

1 ENGROSSED HOUSE
2 BILL NO. 2387

By: Miller and Jones of the
House

3 and

4 Crutchfield, Johnson
5 (Mike), Adelson and Myers
of the Senate

6
7
8
9 (State Department of Health - appropriation -
10 effective date -

11 emergency)

12
13
14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. There is hereby appropriated to the State Department
16 of Health from any monies not otherwise appropriated from the
17 General Revenue Fund of the State Treasury for the fiscal year
18 ending June 30, 2009, the sum of _____ Dollars (\$0.00) or so
19 much thereof as may be necessary to perform the duties imposed upon
20 the State Department of Health by law.

21 SECTION 2. For the fiscal year ending June 30, 2009, the State
22 Department of Health shall budget all funds in the following
23 categories and amounts:

24 Category Appropriation Total

1	Support Services	\$0.00	\$0.00
2	Disease and Prevention		
3	Services	0.00	0.00
4	Family Health	0.00	0.00
5	Community Health		
6	Services	0.00	0.00
7	Protective Health		
8	Services	<u>0.00</u>	<u>0.00</u>
9	TOTAL	\$0.00	\$0.00

10 Receipt and expenditures of unanticipated federal funds awarded
11 to the State Department of Health after July 1, 2008, shall be
12 exempt from expenditure and budgetary limitations, provided that any
13 such funds used for operations shall be included in the agency's
14 budget work program.

15 SECTION 3. The duties and compensation of employees, not
16 otherwise prescribed by law, necessary to perform the duties imposed
17 upon the State Department of Health by law shall be set by the State
18 Commissioner of Health. The salary of the State Commissioner of
19 Health shall not exceed _____ Dollars (\$0.00) per annum, payable
20 monthly for the fiscal year ending June 30, 2009. The State
21 Department of Health is authorized, provided that the Commissioner
22 of Health possesses a Doctor of Medicine Degree or a Doctor of
23 Osteopathy Degree and a license to practice medicine in this state,
24 to pay the professional expenses of the Commissioner of Health,

1 including dues, licenses, professional memberships, continuing
2 medical education classes conducted in the State of Oklahoma, and
3 medical malpractice insurance. The State Department of Health for
4 the fiscal year ending June 30, 2009, shall be subject to the
5 following budgetary limitations, except as may be authorized
6 pursuant to the provisions of Section 3603 of Title 74 of the
7 Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
8 Full-time-equivalent Employees	0.00
9 Lease-Purchase Agreements	\$0.00

10 SECTION 4. Of the _____ (___) full-time-equivalent employees
11 authorized in Section 3 of this act, _____ (___) shall be
12 employed to provide services under the provisions of the Oklahoma
13 Early Intervention Act.
14

15 SECTION 5. TRANSFER The State Department of Health shall
16 transfer the sum of _____ Dollars (\$0.00) from the funds
17 appropriated in Section 1 of this act to the Child Abuse Prevention
18 Fund established pursuant to Section 1-227.8 of Title 63 of the
19 Oklahoma Statutes, to be expended in accordance with law.

20 SECTION 6. TRANSFER The State Department of Health shall
21 transfer the sum of _____ Dollars (\$0.00) from the funds
22 appropriated in Section 1 of this act to the Dental Loan Repayment
23 Revolving Fund established pursuant to Section 1-2714 of Title 63 of
24 the Oklahoma Statutes, to be expended in accordance with law.

1 SECTION 7. TRANSFER The State Department of Health shall
2 transfer the sum of _____ Dollars (\$0.00) from the funds
3 appropriated in Section 1 of this act to the Kidney Health Revolving
4 Fund established pursuant to Section 1-2603 of Title 63 of the
5 Oklahoma Statutes, to be expended in accordance with law.

6 SECTION 8. TRANSFER The State Department of Health
7 shall transfer the sum of _____ Dollars (\$0.00) from
8 the funds appropriated in Section 1 of this act to the Alternatives-
9 to-Abortion Services Revolving Fund established pursuant to Section
10 1-740.12 of Title 63 of the Oklahoma Statutes, to be expended in
11 accordance with law.

12 SECTION 9. TRANSFER The State Department of Health shall
13 transfer the sum of _____ Dollars (\$0.00) from the
14 funds appropriated in Section 1 of this act to the Oklahoma
15 Institute for Disaster and Emergency Medicine Revolving Fund
16 established pursuant to Section 1-2523 of Title 63 of the Oklahoma
17 Statutes, to be expended in accordance with law.

18 SECTION 10. From the funds appropriated to the State Department
19 of Health in Section 1 of this act, the following categories and
20 amounts shall be expended:

21	Contractual services of the Margaret	
22	Hudson Program for School Age Parents	\$0.00
23	Contractual services of the Emerson	
24	Teen Parent Program	0.00

1	Contractual services of the Oklahoma	
2	Institute for Child Advocacy	0.00
3	Contractual services of Dental for the	
4	Disabled and Elderly in Need of	
5	Treatment (D-DENT)	0.00
6	Contractual services of the Hearts for	
7	Hearing Foundation	0.00
8	Contractual services of the College of	
9	Osteopathic Medicine of Oklahoma	
10	State University for the Area Health	
11	Education Centers Campaign	0.00
12	Contractual services of the Sickle Cell	
13	Research Foundation, Incorporated	0.00
14	Contractual services of the Alzheimer's	
15	Association, Oklahoma Chapter	0.00
16	Contractual services of the University	
17	of Oklahoma Health Sciences Center,	
18	Department of Pathology	0.00
19	Contractual services of the Tolliver	
20	Alternative Care Center, Incorporated	0.00
21	Contractual services for the University	
22	of Oklahoma Health Sciences Center	
23	Pediatric Endocrinology Department	0.00
24		

1	Contractual services of the Emergency	
2	Medical Services Authority for	
3	establishment and operation of a	
4	trauma transfer and referral center	0.00
5	Contractual services of the North Tulsa	
6	Heritage Foundation, Incorporated	0.00
7	Contractual services of the Metropolitan	
8	Tulsa Urban League, Incorporated	0.00
9	Contractual services of the Greenwood	
10	Educational and Cultural Center	0.00
11	Contractual services of the Oklahoma	
12	Dental Foundation	0.00
13	Contractual services of the University	
14	of Oklahoma College of Medicine -	
15	Tulsa	0.00
16	Contractual services of the College of	
17	Osteopathic Medicine of Oklahoma	
18	State University	0.00
19	Contractual services of the Oklahoma	
20	Economic Development Association	0.00
21	Contractual services of the Oklahoma	
22	State Board of Examiners for Long	
23	Term Care Administrators	<u>0.00</u>
24	TOTAL	\$0.00

1 SECTION 11. From the funds appropriated to the State Department
2 of Health in Section 1 of this act, the amount of _____ Dollars
3 (\$0.00) shall be used for providing perinatal, women's and
4 children's services for low-income persons statewide.

5 Direct services for maternal and child
6 health and to encourage early entry of
7 high-risk clients into the health care
8 system \$0.00

9 Contractual services with the Perinatal
10 Continuing Education Program within the
11 Department of Obstetrics and Gynecology of
12 the University of Oklahoma College of
13 Medicine \$0.00

14 SECTION 12. A. From the funds appropriated to the State
15 Department of Health in Section 1 of this act, _____ Dollars
16 (\$0.00) shall be expended in the following manner. It is the intent
17 of the Legislature that the amount of _____ Dollars (\$0.00) shall
18 be disbursed to community health centers (CHCs) authorized under
19 Section 330 of the Public Health Services Act deemed as Federally
20 Qualified Health Centers (FQHC), and incorporated in the State of
21 Oklahoma. Any disbursement shall be solely for the reimbursement of
22 uncompensated care costs associated with the delivery of primary
23 health care to uninsured patients as regulated by 42 CFR, Chapter 1,
24 Part 51c and all applicable current and future subparts and

1 sections. Any disbursement shall be supported by data contained
2 within the annually submitted Federal Uniform Data System Report and
3 supporting documentation as specified by the State Department of
4 Health within the contract. The methodology for disbursement shall
5 be developed by the Primary Care Office within the Community Health
6 Development Service of the State Department of Health with the
7 approval of the Commissioner of Health. The State Board of Health
8 is authorized to promulgate the methodology into rules. The amount
9 of _____ Dollars (\$0.00) shall be expended as follows: the State
10 Department of Health, Office of Primary Care and Rural Health
11 Development within the Community Health Development Service, for the
12 following purpose: Assist Oklahoma communities in the development
13 and necessary technical assistance to assure the submission of
14 Section 330 federal grant applications to establish new Federally
15 Qualified Health Centers (FQHCs) and/or Federally Qualified Look-A-
16 Like community health centers, as defined by 42 U.S.C., Section
17 1396d(1)(2)(B) including:

18 1. Contracts to provide for community planning and development
19 necessary for establishing federally funded community health centers
20 (FQHCs) and/or Federally Qualified Look-A-Like centers; and

21 2. Contracts to provide for grant development to assist
22 communities in application submission for federal funding to
23 establish and/or expand FQHC services; and

24

1 3. Contracts for specified technical assistance to Section 330
2 federally granted FQHCs having received their initial federal awards
3 after July 1, 2007; and

4 4. Contracts for operational support to community health
5 centers having received FY-2007 state funds to establish FQHC Look-
6 A-Like designation.

7 B. The State Department of Health is authorized to accept
8 donations of land, property, buildings, equipment and gifts of money
9 or other objects of value for the purpose of establishing or
10 expanding Federally Qualified Health Centers.

11 C. The State Department of Health is authorized to utilize
12 grant funds, donations and other funds made available to the
13 Department for the purpose of establishing or expanding Federally
14 Qualified Health Centers, to the extent funds are available.

15 SECTION 13. From the funds appropriated to the State Department
16 of Health in Section 1 of this act, _____ Dollars (\$0.00)
17 shall be expended by reimbursement contract to Eastern Oklahoma
18 Donated Dental Services (EODDS). It is the intent of the
19 Legislature that Eastern Oklahoma Donated Dental Services shall be
20 the contracted provider of donated dental services in Tulsa and
21 Rogers Counties.

22 SECTION 14. It is the intent of the Legislature that the
23 Children First Program shall comply with the uniform components of
24 the State Plan for the Prevention of Child Abuse. The State

1 Department of Health shall contract with a university-related
2 program for a performance-based evaluation of programs. Program
3 sites shall fully cooperate and comply with the evaluation process
4 and sites shall provide weekly caseload and referral information to
5 the State Department of Health.

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

10 SECTION 15. Appropriations made by this act, not including
11 appropriations made for capital outlay purposes, may be budgeted for
12 the fiscal year ending June 30, 2009 (hereafter FY-09) or may be
13 budgeted for the fiscal year ending June 30, 2010 (hereafter FY-10).
14 Funds budgeted for FY-09 may be encumbered only through June 30,
15 2009, and must be expended by November 15, 2009. Any funds
16 remaining after November 15, 2009, and not budgeted for FY-10, shall
17 lapse to the credit of the proper fund for the then current fiscal
18 year. Funds budgeted for FY-10 may be encumbered only through June
19 30, 2010. Any funds remaining after November 15, 2010, shall lapse
20 to the credit of the proper fund for the then current fiscal year.
21 These appropriations may not be budgeted in both fiscal years
22 simultaneously. Funds budgeted in FY-09, and not required to pay
23 obligations for that fiscal year, may be budgeted for FY-10, after
24 the agency to which the funds have been appropriated has prepared

