

STATE OF OKLAHOMA

1st Session of the 57th Legislature (2019)

COMMITTEE SUBSTITUTE  
FOR

SENATE BILL NO. 1067

By: Thompson and Rader of the  
Senate

and

Wallace and Hilbert of the  
House

COMMITTEE SUBSTITUTE

An Act relating to the Department of Mental Health and Substance Abuse Services; requiring that portions of certain appropriated funds be used for certain purposes; directing and prioritizing expenditures of certain funds; creating a pilot program; authorizing requests for early transfers of certain funds for specific purposes; providing for lapse of funds under certain conditions requiring certain budget procedures; prohibiting certain budget procedures; providing an effective date; and declaring an emergency.

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

SECTION 1. From the funds appropriated to the Department of Mental Health and Substance Abuse Services in Enrolled House Bill No. 2765 of the 1st Session of the 57th Oklahoma Legislature, the sum of Ten Million Dollars (\$10,000,000.00) shall be used for Smart on Crime.

1       SECTION 2. Any increase in federal funding related to an  
2 increase in the Federal Medical Assistance Percentage (FMAP) match  
3 rate shall be expended by the Department of Mental Health and  
4 Substance Abuse Services with priority given to addressing the  
5 agency's maintenance needs first, which shall mean maintaining  
6 current levels of services, addressing provider rates and addressing  
7 caps in therapy and case management services imposed during the  
8 preceding twenty-four-month period.

9       SECTION 3. From the funds appropriated to the Department of  
10 Mental Health and Substance Abuse Services in Enrolled House Bill  
11 No. 2765 of the 1st Session of the 57th Oklahoma Legislature, the  
12 sum of One Million Seven Hundred Thousand Dollars (\$1,700,000.00)  
13 shall be used for program growth.

14       SECTION 4. From the funds appropriated to the Department of  
15 Mental Health and Substance Abuse Services in Enrolled House Bill  
16 No. 2765 of the 1st Session of the 57th Oklahoma Legislature, the  
17 sum of Five Hundred Thousand Dollars (\$500,000.00) shall be used for  
18 suicide prevention. These funds shall be used for providing  
19 services which would otherwise be eliminated by the reduction of  
20 federal funding.

21       SECTION 5. From the funds appropriated to the Department of  
22 Mental Health and Substance Abuse Services in Enrolled House Bill  
23 No. 2765 of the 1st Session of the 57th Oklahoma Legislature, the  
24 sum of One Million Nine Hundred Thousand Dollars (\$1,900,000.00)

1 shall be used for asbestos abatement of the Griffin Memorial  
2 Hospital located in Norman, Oklahoma.

3 SECTION 6. There is hereby appropriated to the Department of  
4 Mental Health and Substance Abuse Services from any monies not  
5 otherwise appropriated from the General Revenue Fund of the State  
6 Treasury for the fiscal year ending June 30, 2020, the sum of Five  
7 Hundred Thousand Dollars (\$500,000.00) to establish a pilot program  
8 to provide offenders incarcerated in Carter, Cleveland, Lincoln,  
9 Oklahoma, Okmulgee, Rogers, Stephens and Tulsa county jails in the  
10 State of Oklahoma access to Federal Drug Administration-approved,  
11 evidence-based medication-assisted treatment for opioid and alcohol  
12 dependence. Treatment may be administered while the inmate is  
13 confined in the county jail and when participating in outpatient  
14 care upon release. Funding may only be used for medical evaluations,  
15 the purchase of Federal Drug Administration-approved medication to  
16 treat opioid or alcohol dependency, individual and group counseling  
17 services, cognitive behavioral therapies, and necessary medical and  
18 behavioral health staff needed to implement the program.

19 SECTION 7. The Commissioner of the Department of Mental Health  
20 and Substance Abuse Services may request through the Director of the  
21 Office of Management and Enterprise Services the early transfer by  
22 the Oklahoma Tax Commission of tax collections to the General  
23 Revenue Fund for the purpose of early allocation to the Department's  
24 disbursing funds to alleviate cash-flow problems.

1       SECTION 8. Appropriations made by Enrolled House Bill No. 2765  
2 of the 1st Session of the 57th Oklahoma Legislature, not including  
3 appropriations made for capital outlay purposes, may be budgeted for  
4 the fiscal year ending June 30, 2020 (hereafter FY-20), or may be  
5 budgeted for the fiscal year ending June 30, 2021 (hereafter FY-21).  
6 Funds budgeted for FY-20 may be encumbered only through June 30,  
7 2020, and must be expended by November 15, 2020. Any funds  
8 remaining after November 15, 2020, and not budgeted for FY-21, shall  
9 lapse to the credit of the proper fund for the then-current fiscal  
10 year. Funds budgeted for FY-21 may be encumbered only through June  
11 30, 2021. Any funds remaining after November 15, 2021, shall lapse  
12 to the credit of the proper fund for the then-current fiscal year.  
13 These appropriations shall not be budgeted in both fiscal years  
14 simultaneously. Funds budgeted in FY-20, and not required to pay  
15 obligations for that fiscal year, may be budgeted for FY-21, after  
16 the agency to which the funds have been appropriated has prepared  
17 and submitted a budget work program revision removing these funds  
18 from the FY-20 budget work program and after such revision has been  
19 approved by the Office of Management and Enterprise Services.

20       SECTION 9. This act shall become effective July 1, 2019.

21       SECTION 10. It being immediately necessary for the preservation  
22 of the public peace, health or safety, an emergency is hereby  
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1 declared to exist, by reason whereof this act shall take effect and  
2 be in full force from and after its passage and approval.

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