

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Extraordinary Session of the 56th Legislature (2017)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1058

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
16 remaining months of FY-18 budget; and declaring an
17 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 1st Extraordinary Session of the 56th Oklahoma Legislature and
8 the impact of such funds on the remaining months of the FY-18
9 budget. It is further the Oklahoma Legislature's intent that
10 services to clients and related provider rates within the Advantage
11 Home and Community-based Waiver Program, Money Follows the Person,
12 Homeward Bound Waiver, In-home Supports, Advantage Waiver, Personal
13 Care and state-funded community residential and vocational services
14 not be reduced below contracted rates in effect at the beginning of
15 FY-18 taking into account restoration of funds pursuant to actions
16 and enactments occurring as a result of the 1st Extraordinary
17 Session of the 56th Oklahoma Legislature and the impact of such
18 funds on the 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 1st Extraordinary Session 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 1st Extraordinary Session 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 1st
19 Extraordinary Session of the 56th Oklahoma Legislature and the
20 impact of such 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 1st Extraordinary Session 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 11/07/2017 - DO PASS, As Amended.

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OKLAHOMA HOUSE OF REPRESENTATIVES
COMMITTEE REPORT

11/7/2017 4:25:18 PM

JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET COMMITTEE

HB1058

By: Wallace et al of the House

David et al of the Senate

Title: Public finance; FY 18 Budget Adjustment Act; emergency.

Coauthored By:

Recommendation: **DO PASS AS AMENDED BY CS**

Amendments:

1. Committee Substitute Attached



Chr.
Representative Kevin Wallace

YEAS: 20

Caldwell, Calvey, Casey, Cockroft, Dunnington, Echols, Hall, Kannady, Lepak, Loring, Murphey, O'Donnell, Ortega, Osborn (L), Ownbey, Pfeiffer, Roberts (D), Sears, Wallace, Watson

NAYS: 4

Kouplen, Proctor, Stone, Virgin

CONSTITUTIONAL PRIVILEGE: 0

**OKLAHOMA STATE SENATE
JOINT**

COMMITTEE REPORT

November 7, 2017

JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET

HB 1058

By: Wallace of the House and David and Fields of the Senate

Title: Public finance; FY 18 Budget Adjustment Act; emergency.

Recommendation: **DO PASS AS AMENDED**

Aye: Boggs, Holt, McCortney, Newberry, Pittman, Simpson, Sparks, Stanislawski,
Thompson, Fields, David, Schulz, Treat

Nay:

Pass:

Senator Kim David, Chair

Committee Substitute, motion by Senator DAVID - Adopted (Request No: 50220)

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4 FOR

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10 COMMITTEE SUBSTITUTE

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13 certain purposes; providing legislative intent;
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16 emergency.

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1 available to the Department, including increasing state funds to
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7 the impact of such funds on the remaining months of the FY-18
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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
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16 Session of the 56th Oklahoma Legislature and the impact of such
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18 SECTION 7. 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,
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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

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3 Oklahoma Legislature and the impact of such funds on the remaining
4 months of the FY-18 budget. It is further the Oklahoma
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10 Oklahoma Legislature and the impact of such funds on the remaining
11 months of the FY-18 budget.

12 SECTION 8. It is the intent of the Oklahoma Legislature that
13 the Department of Human Services for FY-2018 set foster care,
14 residential, intensive in-home services, group home care and
15 adoption subsidy rates at the same level in effect at the beginning
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17 actions and enactments occurring as a result of the 1st
18 Extraordinary Session of the 56th Oklahoma Legislature and the
19 impact of such funds on the remaining months of the FY-18 budget.

20 SECTION 9. 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 10. 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-50226 JM 10/27/17

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