

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 1073

By: Thompson and Hall of the  
Senate

6 and

7 Wallace and Hilbert of the  
House

8  
9  
10 COMMITTEE SUBSTITUTE

11 An Act relating to Department of Human Services;  
12 requiring that portions of certain appropriated funds  
13 be used for certain purposes and priorities;  
14 prioritizing expenditures of potential increases in  
15 federal funding; directing certain transfer; stating  
16 purpose; appropriating certain federal monies;  
17 stating purpose; authorizing early transfers of  
18 certain funds for specific purposes; directing  
19 certain transfer of appropriated funds in requested  
20 amounts and ratios; requiring maintenance of certain  
21 records; providing for lapse of funds under certain  
22 conditions; requiring certain budget procedures; and  
23 prohibiting certain budget procedures.

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

21 SECTION 1. From the funds appropriated to the Department of  
22 Human Services in Enrolled House Bill No. 2900 of the 1st Session of  
23 the 58th Oklahoma Legislature, the sum of Two Million Dollars  
24 (\$2,000,000.00) shall be used for providing services for persons

1 with developmental disabilities. These funds shall be used to  
2 provide additional services and programs for persons with  
3 developmental disabilities in order to reduce the size of the  
4 Developmental Disabilities Services Division Waiting List based on  
5 need and shall be used to supplement rather than replace existing  
6 resources and programs.

7 SECTION 2. The Department of Human Services shall contract with  
8 a third party to obtain a standardized assessment of individuals on  
9 the Developmental Disabilities Services Division Waiting List. This  
10 assessment shall document the overall needs of the individuals and  
11 be used for future funding requests.

12 SECTION 3. From the funds appropriated to the Department of  
13 Human Services in Enrolled House Bill No. 2900 of the 1st Session of  
14 the 58th Oklahoma Legislature, the sum of Two Hundred Fifty Thousand  
15 Dollars (\$250,000.00) shall be used to implement the provisions of  
16 Enrolled Senate Bill No. 1044 of the 1st Session of the 58th  
17 Oklahoma Legislature.

18 SECTION 4. From the funds appropriated to the Department of  
19 Human Services in Enrolled House Bill No. 2900 of the 1st Session of  
20 the 58th Oklahoma Legislature, the sum of One Million Four Thousand  
21 Three Hundred Forty-four Dollars (\$1,004,344.00) shall be used to  
22 fund debt service obligations for the renovation and construction of  
23 the Robert M. Greer Center located in Enid, Oklahoma.

1       SECTION 5. In a manner not inconsistent with the provisions of  
2 this act, any increase in federal funding related to an increase in  
3 the Federal Medical Assistance Percentage (FMAP) match rate that is  
4 not related to the COVID-19 pandemic shall be expended by the  
5 Department of Human Services with priority given to the Medicaid  
6 waived services to aging and developmentally disabled clients, the  
7 Child Care Subsidy program, and the Adoption Subsidy program.

8       SECTION 6. From the funds appropriated to the Department of  
9 Human Services in Enrolled House Bill No. 2900 of the 1st Session of  
10 the 58th Oklahoma Legislature, the Department of Human Services  
11 shall transfer Two Million Eight Hundred Thousand Dollars  
12 (\$2,800,000.00) to the credit of the Child Abuse Multidisciplinary  
13 Account established in Section 1-9-103 of Title 10A of the Oklahoma  
14 Statutes, which shall be distributed according to Section 1-9-104 of  
15 Title 10A of the Oklahoma Statutes.

16       SECTION 7. There is hereby appropriated to the Department of  
17 Human Services all federal monies received by the state during the  
18 fiscal year ending June 30, 2022, from the Temporary Assistance to  
19 Needy Families Block Grant and the Child Care and Development Fund  
20 Block Grant to meet the provisions of federal law relating to such  
21 grants.

22       SECTION 8. The Director of the Department of Human Services may  
23 request through the Director of the Office of Management and  
24 Enterprise Services the early transfer by the Oklahoma Tax

1 Commission of tax collections to the General Revenue Fund for the  
2 purpose of early allocation to the Department's disbursing funds to  
3 alleviate cash-flow problems.

4 SECTION 9. A. The Director of the Office of Management and  
5 Enterprise Services shall transfer monies appropriated from the  
6 General Revenue Fund to the Department of Human Services' disbursing  
7 funds in the amounts and ratios requested by the agency except that  
8 the cumulative amount transferred shall not exceed the cumulative  
9 amount of equal monthly allotments of the appropriations from the  
10 General Revenue Fund.

11 B. Monies appropriated or collected for the fiscal year ending  
12 June 30, 2022, may be transferred to these disbursing funds for the  
13 fiscal year ending June 30, 2021, to satisfy encumbrances and  
14 obligations of the fiscal year; provided, that monies equal in  
15 amount are transferred from appropriations or collections for the  
16 fiscal year ending June 30, 2021, to the disbursing funds for the  
17 fiscal year ending June 30, 2022, to satisfy encumbrances and  
18 obligations of the fiscal year. All transfer requests shall be in  
19 writing to the Director of the Office of Management and Enterprise  
20 Services.

21 C. The Department of Human Services shall maintain records of  
22 such interyear transfers.

23 SECTION 10. Appropriations made by Enrolled House Bill No. 2900  
24 of the 1st Session of the 58th Oklahoma Legislature, not including

1 appropriations made for capital outlay purposes, may be budgeted for  
2 the fiscal year ending June 30, 2022 (hereafter FY-22), or may be  
3 budgeted for the fiscal year ending June 30, 2023 (hereafter FY-23).  
4 Funds budgeted for FY-22 may be encumbered only through June 30,  
5 2022, and must be expended by November 15, 2022. Any funds  
6 remaining after November 15, 2022, and not budgeted for FY-23, shall  
7 lapse to the credit of the proper fund for the then current fiscal  
8 year. Funds budgeted for FY-23 may be encumbered only through June  
9 30, 2023. Any funds remaining after November 15, 2023, shall lapse  
10 to the credit of the proper fund for the then current fiscal year.  
11 These appropriations shall not be budgeted in both fiscal years  
12 simultaneously. Funds budgeted in FY-22, and not required to pay  
13 obligations for that fiscal year, may be budgeted for FY-23, after  
14 the agency to which the funds have been appropriated has prepared  
15 and submitted a budget work program revision removing these funds  
16 from the FY-22 budget work program and after such revision has been  
17 approved by the Office of Management and Enterprise Services.

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