

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

COMMITTEE SUBSTITUTE
FOR

SENATE BILL 1073

By: Thompson and Hall of the
Senate

and

Wallace and Hilbert of the
House

COMMITTEE SUBSTITUTE

An Act relating to Department of Human Services;
requiring that portions of certain appropriated funds
be used for certain purposes and priorities;
prioritizing expenditures of potential increases in
federal funding; directing certain transfer; stating
purpose; appropriating certain federal monies;
stating purpose; authorizing early transfers of
certain funds for specific purposes; directing
certain transfer of appropriated funds in requested
amounts and ratios; requiring maintenance of certain
records; providing for lapse of funds under certain
conditions; requiring certain budget procedures; and
prohibiting certain budget procedures.

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

SECTION 1. From the funds appropriated to the Department of
Human Services in Enrolled House Bill No. 2900 of the 1st Session of
the 58th Oklahoma Legislature, the sum of Two Million Dollars
(\$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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