

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 58th Legislature (2022)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 4466

By: Wallace and Martinez of the
House

and

Thompson and Hall of the
Senate

12 COMMITTEE SUBSTITUTE

13 An Act relating to the Department of Human Services;
14 requiring that certain funds be utilized for certain
15 purpose; requiring certain funding be used as
16 additional or supplemental funding; requiring certain
17 funding be maintained at certain levels; requiring
18 certain joint approval prior to certain actions;
19 requiring certain transfers to certain funds;
20 appropriating certain federal funds for certain
21 program; authorizing early allocation of funds under
22 certain conditions; authorizing certain transfers;
23 requiring the maintenance of certain records;
24 providing budgeting and expenditure limitations and
 procedures; providing for lapse of funds under
 certain conditions; and requiring and prohibiting
 certain budget procedures.

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

1 SECTION 1. From the funds appropriated to the Department of
2 Human Services in Enrolled Senate Bill No. 1040 of the 2nd Session
3 of the 58th Oklahoma Legislature, the sum of Thirty-two Million Five
4 Hundred Thousand Dollars (\$32,500,000.00) shall be used for
5 providing Home and Community-Based Waiver services for persons with
6 developmental disabilities. These funds shall be used to provide
7 additional services and programs for persons with developmental
8 disabilities in order to eliminate the Developmental Disabilities
9 Services Division Waiting List for all people waiting as of May 1,
10 2022, and to implement a twenty-five percent (25%) increase in rates
11 for all services within the Home and Community-Based Services
12 Waivers to ensure access to services for people with developmental
13 disabilities and those served through the ADvantage Waiver. Such
14 funds shall be used to supplement rather than replace existing
15 resources and programs.

16 SECTION 2. From the funds appropriated to the Department of
17 Human Services in Enrolled Senate Bill No. 1040 of the 2nd Session
18 of the 58th Oklahoma Legislature, the sum of Two Million Five
19 Hundred Thousand Dollars (\$2,500,000.00) shall be used to maintain
20 the funding levels from the fiscal year ending June 30, 2022, of
21 Senior Nutrition programs in rural communities across Oklahoma. The
22 Oklahoma Legislature requires joint approval from the President Pro
23 Tempore of the Oklahoma State Senate and the Speaker of the Oklahoma
24 House of Representatives before any Senior Nutrition sites may be

1 closed due to declining attendance or increased operational costs
2 during the fiscal year ending June 30, 2023.

3 SECTION 3. From the funds appropriated to the Department of
4 Human Services in Enrolled Senate Bill No. 1040 of the 2nd Session
5 of the 58th Oklahoma Legislature, the sum of One Million One
6 Thousand Eight Hundred Six Dollars (\$1,001,806.00) shall be used to
7 fund debt service obligations for the renovation and construction of
8 the Robert M. Greer Center located in Enid, Oklahoma.

9 SECTION 4. From the funds appropriated to the Department of
10 Human Services in Enrolled Senate Bill No. 1040 of the 2nd Session
11 of the 58th Oklahoma Legislature, the sum of One Million One Hundred
12 Thousand Dollars (\$1,100,000.00) shall be used for a nutrition
13 incentive program that helps low income families purchase fresh
14 fruits and vegetables.

15 SECTION 5. From the funds appropriated to the Department of
16 Human Services in Enrolled Senate Bill No. 1040 of the 2nd Session
17 of the 58th Oklahoma Legislature, the Department of Human Services
18 shall transfer Two Million Eight Hundred Thousand Dollars
19 (\$2,800,000.00) to the credit of the Child Abuse Multidisciplinary
20 Account established in Section 1-9-103 of Title 10A of the Oklahoma
21 Statutes, which shall be distributed according to Section 1-9-104 of
22 Title 10A of the Oklahoma Statutes.

23 SECTION 6. There is hereby appropriated to the Department of
24 Human Services all federal monies received by the state during the

1 fiscal year ending June 30, 2023, from the Temporary Assistance for
2 Needy Families Block Grant and the Child Care and Development Fund
3 Block Grant to meet the provisions of federal law relating to such
4 grants.

5 SECTION 7. The Director of the Department of Human Services may
6 request through the Director of the Office of Management and
7 Enterprise Services the early transfer by the Oklahoma Tax
8 Commission of tax collections to the General Revenue Fund for the
9 purpose of early allocation to the Department's disbursing funds to
10 alleviate cash-flow problems.

11 SECTION 8. A. The Director of the Office of Management and
12 Enterprise Services shall transfer monies appropriated from the
13 General Revenue Fund to the Department of Human Services' disbursing
14 funds in the amounts and ratios requested by the agency except that
15 the cumulative amount transferred shall not exceed the cumulative
16 amount of equal monthly allotments of the appropriations from the
17 General Revenue Fund.

18 B. Monies appropriated or collected for the fiscal year ending
19 June 30, 2023, may be transferred to these disbursing funds for the
20 fiscal year ending June 30, 2022, to satisfy encumbrances and
21 obligations of the fiscal year; provided, that monies equal in
22 amount are transferred from appropriations or collections for the
23 fiscal year ending June 30, 2022, to the disbursing funds for the
24 fiscal year ending June 30, 2023, to satisfy encumbrances and

1 obligations of the fiscal year. All transfer requests shall be in
2 writing to the Director of the Office of Management and Enterprise
3 Services.

4 C. The Department of Human Services shall maintain records of
5 such interyear transfers.

6 SECTION 9. The Director of Human Services may request the
7 Director of the Office of Management and Enterprise Services to
8 transfer monies between the Department of Human Services Support
9 Service Providers Grant Program Fund and the Human Services
10 Disbursing Fund or the Department of Human Services Medical and
11 Assistance Fund, as needed for the expenditure of funds.

12 SECTION 10. Appropriations made by Enrolled Senate Bill No.
13 1040 of the 2nd Session of the 58th Oklahoma Legislature, not
14 including appropriations made for capital outlay purposes, may be
15 budgeted for the fiscal year ending June 30, 2023 (hereafter FY-23),
16 or may be budgeted for the fiscal year ending June 30, 2024
17 (hereafter FY-24). Funds budgeted for FY-23 may be encumbered only
18 through June 30, 2023, and must be expended by November 15, 2023.
19 Any funds remaining after November 15, 2023, and not budgeted for
20 FY-24, shall lapse to the credit of the proper fund for the then
21 current fiscal year. Funds budgeted for FY-24 may be encumbered
22 only through June 30, 2024. Any funds remaining after November 15,
23 2024, shall lapse to the credit of the proper fund for the then
24 current fiscal year. These appropriations shall not be budgeted in

1 both fiscal years simultaneously. Funds budgeted in FY-23, and not
2 required to pay obligations for that fiscal year, may be budgeted
3 for FY-24, after the agency to which the funds have been
4 appropriated has prepared and submitted a budget work program
5 revision removing these funds from the FY-23 budget work program and
6 after such revision has been approved by the Office of Management
7 and Enterprise Services.

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9 COMMITTEE REPORT BY: COMMITTEE ON JOINT COMMITTEE ON APPROPRIATIONS
10 AND BUDGET, dated 05/17/2022 - DO PASS, As Amended.
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