

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                   2nd Extraordinary Session of the 56th Legislature (2018)

4   COMMITTEE SUBSTITUTE  
5   FOR  
6   HOUSE BILL NO. 1021

                              By: Wallace and Casey of the  
                                      House

                                                      and

                              David and Fields of the  
                                      Senate

11                               COMMITTEE SUBSTITUTE

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

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

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

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

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

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

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

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

1 Department at or above the amount in effect at the beginning of FY-  
2 18 taking into account restoration of funds pursuant to actions and  
3 enactments occurring as a result of the Extraordinary Sessions of  
4 the 56th Oklahoma Legislature and the impact of such funds on the  
5 remaining months of the FY-18 budget.

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

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11 COMMITTEE REPORT BY: COMMITTEE ON JOINT COMMITTEE ON APPROPRIATIONS  
12 AND BUDGET, dated 02/15/2018 - DO PASS, As Amended.

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