

STATE OF OKLAHOMA

1st Extraordinary Session of the 56th Legislature (2017)

COMMITTEE SUBSTITUTE  
FOR

HOUSE BILL NO. 1044

By: Wallace and Casey of the  
House

and

David and Fields of the  
Senate

COMMITTEE SUBSTITUTE

An Act relating to the Department of Human Services;  
requiring certain appropriated funds to be used for  
certain purposes; providing legislative intent;  
providing for impact of restoration of funds on  
remaining months of FY-18 budget; and declaring an  
emergency.

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

SECTION 1. It is the intent of the Oklahoma Legislature that  
the Department of Human Services fully fund in its entirety the  
Advantage Home and Community-based Waiver Program, Money Follows the  
Person, Homeward Bound Waiver, In-home Supports, Advantage Waiver,  
Personal Care and state-funded community residential and vocational  
services within the Department of Human Services in FY-2018 with all  
of the state, federal, and other existing financial resources

1 available to the Department, including increasing state funds to  
2 make up for the loss of Federal FMAP funds so that total spending in  
3 FY-2018 is not reduced based on the initial budgeted resources  
4 available at the beginning of FY-18 taking into account restoration  
5 of funds pursuant to actions and enactments occurring as a result of  
6 the 1st Extraordinary Session of the 56th Oklahoma Legislature and  
7 the impact of such funds on the remaining months of the FY-18  
8 budget. It is further the Oklahoma Legislature's intent that  
9 services to clients and related provider rates within the Advantage  
10 Home and Community-based Waiver Program, Money Follows the Person,  
11 Homeward Bound Waiver, In-home Supports, Advantage Waiver, Personal  
12 Care and state-funded community residential and vocational services  
13 not be reduced below contracted rates in effect at the beginning of  
14 FY-18 taking into account restoration of funds pursuant to actions  
15 and enactments occurring as a result of the 1st Extraordinary  
16 Session of the 56th Oklahoma Legislature and the impact of such  
17 funds on the remaining months of the FY-18 budget.

18 SECTION 2. It is the intent of the Oklahoma Legislature that  
19 the Department of Human Services fully fund the Adult Day Services  
20 in FY-2018 with all of the state, federal, and other existing  
21 financial resources available to the Department of Human Services,  
22 including increasing state funds to make up for the loss of Federal  
23 FMAP funds so that total spending in FY-2018 is no less than the  
24 initial budgeted amount in effect at the beginning of FY-18 taking

1 into account restoration of funds pursuant to actions and enactments  
2 occurring as a result of the 1st Extraordinary Session of the 56th  
3 Oklahoma Legislature and the impact of such funds on the remaining  
4 months of the FY-18 budget. It is further the Oklahoma  
5 Legislature's intent that services to current Adult Day Services  
6 clients and related provider rates to such clients not be reduced  
7 below contracted rates in effect at the beginning of FY-18 taking  
8 into account restoration of funds pursuant to actions and enactments  
9 occurring as a result of the 1st Extraordinary Session of the 56th  
10 Oklahoma Legislature and the impact of such funds on the remaining  
11 months of the FY-18 budget.

12 SECTION 3. It is the intent of the Oklahoma Legislature that  
13 the Department of Human Services for FY-2018 set foster care,  
14 residential, group home care and adoption subsidy rates at the same  
15 level in effect at the beginning of FY-18 taking into account  
16 restoration of funds pursuant to actions and enactments occurring as  
17 a result of the 1st Extraordinary Session of the 56th Oklahoma  
18 Legislature and the impact of such funds on the remaining months of  
19 the FY-18 budget.

20 SECTION 4. It is the intent of the Oklahoma Legislature that  
21 the Department of Human Services fund the Senior Nutrition Program  
22 within the Aging Services Division in FY-2018 with all of the state,  
23 federal, and other existing financial resources available to the  
24 Department at or above the amount in effect at the beginning of FY-

1 18 taking into account restoration of funds pursuant to actions and  
2 enactments occurring as a result of the 1st Extraordinary Session of  
3 the 56th Oklahoma Legislature and the impact of such funds on the  
4 remaining months of the FY-18 budget.

5 SECTION 5. It being immediately necessary for the preservation  
6 of the public peace, health or safety, an emergency is hereby  
7 declared to exist, by reason whereof this act shall take effect and  
8 be in full force from and after its passage and approval.

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10 56-1EX-50206 JM 10/24/17

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