

STATE OF OKLAHOMA

1st Session of the 59th Legislature (2023)

COMMITTEE SUBSTITUTE  
FOR

HOUSE BILL NO. 2884

By: Wallace and Martinez of the  
House

and

Thompson and Hall of the  
Senate

COMMITTEE SUBSTITUTE

An Act relating to the Department of Human Services;  
making appropriations; identifying source;  
establishing amounts; providing purposes; requiring  
and limiting the utilization of funds; creating  
certain special accounts; limiting duration of  
accounts; requiring certain determinations; providing  
and limiting the nature of accounts and funds within  
accounts; authorizing agency to submit request for  
certain deposits or transfers; requiring certain  
compliance and verifications; authorizing certain  
memorandums of understanding; limiting scope;  
prohibiting certain memoranda terms; authorizing and  
limiting the promulgation of rules and utilization of  
procedures; authorizing and limiting the retention of  
monies for administration costs; requiring certain  
reports and submissions to certain entities;  
requiring appearance before certain joint committee;  
limiting duration of certain requirements; providing  
determination process; establishing requirements;  
providing for noncodification; and declaring an  
emergency.

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

SECTION 1. NEW LAW A new section of law not to be  
codified in the Oklahoma Statutes reads as follows:

There is hereby appropriated to the Department of Human Services  
from any monies not otherwise appropriated from the Statewide  
Recovery Fund of the State Treasury created in Enrolled House Bill  
No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
sum of Twenty-five Million Dollars (\$25,000,000.00) or so much  
thereof as may be necessary for promoting healthy childhood  
environments through expanding capacity for child care services.  
Such funds shall be utilized in a manner consistent with the  
recommendations adopted by the Joint Committee on Pandemic Relief  
Funding on September 20, 2022.

SECTION 2. NEW LAW A new section of law not to be  
codified in the Oklahoma Statutes reads as follows:

There is hereby appropriated to the Department of Human Services  
from any monies not otherwise appropriated from the Statewide  
Recovery Fund of the State Treasury created in Enrolled House Bill  
No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
sum of Two Million Eight Hundred Thousand Dollars (\$2,800,000.00) or  
so much thereof as may be necessary to provide semi-independent  
housing, food security, and transitional tools to victims of  
domestic violence. Such funds shall be utilized in a manner  
consistent with the recommendations adopted by the Joint Committee  
on Pandemic Relief Funding on September 20, 2022.

SECTION 3. NEW LAW A new section of law not to be  
codified in the Oklahoma Statutes reads as follows:

There is hereby appropriated to the Department of Human Services  
from any monies not otherwise appropriated from the Statewide  
Recovery Fund of the State Treasury created in Enrolled House Bill  
No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
sum of Seven Hundred Thousand Dollars (\$700,000.00) or so much  
thereof as may be necessary for services to reduce child abuse and  
neglect by focusing programs on fathers and high-risk communities.  
Such funds shall be utilized in a manner consistent with the  
recommendations adopted by the Joint Committee on Pandemic Relief  
Funding on September 20, 2022.

SECTION 4. NEW LAW A new section of law not to be  
codified in the Oklahoma Statutes reads as follows:

There is hereby appropriated to the Department of Human Services  
from any monies not otherwise appropriated from the Statewide  
Recovery Fund of the State Treasury created in Enrolled House Bill  
No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
sum of One Million Dollars (\$1,000,000.00) or so much thereof as may  
be necessary for capital improvements to a facility that serves  
victims of domestic violence, sexual assault, and human sex  
trafficking. Such funds shall be utilized in a manner consistent  
with the recommendations adopted by the Joint Committee on Pandemic  
Relief Funding on September 20, 2022.

1       SECTION 5.       NEW LAW       A new section of law not to be  
2 codified in the Oklahoma Statutes reads as follows:

3       There is hereby appropriated to the Department of Human Services  
4 from any monies not otherwise appropriated from the Statewide  
5 Recovery Fund of the State Treasury created in Enrolled House Bill  
6 No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
7 sum of Two Million Dollars (\$2,000,000.00) or so much thereof as may  
8 be necessary to develop a multipurpose community facility aimed at  
9 providing assistance to individuals impacted by domestic violence  
10 and sexual abuse. Such funds shall be utilized in a manner  
11 consistent with the recommendations adopted by the Joint Committee  
12 on Pandemic Relief Funding on September 20, 2022.

13       SECTION 6.       NEW LAW       A new section of law not to be  
14 codified in the Oklahoma Statutes reads as follows:

15       There is hereby appropriated to the Department of Human Services  
16 from any monies not otherwise appropriated from the Statewide  
17 Recovery Fund of the State Treasury created in Enrolled House Bill  
18 No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
19 sum of Thirty Million One Hundred Thousand Dollars (\$30,100,000.00)  
20 or so much thereof as may be necessary to promote healthy childhood  
21 environments and address educational disparities. Such funds shall  
22 be utilized in a manner consistent with the recommendations adopted  
23 by the Joint Committee on Pandemic Relief Funding on September 20,  
24 2022.

SECTION 7. NEW LAW A new section of law not to be  
codified in the Oklahoma Statutes reads as follows:

There is hereby appropriated to the Department of Human Services  
from any monies not otherwise appropriated from the Statewide  
Recovery Fund of the State Treasury created in Enrolled House Bill  
No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
sum of Three Million Dollars (\$3,000,000.00) or so much thereof as  
may be necessary to develop a food program which focuses on food  
distribution, education, workforce development, and health  
assessments. Such funds shall be utilized in a manner consistent  
with the recommendations adopted by the Joint Committee on Pandemic  
Relief Funding on September 20, 2022.

SECTION 8. NEW LAW A new section of law not to be  
codified in the Oklahoma Statutes reads as follows:

There is hereby appropriated to the Department of Human Services  
from any monies not otherwise appropriated from the Statewide  
Recovery Fund of the State Treasury created in Enrolled House Bill  
No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
sum of Three Hundred Forty-two Thousand Three Hundred Sixty Dollars  
(\$342,360.00) or so much thereof as may be necessary to address the  
needs of at-risk youth in Oklahoma by providing counseling and other  
support services for youth and their parents for child care  
services. Such funds shall be utilized in a manner consistent with

1 the recommendations adopted by the Joint Committee on Pandemic  
2 Relief Funding on September 20, 2022.

3 SECTION 9. NEW LAW A new section of law not to be  
4 codified in the Oklahoma Statutes reads as follows:

5 There is hereby appropriated to the Department of Human Services  
6 from any monies not otherwise appropriated from the Statewide  
7 Recovery Fund of the State Treasury created in Enrolled House Bill  
8 No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
9 sum of Three Hundred Thousand Dollars (\$300,000.00) or so much  
10 thereof as may be necessary for addressing holistic approaches and  
11 violence prevention through mental health and substance abuse  
12 services, education, and job training and placement. Such funds  
13 shall be utilized in a manner consistent with the recommendations  
14 adopted by the Joint Committee on Pandemic Relief Funding on  
15 September 20, 2022.

16 SECTION 10. NEW LAW A new section of law not to be  
17 codified in the Oklahoma Statutes reads as follows:

18 A. There is hereby created in the State Treasury a Statewide  
19 Recovery Special Account for the Department of Human Services for  
20 each appropriation section of this act. The duration of such  
21 accounts shall continue for the period of time that monies related  
22 to the American Rescue Plan Act of 2021 are being budgeted,  
23 expended, or managed in the state. The ending of such period shall  
24 be determined by the State Treasurer, and shall result in the

1 closing of such accounts as a matter of law. Such accounts shall be  
2 continuing accounts as otherwise provided in this section, not  
3 subject to fiscal year limitations, and shall exclusively consist of  
4 monies related to the relevant appropriation made in this act and as  
5 otherwise directed by law. All monies deposited to the credit of  
6 such accounts are hereby appropriated and may be budgeted and  
7 expended by the Department of Human Services in accordance with the  
8 provisions of this act. Expenditures from such accounts shall be  
9 made upon warrants issued by the State Treasurer against claims  
10 filed as prescribed by law with the Director of the Office of  
11 Management and Enterprise Services for approval and payment.

12 B. The Department of Human Services is authorized to request in  
13 writing that the monies appropriated by the provisions of this act  
14 be deposited or transferred to the accounts created pursuant to  
15 subsection A of this section. No later than seven (7) calendar days  
16 from the date of such request, the Director of the Office of  
17 Management and Enterprise Services shall comply with such request  
18 and verify to the requesting agency that such deposit or transfer  
19 has been completed.

20 SECTION 11. NEW LAW A new section of law not to be  
21 codified in the Oklahoma Statutes reads as follows:

22 The Department of Human Services may enter into memorandums of  
23 understanding with other agencies of the State of Oklahoma for the  
24 auditing, documentation, evaluation, implementation, oversight,

1 reporting, and management of funds and associated efforts related to  
2 the appropriations made in this act; provided, that no such  
3 memorandum of understanding shall require or include, as an option  
4 or condition, the direct or practical transfer or relinquishment of  
5 control by the agency appropriated such funds to budget, expend,  
6 allocate, and request the distribution of the funds appropriated by  
7 this act.

8 SECTION 12. NEW LAW A new section of law not to be  
9 codified in the Oklahoma Statutes reads as follows:

10 The Department of Human Services may promulgate rules, utilize  
11 existing rules, establish procedures, and utilize existing  
12 procedures to implement the provisions of this act; provided, such  
13 rules and procedures do not conflict with or impede the provisions  
14 of this act.

15 SECTION 13. NEW LAW A new section of law not to be  
16 codified in the Oklahoma Statutes reads as follows:

17 The Department of Human Services shall retain no more than two  
18 percent (2%) of the funds appropriated by this act to reimburse:

- 19 1. Costs incurred by the Department of Human Services; or
  - 20 2. Costs incurred on the agency's behalf,
- 21 associated with the administration of the appropriated funds and  
22 programming required by the Department of Human Services under the  
23 provisions of this act; provided, that no funds shall be retained  
24



1 that would be disallowable under the provisions of the American  
2 Rescue Plan Act of 2021.

3 SECTION 14. NEW LAW A new section of law not to be  
4 codified in the Oklahoma Statutes reads as follows:

5 A. The Department of Human Services shall:

6 1. Submit to the Chairs of the Joint Committee on Pandemic  
7 Relief Funding, or any successor Oklahoma House of Representatives  
8 or Oklahoma State Senate legislative committee or joint committee,  
9 as designated by the Speaker of the Oklahoma House of  
10 Representatives and the President Pro Tempore of the Oklahoma State  
11 Senate:

12 a. a written or electronic quarterly report detailing the  
13 budgeting, expenditure, and management of all monies  
14 appropriated in this act, and

15 b. a copy of all memorandums of understanding and  
16 contracts with third parties entered into by the  
17 Department of Human Services to facilitate, assist, or  
18 administer powers and duties provided to the  
19 Department of Human Services under the provisions of  
20 this act; and

21 2. At the Joint Committee on Pandemic Relief Funding's request,  
22 appear before the Joint Committee no later than six (6) months after  
23 the effective date of this act, and as otherwise requested by the  
24

1 Joint Committee to provide a status update regarding the  
2 implementation of the provisions of this act.

3 B. The provisions of subsection A of this section shall remain  
4 applicable for the period of time that monies appropriated under  
5 this act are being budgeted, expended, or managed in the state. The  
6 ending of such period shall be determined by the State Treasurer,  
7 and shall be reported to the Governor, the Speaker of the Oklahoma  
8 House of Representatives and the President Pro Tempore of the  
9 Oklahoma State Senate.

10 SECTION 15. NEW LAW A new section of law not to be  
11 codified in the Oklahoma Statutes reads as follows:

12 A. For all projects funded in this measure, if a non-profit  
13 501(c)(3) organization may help implement the project, the  
14 Department of Human Services shall require the non-profit show:

15 1. It provides direct services to residents of Oklahoma;

16 2. It is in good standing with the Office of the Secretary of  
17 State;

18 3. Is in compliance with the applicable federal and Oklahoma  
19 Tax laws for years 2019, 2020, and 2021; and

20 4. It continues to provide its good standing with the Office of  
21 the Secretary of State and in compliance with applicable federal and  
22 Oklahoma tax laws for all years the non-profit is helping implement  
23 the program.

24

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

59-1-8006           MKS           03/13/23