

ENGROSSED HOUSE
BILL NO. 1309

By: Turner, Braddock, McCarter,
Toure, Walker, Blackburn,
Auffet, Brannon, Brown,
Carey, Deutschendorf,
Ellis, Gilbert, Glenn,
Harrison, Hilliard, Kiesel,
Lindley, McMullen, McPeak,
Nations, Shelton, Sherrer,
Smithson, Staggs and
Sweeden of the House

and

Coates of the Senate

An Act relating to poor persons; amending 56 O.S. 2001, Section 163.1, which relates to satellite meal sites; providing for certain notice; providing for certain funding requests; requiring certain written notice; providing right to appeal certain denial; specifying procedure for disbursing certain funds; providing for certain notice; and providing an effective date.

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

SECTION 1. AMENDATORY 56 O.S. 2001, Section 163.1, is amended to read as follows:

Section 163.1 A. 1. The Department of Human Services shall authorize the establishment of local satellite meal sites for the purpose of encouraging older Oklahomans to congregate in order to eat meals prepared at another location and delivered to the local satellite meal site.

2. The Aging Services Division of the Department of Human Services shall include a notice in any contract to providers for local satellite meal sites that all federal funds listed in the contract are estimates and are contingent on federal approval of the funding.

3. The Aging Services Division shall accept annual requests for changes in funding from providers for local satellite meal sites.

If the Aging Services Division denies a request for increased funding of services for local satellite meal services, the Division shall provide a written explanation of the denial to the provider on or before the first of the month. The denial shall also contain a statement that any provider that is denied increased funding has a right to appeal the denial. To exercise the right to appeal, the provider must notify the Aging Services Division within forty-eight (48) hours of receipt of the notice. Any appeal may result in a delay in the processing of the monthly disbursement to the provider of the local satellite meal site.

4. Disbursements of funds for local satellite meal services shall be in equal increments and shall be made on a monthly basis by the earliest day in the month that is feasible.

5. The Aging Services Division shall notify the providers of local satellite meal sites when an increase in the nutrition rate has been approved by the United States Congress.

B. The Department of Human Services with the cooperation of the State Fire Marshal and the Oklahoma State Department of Health shall adopt and promulgate standards for the establishment of such satellite meal sites so as to comply with any applicable fire and health code based on occupancy and use of the site. It is the intention of the Legislature that such standards shall be adequate to protect the health and safety of the persons congregating at satellite meal sites but also which will authorize and allow the establishment of the satellite meal sites by the Department, and which will encourage the use of the satellite meal sites for meal delivery services to older Oklahomans.

SECTION 2. This act shall become effective November 1, 2005.

Passed the House of Representatives the 15th day of March, 2005.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2005.

Presiding Officer of the Senate