollars (\$55,798.00) per annum, payable monthly for the fiscal year ending June 30, 1998. The J.D. McCarty Center for Children with Developmental Disabilities, for the fiscal year ending June 30, 1998, shall be subject to the following budgetary limitations, 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	122.0

DEPARTMENT OF MENTAL HEALTH AND  
SUBSTANCE ABUSE SERVICES

SECTION 23. There is hereby appropriated to the Department of Mental Health and Substance Abuse 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 Two Million One Hundred Thirty-five Thousand Five Hundred Dollars (\$2,135,500.00) or so much thereof as may be necessary to perform the duties imposed upon the Department of Mental Health and Substance Abuse Services by law.

SECTION 24. For the fiscal year ending June 30, 1997, the Department of Mental Health and Substance Abuse Services shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Central Administration	\$ 5,967,127.00	\$ 10,482,219.00
Inpatient Hospital	41,971,733.00	57,471,940.00
Community-based Programs	57,375,213.00	81,928,953.00

Substance Abuse Programs	10,113,197.00	31,128,200.00
Domestic Violence Programs	3,165,556.00	4,026,999.00
Residential Care Programs	<u>2,540,252.00</u>	<u>2,984,292.00</u>
TOTAL	\$121,133,078.00	\$188,022,603.00

SECTION 25. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Department of Mental Health and Substance Abuse Services by law shall be set by the Commissioner. The salary of the Commissioner shall not exceed Ninety-two Thousand Nine Hundred Twenty-six Dollars (\$92,926.00) per annum, payable biweekly for the fiscal year ending June 30, 1997. The Department of Mental Health and Substance Abuse Services for the fiscal year ending June 30, 1997, shall be subject to the following budgetary limitations, 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	2,651.0
Lease-Purchase Agreements	\$1,418,429.00

SECTION 26. From the funds appropriated to the Department of Mental Health and Substance Abuse Services in Sections 82 and 83 of Enrolled Senate Bill No. 160 of the 1st Session of the 46th Oklahoma Legislature and in Section 23 of this act, the amount of One Million One Hundred Seventy-five Thousand Dollars (\$1,175,000.00) shall be set aside for purchase of clozapine and related blood monitoring costs and medically indicated atypical antipsychotic medications for clients with treatment-resistant schizophrenia. On or before April 1, 1998, the Department of Mental Health and Substance Abuse Services shall prepare and submit a written report to the Speaker of the House of Representatives and the President Pro Tempore of the Senate detailing expenditures for such medications and providing a progress report on each treatment-resistant schizophrenia patient who is a Department of Mental Health and Substance Abuse Services

client. The report shall be presented in a manner that does not violate the confidentiality of the patient as established by law. Such medications shall be offered and made available to each institutionalized treatment-resistant schizophrenia patient for whom such medication is medically indicated. The written discharge plan for each institutionalized treatment-resistant schizophrenic patient shall provide for appropriate case management to be delivered by community mental health centers or such other case management services as may be available to the Department of Mental Health and Substance Abuse Services.

SECTION 27. Full-time-equivalent employees utilized at the Central Office may be placed in the unclassified service. All other employees of the Central Office shall be in the classified service, except as provided in Section 840-5.5 of Title 74 of the Oklahoma Statutes.

UNIVERSITY HOSPITALS AUTHORITY

SECTION 28. For the fiscal year ending June 30, 1998, the University Hospitals Authority shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Hospital Operations	<u>\$28,026,697.00</u>	<u>\$223,568,661.00</u>
TOTAL	\$28,026,697.00	\$223,568,661.00

SECTION 29. 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 Chief Executive Officer shall not exceed One Hundred Sixty-two Thousand Dollars (\$162,000.00) per annum, payable monthly for the fiscal year ending June 30, 1998. The University Hospitals Authority for the fiscal year ending June 30, 1998, shall be subject to the following budgetary limitations, 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, Excluding	
Medical Residents	3,343.5
Lease-Purchase Agreements	\$1,900,000.00

SECTION 30. The average full-time-equivalent employees limit specified in Section 29 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 University Hospitals Authority, provided that such employees shall be funded with hospital-generated revenues.

DEPARTMENT OF VETERANS AFFAIRS

SECTION 31. There is hereby appropriated to the Oklahoma Department of Veterans Affairs from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1998, the sum of Sixty-one Thousand Twelve Dollars (\$61,012.00) or so much thereof as may be necessary to perform the duties imposed upon the Oklahoma Department of Veterans Affairs by law.

SECTION 32. For the fiscal year ending June 30, 1998, the Oklahoma Department of Veterans Affairs shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Central Administration	\$ 161,427.00	\$ 1,827,538.00
Nursing Care	16,822,441.00	50,299,218.00
George Nigh Rehabilitation		
Institute	835,400.00	4,950,708.00
Claims and Benefits	150,535.00	1,319,448.00
State Accrediting Agency	<u>0.00</u>	<u>235,608.00</u>
TOTAL	\$17,969,803.00	\$58,632,520.00

SECTION 33. 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 Sixty-four Thousand Two Hundred Sixty Dollars (\$64,260.00) per annum, payable monthly for the fiscal year ending June 30, 1998. The Oklahoma Department of Veterans Affairs for the fiscal year ending June 30, 1998, shall be subject to the following budgetary limitations, 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	1,534.0
Lease-Purchase Agreements	\$10,000.00

SECTION 34. The appropriation made by Section 84 of Enrolled Senate Bill No. 160 of the 1st Session of the 46th Oklahoma Legislature and Section 33 of this act 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 the 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 35. The appropriations made by this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 1998 (hereafter FY-98), or may be

budgeted for the fiscal year ending June 30, 1999 (hereafter FY-99). Funds budgeted for FY-98 may be encumbered only through June 30, 1998, and must be expended by November 15, 1998. Any funds remaining after November 15, 1998, and not budgeted for FY-99, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-99 may be encumbered only through June 30, 1999. Any funds remaining after November 15, 1999, 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-98, and not required to pay obligations for that fiscal year, may be budgeted for FY-99, after the agency has prepared and submitted a budget work program revision removing these funds from the FY-98 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 36. This act shall become effective September 1, 1997.

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