

OKLAHOMA STATE SENATE  
GENERAL CONFERENCE COMMITTEE ON APPROPRIATIONS  
COMMITTEE REPORT

May 18, 2021

Mr. President:  
Mr. Speaker:  
The Conference Committee, to which was referred

SB295

By: Simpson and Haste of the Senate and McEntire and Blancett of the House


Title: Public finance; creating the Mental Health and Substance Abuse Services Strategic Planning Council; requiring strategic plan.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

advise that the conferees have been unable to agree.

Respectfully submitted,


SENATE CONFEREES:

  
Thompson

  
Hall


Brooks

Dossett, J.J.

  
Dugger

Floyd

Haste

  
Howard


  
Jeck

Kidd

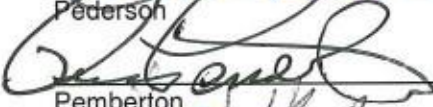
Kirt

Matthews


Montgomery

  
Newhouse


  
Pederson

  
Pemberton

  
Rader

  
Rosino

Simpson

  
Weaver

1 2 3

HOUSE CONFEREES:

General Conference Committee on Appropriations

1 ENGROSSED HOUSE AMENDMENTS

TO

2 ENGROSSED SENATE BILL NO. 295

By: Simpson and Haste of the  
Senate

3  
4 and

5 McEntire of the House

6  
7 An Act relating to public finance; defining terms;  
8 requiring certain state agencies to report certain  
9 information; requiring the Office of Management and  
10 Enterprise Services to submit certain report;  
11 requiring report to be available to the public;  
12 creating the Mental Health and Substance Abuse  
13 Services Strategic Planning Council; providing  
14 expiration date; providing for membership; stating  
15 purpose of the Council; requiring certain strategic  
16 plan to be developed; setting minimum meetings;  
17 requiring strategic plan to be available to the  
18 public; requiring compliance with Oklahoma Open  
19 Meeting Act; allowing certain travel reimbursements;  
20 providing for staffing; requiring certain agencies to  
21 coordinate budget requests; providing for  
22 codification; providing an effective date; and  
23 declaring an emergency.

16 NOTE: Emergency failed

17 AUTHOR: Add the following House Coauthor: Blancett

18 AMENDMENT NO. 1. Page 1, lines 6 through 14, strike the title to  
19 read

20 "[ public finance - creating the Mental Health and  
21 Substance Abuse Services Strategic Planning  
22 Council - requiring certain strategic plan to be  
23 developed ]"

24 AMENDMENT NO. 2: Page 1, line 17: Strike the enacting clause

1 Passed the House of Representatives the 21st day of April, 2021.

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3  
4 Presiding Officer of the House of  
Representatives  
5

6 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2021.

7  
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9 Presiding Officer of the Senate  
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1 ENGROSSED SENATE  
2 BILL NO. 295

By: Simpson and Haste of the  
Senate

3 and

4 McEntire of the House  
5

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20 coordinate budget requests; providing for  
21 codification; providing an effective date; and  
22 declaring an emergency.

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

24 SECTION 1. NEW LAW A new section of law to be codified  
in the Oklahoma Statutes as Section 34.204 of Title 62, unless there  
is created a duplication in numbering, reads as follows:

A. As used in this act:

1. "State agencies that provide, contract for or otherwise fund  
mental health and substance abuse services" includes:

- a. the Department of Mental Health and Substance Abuse Services,
- b. the State Department of Health,
- c. the Oklahoma Health Care Authority,
- d. the Department of Human Services,
- e. the Oklahoma Department of Veterans Affairs,
- f. the State Department of Education,
- g. the Oklahoma Department of Career and Technology Education,
- h. The Oklahoma State System of Higher Education,
- i. the Department of Corrections,
- j. the Oklahoma Commission on Children and Youth, and
- k. the Office of Juvenile Affairs; and

2. "Mental health and substance abuse services" means programs or services directly or indirectly related to the research, prevention or detection of mental health and substance use problems, and all services necessary to treat, care for, control, supervise and rehabilitate persons with mental illness and substance use disorders.

B. On or before September 30, 2021, all state agencies that provide, contract for or otherwise fund mental health and substance abuse services shall report to the Office of Management and Enterprise Services (OMES):

1        1. All mental health services and substance abuse services  
2 provided by the agency. The name, purpose and primary funding  
3 source or sources of each service shall be included;

4        2. A financial summary of spending amounts by method of finance  
5 associated with each program. The financial summary shall include  
6 annual spending on each service in each of the last five (5) state  
7 fiscal years; and

8        3. Outcome summaries for mental health and substance abuse  
9 services. Summaries shall include target population or populations,  
10 numbers served and relevant metrics associated with the performance  
11 of the program.

12        C. On or before November 30, 2021, OMES shall compile agency  
13 reports and submit a unified report to the President Pro Tempore of  
14 the Senate, the Speaker of the House of Representatives, the  
15 Legislative Office of Fiscal Transparency, the Governor and the  
16 Mental Health and Substance Abuse Services Strategic Planning  
17 Council created in Section 2 of this act, and make the report  
18 available to the public. The unified report shall coherently  
19 organize and display agency information and provide a summary of  
20 statewide spending by agency and type of service.

21        D. The Department of Mental Health and Substance Abuse Services  
22 shall provide technical assistance to the agencies and OMES as  
23 necessary for the compilation of this report.

1       SECTION 2.       NEW LAW       A new section of law to be codified  
2 in the Oklahoma Statutes as Section 34.205 of Title 62, unless there  
3 is created a duplication in numbering, reads as follows:

4       A. There is hereby created until June 30, 2027, the Mental  
5 Health and Substance Abuse Services Strategic Planning Council.

6       B. The Council shall be composed of eighteen (18) members  
7 representing mental health professionals and those state agencies  
8 that provide, contract for or otherwise fund mental health and  
9 substance abuse services. The membership of the committee is as  
10 follows:

11       1. The Commissioner of Mental Health and Substance Abuse  
12 Services, or his or her designee;

13       2. The State Commissioner of Health, or his or her designee;

14       3. The Administrator of the Oklahoma Health Care Authority, or  
15 his or her designee;

16       4. The Director of the Department of Human Services, or his or  
17 her designee;

18       5. The Director of the Oklahoma Department of Veterans Affairs,  
19 or his or her designee;

20       6. The Superintendent of Public Instruction, or his or her  
21 designee;

22       7. The Director of the Oklahoma Department of Career and  
23 Technology Education, or his or her designee;

24



1        8. The Chancellor of the Oklahoma State Regents for Higher  
2 Education, or his or her designee;

3        9. The Director of the Department of Corrections, or his or her  
4 designee;

5        10. The Director of the Oklahoma Commission on Children and  
6 Youth, or his or her designee;

7        11. The Director of the Office of Juvenile Affairs, or his or  
8 her designee;

9        12. The President Pro Tempore of the Senate shall appoint two  
10 (2) members:

11            a. a member of the Senate, and

12            b. a director or chief executive officer of a mental  
13 health and substance abuse service provider, or his or  
14 her designee;

15        13. The Speaker of the House of Representatives shall appoint  
16 two (2) members:

17            a. a member of the House of Representatives, and

18            b. a director or chief executive officer of a mental  
19 health and substance abuse service provider, or his or  
20 her designee;

21        14. The Senate Minority Leader shall appoint one member who is  
22 a member of the Senate;

23        15. The House Minority Leader shall appoint one member who is a  
24 member of the House of Representatives; and

1        16. The Governor shall appoint one member who is an academic  
2 specialist in mental health outcomes, research and evidence-based  
3 practices.

4        C. The Council shall meet regularly in order to develop a five-  
5 year comprehensive statewide mental health and substance abuse  
6 services strategic plan. The plan shall be informed by the unified  
7 report on mental health and substance abuse services, spending and  
8 outcomes compiled by OMES. The plan shall include agency and  
9 program goals, measurements, outcomes, budget information and  
10 population information and address the following:

11        1. Reduce programmatic, administrative, regulatory and  
12 budgetary redundancies;

13        2. Maintain financial viability for providers in a cost-  
14 effective manner to the State;

15        3. Ensure care is effective, efficient and appropriate  
16 regardless of setting in which it is provided;

17        4. Increase access to care and treatment;

18        5. Provide sufficient community-based and home services to  
19 provide consumers with care setting options;

20        6. Ensure quality of care in all care settings via the use of  
21 evidence-based best practices, appropriate clinical outcomes and  
22 timely care; and  
23  
24

1        7. Ensure that crisis care, hospitalizations and  
2 institutionalizations, when necessary, is available to meet demand  
3 now and in the future.

4        D. On or before January 31, 2022, the Council shall meet for  
5 the first time and hold, at minimum, a regular monthly meeting until  
6 the completion of the mental health and substance abuse services  
7 strategic plan.

8        E. On or before June 30, 2022, the Council shall complete the  
9 strategic plan. The strategic plan shall be active from July 1,  
10 2022 to June 30, 2027. The Council shall submit the strategic plan  
11 to the President Pro Tempore of the Senate, the Speaker of the House  
12 of Representatives, the Legislative Office of Fiscal Transparency  
13 and the Governor, and make the strategic plan available to the  
14 public through each member agency website.

15        F. The strategic plan is not intended to serve as an omnibus  
16 budget request. The strategic plan is intended to identify  
17 budgetary efficiencies and create a more accountable, transparent  
18 and coordinated budget request for mental health and substance abuse  
19 services.

20        G. The meetings of the Council shall be subject to the Oklahoma  
21 Open Meeting Act.

22        H. Members of the Council shall not receive compensation nor  
23 reimbursement for any expenses incurred in performing the duties  
24 associated with the development of the five-year comprehensive

1 statewide mental health and substance abuse services strategic plan;  
2 however, legislative members shall be reimbursed for necessary  
3 travel expenses incurred in the performance of duties in accordance  
4 with the provisions of Section 456 of Title 74 of the Oklahoma  
5 Statutes.

6 I. Staffing for the Council shall be provided by the Department  
7 of Mental Health and Substance Abuse Services.

8 SECTION 3. NEW LAW A new section of law to be codified  
9 in the Oklahoma Statutes as Section 34.206 of Title 62, unless there  
10 is created a duplication in numbering, reads as follows:

11 A. State agencies that provide, contract for or otherwise fund  
12 mental health and substance abuse services shall align annual agency  
13 budgets and estimates of funds needed for mental health and  
14 substance abuse services with the plan developed by the Mental  
15 Health and Substance Abuse Services Strategic Planning Council.

16 B. The Council shall convene quarterly meetings during the  
17 implementation of the five-year strategic plan to monitor progress,  
18 review outcomes and compile progress reports from individual  
19 agencies that provide mental health and substance abuse services to  
20 prepare for the unified progress report.

21 C. On or before June 30th of each year during the strategic  
22 plan period state agencies that provide, contract for or otherwise  
23 fund mental health and substance abuse services shall provide a  
24 unified progress report to the President Pro Tempore of the Senate,

1 the Speaker of the House of Representatives, the Legislative Office  
2 of Fiscal Transparency and the Governor, and make the progress  
3 report available to the public through each member agency website.

4 D. The unified progress report shall include updates on all  
5 state agencies that provide, contract for or otherwise fund mental  
6 health and substance abuse services, their program goals,  
7 measurements, outcomes, budget information and population  
8 information in one document. Additionally, the unified progress  
9 report shall include changes in the number of private service  
10 providers for mental health and substance abuse services and provide  
11 updated recommendations on service need to ensure the public need  
12 for mental health and substance abuse services is met.

13 SECTION 4. This act shall become effective July 1, 2021.

14 SECTION 5. It being immediately necessary for the preservation  
15 of the public peace, health or safety, an emergency is hereby  
16 declared to exist, by reason whereof this act shall take effect and  
17 be in full force from and after its passage and approval.

1 Passed the Senate the 9th day of March, 2021.

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3 \_\_\_\_\_  
4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2021.

7  
8 \_\_\_\_\_  
9 Presiding Officer of the House  
10 of Representatives