

1 ENGROSSED HOUSE  
2 BILL NO. 2884

By: Wallace and Martinez of the  
House

3 and

4 Thompson (Roger) and Hall  
5 of the Senate  
6  
7

8 An Act relating to the Department of Human Services;  
9 making appropriations; identifying source;  
10 establishing amounts; providing purposes; requiring  
11 and limiting the utilization of funds; creating  
12 certain special accounts; limiting duration of  
13 accounts; requiring certain determinations; providing  
14 and limiting the nature of accounts and funds within  
15 accounts; authorizing agency to submit request for  
16 certain deposits or transfers; requiring certain  
17 compliance and verifications; authorizing certain  
18 memorandums of understanding; limiting scope;  
19 prohibiting certain memoranda terms; authorizing and  
20 limiting the promulgation of rules and utilization of  
21 procedures; authorizing and limiting the retention of  
22 monies for administration costs; requiring certain  
23 reports and submissions to certain entities;  
24 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

1 Recovery Fund of the State Treasury created in Enrolled House Bill  
2 No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
3 sum of Twenty-five Million Dollars (\$25,000,000.00) or so much  
4 thereof as may be necessary for promoting healthy childhood  
5 environments through expanding capacity for child care services.  
6 Such funds shall be utilized in a manner consistent with the  
7 recommendations adopted by the Joint Committee on Pandemic Relief  
8 Funding on September 20, 2022.

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

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

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

23 There is hereby appropriated to the Department of Human Services  
24 from any monies not otherwise appropriated from the Statewide

1 Recovery Fund of the State Treasury created in Enrolled House Bill  
2 No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
3 sum of Seven Hundred Thousand Dollars (\$700,000.00) or so much  
4 thereof as may be necessary for services to reduce child abuse and  
5 neglect by focusing programs on fathers and high-risk communities.  
6 Such funds shall be utilized in a manner consistent with the  
7 recommendations adopted by the Joint Committee on Pandemic Relief  
8 Funding on September 20, 2022.

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

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

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

23 There is hereby appropriated to the Department of Human Services  
24 from any monies not otherwise appropriated from the Statewide

1 Recovery Fund of the State Treasury created in Enrolled House Bill  
2 No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
3 sum of Two Million Dollars (\$2,000,000.00) or so much thereof as may  
4 be necessary to develop a multipurpose community facility aimed at  
5 providing assistance to individuals impacted by domestic violence  
6 and sexual abuse. Such funds shall be utilized in a manner  
7 consistent with the recommendations adopted by the Joint Committee  
8 on Pandemic Relief Funding on September 20, 2022.

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

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

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

23 There is hereby appropriated to the Department of Human Services  
24 from any monies not otherwise appropriated from the Statewide

1 Recovery Fund of the State Treasury created in Enrolled House Bill  
2 No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
3 sum of Three Million Dollars (\$3,000,000.00) or so much thereof as  
4 may be necessary to develop a food program which focuses on food  
5 distribution, education, workforce development, and health  
6 assessments. Such funds shall be utilized in a manner consistent  
7 with the recommendations adopted by the Joint Committee on Pandemic  
8 Relief Funding on September 20, 2022.

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

11 There is hereby appropriated to the Department of Human Services  
12 from any monies not otherwise appropriated from the Statewide  
13 Recovery Fund of the State Treasury created in Enrolled House Bill  
14 No. 3349 of the 2nd Session of the 58th Oklahoma Legislature, the  
15 sum of Three Hundred Forty-two Thousand Three Hundred Sixty Dollars  
16 (\$342,360.00) or so much thereof as may be necessary to address the  
17 needs of at-risk youth in Oklahoma by providing counseling and other  
18 support services for youth and their parents for child care  
19 services. Such funds shall be utilized in a manner consistent with  
20 the recommendations adopted by the Joint Committee on Pandemic  
21 Relief Funding on September 20, 2022.

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

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

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

14       A. There is hereby created in the State Treasury a Statewide  
15 Recovery Special Account for the Department of Human Services for  
16 each appropriation section of this act. The duration of such  
17 accounts shall continue for the period of time that monies related  
18 to the American Rescue Plan Act of 2021 are being budgeted,  
19 expended, or managed in the state. The ending of such period shall  
20 be determined by the State Treasurer, and shall result in the  
21 closing of such accounts as a matter of law. Such accounts shall be  
22 continuing accounts as otherwise provided in this section, not  
23 subject to fiscal year limitations, and shall exclusively consist of  
24 monies related to the relevant appropriation made in this act and as

1 otherwise directed by law. All monies deposited to the credit of  
2 such accounts are hereby appropriated and may be budgeted and  
3 expended by the Department of Human Services in accordance with the  
4 provisions of this act. Expenditures from such accounts shall be  
5 made upon warrants issued by the State Treasurer against claims  
6 filed as prescribed by law with the Director of the Office of  
7 Management and Enterprise Services for approval and payment.

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

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

18 The Department of Human Services may enter into memorandums of  
19 understanding with other agencies of the State of Oklahoma for the  
20 auditing, documentation, evaluation, implementation, oversight,  
21 reporting, and management of funds and associated efforts related to  
22 the appropriations made in this act; provided, that no such  
23 memorandum of understanding shall require or include, as an option  
24 or condition, the direct or practical transfer or relinquishment of

1 control by the agency appropriated such funds to budget, expend,  
2 allocate, and request the distribution of the funds appropriated by  
3 this act.

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

6 The Department of Human Services may promulgate rules, utilize  
7 existing rules, establish procedures, and utilize existing  
8 procedures to implement the provisions of this act; provided, such  
9 rules and procedures do not conflict with or impede the provisions  
10 of this act.

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

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

15 1. Costs incurred by the Department of Human Services; or  
16 2. Costs incurred on the agency's behalf,  
17 associated with the administration of the appropriated funds and  
18 programming required by the Department of Human Services under the  
19 provisions of this act; provided, that no funds shall be retained  
20 that would be disallowable under the provisions of the American  
21 Rescue Plan Act of 2021.

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

24 A. The Department of Human Services shall:

1        1. Submit to the Chairs of the Joint Committee on Pandemic  
2 Relief Funding, or any successor Oklahoma House of Representatives  
3 or Oklahoma State Senate legislative committee or joint committee,  
4 as designated by the Speaker of the Oklahoma House of  
5 Representatives and the President Pro Tempore of the Oklahoma State  
6 Senate:

7            a. a written or electronic quarterly report detailing the  
8                budgeting, expenditure, and management of all monies  
9                appropriated in this act, and

10          b. a copy of all memorandums of understanding and  
11                contracts with third parties entered into by the  
12                Department of Human Services to facilitate, assist, or  
13                administer powers and duties provided to the  
14                Department of Human Services under the provisions of  
15                this act; and

16        2. At the Joint Committee on Pandemic Relief Funding's request,  
17 appear before the Joint Committee no later than six (6) months after  
18 the effective date of this act, and as otherwise requested by the  
19 Joint Committee to provide a status update regarding the  
20 implementation of the provisions of this act.

21        B. The provisions of subsection A of this section shall remain  
22 applicable for the period of time that monies appropriated under  
23 this act are being budgeted, expended, or managed in the state. The  
24 ending of such period shall be determined by the State Treasurer,

1 and shall be reported to the Governor, the Speaker of the Oklahoma  
2 House of Representatives and the President Pro Tempore of the  
3 Oklahoma State Senate.

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

6 For all projects funded in this measure, if a nonprofit  
7 501(c)(3) organization may help implement the project, the  
8 Department of Human Services shall require the nonprofit show:

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

10 2. It is in good standing with the Office of the Secretary of  
11 State;

12 3. It is in compliance with the applicable federal and Oklahoma  
13 tax laws for years 2019, 2020, and 2021; and

14 4. It continues to provide its good standing with the Office of  
15 the Secretary of State and is in compliance with applicable federal  
16 and Oklahoma tax laws for all years the nonprofit is helping  
17 implement the program.

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

1 Passed the House of Representatives the 14th day of March, 2023.

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3 \_\_\_\_\_  
4 Presiding Officer of the House  
of Representatives

5 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2023.

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8 \_\_\_\_\_  
Presiding Officer of the Senate