

1 ENGROSSED SENATE AMENDMENT  
TO  
2 ENGROSSED HOUSE  
BILL NO. 2115

By: Osburn of the House

and

Thompson of the Senate

7 [ state government - Energy Conservation Assistance  
8 Fund - Energy Conservation Assistance Loan Fund -  
9 Weatherization Revolving Fund - references to the  
10 Oklahoma Department of Commerce - effective date ]

13 AMENDMENT NO. 1. Page 1, strike the stricken title, enacting clause  
14 and entire bill and insert

15 "An Act relating to public assistance programs;  
16 directing the Department of Human Services to  
administer certain programs; designating the  
17 Department to receive certain federal funds;  
18 requiring the Department to fulfill certain federal  
requirements; transferring certain powers, duties,  
19 records, assets, and monies to the Department;  
authorizing certain agreement for transfer of  
20 personnel; creating certain employee protections;  
transferring certain administrative rules; providing  
21 for creation of certain transition team; amending 63  
O.S. 2021, Sections 2902 and 2903, which relate to  
the Energy Conservation Assistance Fund; conforming  
22 language; updating statutory language; amending 74  
O.S. 2021, Sections 5030 and 5032, which relate to  
weatherization funds; conforming language; updating  
23 statutory language; amending 74 O.S. 2021, Sections  
5035, 5036, 5037, 5038, 5039, and 5040, which relate  
24 to community action agencies; conforming language;

1 updating statutory references and language; amending  
2 74 O.S. 2021, Section 5040.4, as amended by Section  
3 7, Chapter 375, O.S.L. 2024 (74 O.S. Supp. 2024,  
4 Section 5040.4), which relates to the Rx for Oklahoma  
5 Act; conforming language; providing for codification;  
6 providing for recodification; and providing an  
7 effective date.

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

9 SECTION 1. NEW LAW A new section of law to be codified  
10 in the Oklahoma Statutes as Section 261 of Title 56, unless there is  
11 created a duplication in numbering, reads as follows:

12 A. On and after the effective date of this act, the Department  
13 of Human Services shall administer:

14 1. The United States Department of Energy's Weatherization  
15 Assistance Program;

16 2. The United States Department of Health and Human Services'  
17 Community Services Block Grant; and

18 3. The United States Department of Housing and Urban  
19 Development's Emergency Solutions Grants Program.

20 B. The Department of Human Services is hereby designated to  
21 receive Weatherization Assistance Program and Emergency Solutions  
22 Grants Program funds appropriated, authorized, or allocated for  
23 usage within this state by the United States government.

24 C. The Department of Human Services shall fulfill any  
requirements necessary for receipt of federal program funds

1 including, but not limited to, submission of a Consolidated Plan to  
2 the United States Department of Housing and Urban Development.

3 D. 1. Upon the effective date of this act, all powers and  
4 duties of the Oklahoma Department of Commerce related to the  
5 programs listed in subsection A of this section shall be transferred  
6 to the Department of Human Services. All records, contractual  
7 rights and responsibilities, assets, fund balances, encumbrances,  
8 and obligations of the Oklahoma Department of Commerce related to  
9 the programs listed in subsection A of this section shall be  
10 transferred to the Department of Human Services.

11 2. Any monies accruing to or in the name of the Oklahoma  
12 Department of Commerce in relation to the programs listed in  
13 subsection A of this section on or after the effective date of this  
14 act shall be transferred to the Department of Human Services.

15 3. The Director of the Office of Management and Enterprise  
16 Services shall coordinate the transfer of funds, allotments,  
17 purchase orders, and outstanding financial obligations or  
18 encumbrances as provided for in this section.

19 4. The Oklahoma Department of Commerce and the Department of  
20 Human Services may enter into an agreement for the transfer of  
21 personnel from the Oklahoma Department of Commerce to the Department  
22 of Human Services. No employee shall be transferred to the  
23 Department of Human Services except on the freely given written  
24 consent of the employee. Any employees who are transferred to the

1 Department of Human Services shall not be required to accept a  
2 lesser grade or salary than presently received. All employees  
3 shall, in accordance with applicable law, retain leave, sick, and  
4 annual time earned, and any retirement and longevity benefits which  
5 have accrued during their tenure with the Oklahoma Department of  
6 Commerce. The transfer of personnel shall be coordinated with the  
7 Office of Management and Enterprise Services.

8 5. Upon the effective date of this act, all administrative  
9 rules promulgated by the Oklahoma Department of Commerce governing  
10 the programs listed in subsection A of this section shall be  
11 transferred to and become a part of the administrative rules of the  
12 Department of Human Services. The Office of Administrative Rules  
13 within the Office of the Secretary of State shall provide adequate  
14 notice in The Oklahoma Register of the transfer of such rules and  
15 shall place the transferred rules under the Oklahoma Administrative  
16 Code title of the Department of Human Services. Such rules shall  
17 continue in force and effect as rules of the Department of Human  
18 Services from and after the effective date of this act, and any  
19 amendment, repeal, or addition to the transferred rules shall be  
20 under the jurisdiction of the Director of Human Services.

21 E. The Director of Human Services shall appoint a transition  
22 team to coordinate, plan, and guide the transfer of the programs  
23 listed in subsection A of this section. The transition team shall  
24 consist of representatives of the Department of Human Services,

1 representatives of the Oklahoma Department of Commerce, one  
2 representative of a statewide association representing community  
3 action agencies, and two executive directors of community action  
4 agencies.

5 SECTION 2. AMENDATORY 63 O.S. 2021, Section 2902, is  
6 amended to read as follows:

7 Section 2902. A. The ~~Oklahoma~~ Department of ~~Commerce~~ Human  
8 Services shall be responsible for the disbursement and  
9 implementation of the Energy Conservation Assistance Fund.

10 B. The Department shall involve senior citizen groups, social  
11 service agencies, and other civic groups in publicizing such  
12 program.

13 C. The Department ~~of Human Services, in cooperation with the~~  
14 ~~Oklahoma Department of Commerce,~~ shall determine eligibility  
15 requirements necessary to qualify a homeowner to obtain such grants.  
16 ~~Upon meeting any such eligibility standards, the Department of Human~~  
17 ~~Services shall certify to the Oklahoma Department of Commerce that~~  
18 ~~such homeowner is qualified to receive such grant upon notification~~  
19 ~~of such certification.~~ The ~~Oklahoma~~ Department ~~of Commerce~~ shall  
20 distribute the grant funds. Priorities shall be established for  
21 applications according to those indicating the greatest need. Low-  
22 income elderly and handicapped applicants shall be given first  
23 priority.

24

1 D. In order to qualify for grant assistance, the property shall  
2 meet all of the following requirements:

3 1. The property shall be the homestead of the applicant; and

4 2. The property for which the grant is issued shall not be  
5 income-producing or used in any method other than as the principal  
6 residence of the applicant.

7 E. Grants may be issued to finance the following types of  
8 weatherization:

9 1. Structural repairs necessary to improve efficient heating  
10 and cooling of the residence;

11 2. Insulation for attics, walls, and water heaters;

12 3. Replacement of broken glass, inefficient doors, and door  
13 thresholds;

14 4. Storm windows;

15 5. Caulking and weather stripping; and

16 6. Other appropriate energy conservation measures as determined  
17 by the ~~Oklahoma~~ Department of ~~Commerce~~.

18 F. No ~~grants~~ grant shall be:

19 1. Be made through this program unless an energy audit has been  
20 performed on the applicant's principal residence;

21 ~~No grant shall exceed~~ 2. Exceed Three Thousand Dollars  
22 ~~(\$3,000.00). No grant shall be; or~~

23 3. Be awarded to any applicant with an annual income in excess  
24 ~~of the amount specified in this subsection.~~

1 ~~Income eligibility shall be determined based on~~ one hundred  
2 twenty-five percent (125%) of the poverty guidelines issued by the  
3 United States Office of Management and Budget.

4 ~~F. G.~~ The application for the grant shall be in such form as  
5 determined by the ~~Oklahoma Department of Commerce~~. No grant shall  
6 be issued to any person until such person has been certified as  
7 eligible by the Department ~~of Human Services~~. The applicant shall  
8 be provided with copies of all documents related to the issuance of  
9 the grant. The applicant shall provide documents, as required,  
10 concerning the status of property and household income.

11 ~~G. H.~~ 1. The ~~Oklahoma Department of Commerce~~ contractors shall  
12 be nonprofit community action agencies or other nonprofit entities  
13 experienced with weatherization programs. The ~~Oklahoma Department~~  
14 ~~of Commerce~~ shall monitor contractors for compliance with all  
15 Department policies, guidelines, and regulations.

16 2. Contractors shall be responsible for completion and  
17 inspection of all work undertaken. No payment shall be made to any  
18 contractor until after the required documentation is submitted and  
19 approved by the ~~Oklahoma Department of Commerce~~. Payments to  
20 contractors shall be made for services rendered and shall be based  
21 on the costs previously agreed to in writing.

22 ~~H. I.~~ The ~~Oklahoma Department of Commerce~~ shall actively  
23 monitor and audit the financial and operating records of the  
24 contractors involved with the Energy Conservation Assistance Fund to

1 assure appropriate compliance with established regulations,  
2 guidelines, and standards. The ~~Oklahoma~~ Department of ~~Commerce~~  
3 shall also monitor contractors to ensure use of proper materials and  
4 workmanship.

5 SECTION 3. AMENDATORY 63 O.S. 2021, Section 2903, is  
6 amended to read as follows:

7 Section 2903. A. The State of Oklahoma through the Department  
8 of Human Services shall have a lien against the property on which  
9 the work is being performed for the amount of the loan plus interest  
10 thereon. The Department shall record a notice of lien with the  
11 county clerk where the property is located. A delinquent  
12 installment of the loan may be foreclosed by the Department and the  
13 property concerned shall be sold in the manner provided for  
14 foreclosures of mortgages on land. Any real estate sold under any  
15 order, judgment, or decree of court to satisfy the lien may be  
16 redeemed by the owner or his or her assignee at any time within one  
17 (1) year of the date of the sale by paying to the purchaser thereof  
18 or his or her assignee the amount paid with interest from the date  
19 of purchase at the rate of twelve percent (12%) per year.

20 B. Repayment of each loan shall be determined according to a  
21 repayment schedule determined by the Department.

22 C. Repayment of the loan may be deferred until that time when  
23 the loan recipient sells the property or ownership is transferred.  
24 In such cases where a loan has not been repaid after ten (10) years,



1 another ten-year extension shall be granted if the loan recipient or  
2 the surviving spouse is still the owner-occupier of the residence.  
3 Such extensions shall be granted until such time when the property  
4 is transferred from the loan recipient or the surviving spouse to  
5 another party.

6 D. Loan repayments shall be made to the ~~Oklahoma~~ Department of  
7 ~~Commerce~~ and shall be deposited in the Energy Conservation ~~Loan~~  
8 Assistance Fund.

9 SECTION 4. AMENDATORY 74 O.S. 2021, Section 5030, is  
10 amended to read as follows:

11 Section 5030. A. There is hereby created in the State Treasury  
12 a revolving fund to be designated ~~as~~ the "Weatherization Revolving  
13 Fund", which shall consist of all monies appropriated or transferred  
14 to the fund. ~~Said~~ The revolving fund shall be a continuing fund,  
15 not subject to fiscal year limitations ~~and~~, shall be under the  
16 administration of the ~~Oklahoma~~ Department of ~~Commerce~~ Human  
17 Services, and may be disbursed without legislative appropriation for  
18 the purpose provided by subsection B of this section. ~~Warrants for~~  
19 ~~expenditures~~ Expenditures from ~~said~~ the revolving fund shall be  
20 ~~drawn~~ made upon warrants issued by the State Treasurer, ~~based on~~  
21 ~~against~~ claims signed by an authorized employee or employees of the  
22 ~~Oklahoma Department of Commerce and approved for payment by~~ filed as  
23 prescribed by law with the Director of the Office of Management and  
24 Enterprise Services for approval and payment.

1        B. It is hereby declared that energy conservation is in the  
2 interest of the State of Oklahoma. The purpose of ~~this fund~~ the  
3 Weatherization Revolving Fund is to provide monies to be used for  
4 the purpose of weatherizing households in Oklahoma, thereby  
5 conserving the oil and natural gas resources of the state.

6        ~~B. On July 1, 1986, any unallotted cash balance in the~~  
7 ~~Weatherization Revolving Fund created in Section 1537.1 of this~~  
8 ~~title shall be transferred to the Weatherization Revolving Fund~~  
9 ~~created in this section. All outstanding financial obligations and~~  
10 ~~encumbrances of the Weatherization Revolving Fund created in Section~~  
11 ~~1537.1 of this title are hereby transferred to the Oklahoma~~  
12 ~~Department of Commerce. After November 15, 1986, any unexpended~~  
13 ~~balance in the Weatherization Revolving Fund created in Section~~  
14 ~~1537.1 of this title shall be transferred to the Weatherization~~  
15 ~~Revolving Fund created in this section.~~

16        SECTION 5.        AMENDATORY        74 O.S. 2021, Section 5032, is  
17 amended to read as follows:

18        Section 5032. Community action agencies shall administer the  
19 weatherization funds of the ~~Low-Income~~ Low Income Home Energy  
20 Assistance ~~Block Grant~~ Program (LIHEAP) on a local level unless the  
21 ~~Oklahoma Department of Commerce~~ Director of Human Services  
22 determines that the program can be more effectively administered  
23 through another entity.

SECTION 6. AMENDATORY 74 O.S. 2021, Section 5035, is amended to read as follows:

Section 5035. A. The ~~Oklahoma Department of Commerce~~ Department of Human Services is hereby designated to receive Community Services Block Grant Funds appropriated, authorized, or allocated for usage within ~~the State of Oklahoma~~ this state by the United States ~~Government~~ government. These funds shall be used for, but not limited to, the following:

1. ~~Provide~~ Providing a range of services and activities having major impact on causes and effects of poverty in the community or those areas of the community where poverty is a particularly acute problem;

2. ~~Provide~~ Providing activities designed to assist low-income participants including the elderly poor;

- a. to secure and retain meaningful employment,
- b. to attain an adequate education,
- c. to make better use of available income,
- d. to obtain and maintain adequate housing and a suitable living environment,
- e. to obtain emergency assistance,
- f. to remove obstacles and solve problems which block the achievement of self-sufficiency, and
- g. to make more effective use of other programs;

1        3. ~~Provide~~ Providing on an emergency basis for the provision of  
2 such supplies and services, nutritious foodstuffs, and related  
3 services, as may be necessary to counteract conditions of starvation  
4 and malnutrition among the poor or temporarily indigent;

5        4. ~~Coordinate~~ Coordinating and ~~establish~~ establishing linkages  
6 between government and other social services programs to assure the  
7 effective delivery of such services to low-income individuals; and

8        5. ~~Encourage~~ Encouraging the use of entities in the private  
9 sector of the community in efforts to eliminate poverty in the  
10 community.

11        B. The ~~Oklahoma Department of Commerce~~ Director of Human  
12 Services shall promulgate and ensure compliance ~~on~~ with rules,  
13 regulations, policies, and procedures to carry out all programs of  
14 the Community Services Block Grant.

15        C. At least ninety percent (90%) of the Community ~~Service~~  
16 Services Block Grant funds received by the ~~Oklahoma Department of~~  
17 ~~Commerce~~ Department for the state from the United States ~~Government~~  
18 government shall be allocated to community action agencies, as  
19 defined in ~~this act~~ Section 5001 et seq. of this title.

20        D. If the Community Services Block Grant is consolidated with  
21 any other block grant or other federal program, then a proportional  
22 share of the consolidated funds shall be used for services under the  
23 Community Services Block Grant program in accordance with ~~this act~~  
24 Section 5001 et seq. of this title for at least twelve (12) months.

1 The ~~Oklahoma Department of Commerce~~ Department shall retain  
2 administrative responsibility of these funds.

3 E. For each consolidated program, proportional share shall be  
4 the percentage of total funds received by all consolidated programs  
5 prior to the consolidation.

6 SECTION 7. AMENDATORY 74 O.S. 2021, Section 5036, is  
7 amended to read as follows:

8 Section 5036. A. A community action agency shall be defined as  
9 a public or private nonprofit agency, designated by the ~~Oklahoma~~  
10 ~~Department of Commerce~~ Department of Human Services.

11 B. The ~~Oklahoma Department of Commerce~~ shall have the right to  
12 Department may evaluate existing service areas and community action  
13 agencies and, as may be necessary, modify boundaries of the service  
14 areas or rescind designation in accordance with the provisions  
15 ~~outlined in Section 45 of this act~~ of Section 5039 of this title so  
16 that services will be adequately and efficiently provided.

17 SECTION 8. AMENDATORY 74 O.S. 2021, Section 5037, is  
18 amended to read as follows:

19 Section 5037. A community action agency shall establish a  
20 governing board of directors which shall consist of not less than  
21 twelve nor more than thirty-six members. At least one-third of the  
22 members shall be representative of the poor in the areas served and  
23 shall be chosen through a democratic selection process. One-third  
24 of the members shall be elected public officials or their designees

1 as established by the ~~Oklahoma Department of Commerce~~ Department of  
2 Human Services. The remaining members shall be representative of  
3 business, industry, labor, religious, welfare, education, or other  
4 major groups and interests in the community. The community action  
5 agency board of directors shall be responsible for:

6 1. The appointment and dismissal of an executive director of  
7 the community action agency;

8 2. The approval of contracts, annual budget requests, and  
9 operational policies of the community action agency;

10 3. The performance of an annual audit by an independent  
11 auditor;

12 4. Convening of public meetings to provide citizens the  
13 opportunity to comment on public policies and programs to reduce  
14 poverty;

15 5. ~~Evaluate~~ Evaluation of programs and policies of the  
16 community action agency; and

17 6. Compliance with all ~~Oklahoma Department of Commerce,~~  
18 federal, state, and local ~~and agency~~ rules, regulations, policies,  
19 and procedures.

20 SECTION 9. AMENDATORY 74 O.S. 2021, Section 5038, is  
21 amended to read as follows:

22 Section 5038. To ensure statewide delivery of Community  
23 Services Block Grant services, the ~~Oklahoma Department of Commerce~~  
24

1 Department of Human Services shall establish a process to designate  
2 community action agencies.

3 SECTION 10. AMENDATORY 74 O.S. 2021, Section 5039, is  
4 amended to read as follows:

5 Section 5039. A. Prior to rescission of designation of a  
6 community action agency, the ~~Oklahoma Department of Commerce~~  
7 Department of Human Services shall:

8 1. Determine whether the existing or proposed community action  
9 agency is in compliance with Sections ~~41, 42 and 43~~ 5035, 5036, and  
10 5037 of this ~~act~~ title;

11 2. Evaluate the existing or proposed community action agency  
12 service area, and, as may be necessary, modify the boundaries of the  
13 service area so that services will be adequately and efficiently  
14 provided; and

15 3. Provide a written notice containing the reasons for the  
16 anticipated action to the ~~chairman~~ chair of the board of the  
17 existing or proposed community action agency.

18 B. The ~~Oklahoma Department of Commerce~~ Department may rescind  
19 the designation of a community action agency if it is found that the  
20 community action agency is not in compliance with any or all of the  
21 provisions of Sections ~~41, 42 and 43~~ 5035, 5036, and 5037 of this  
22 ~~act~~ title.

23 Any agency whose designation is rescinded pursuant to this  
24 section may appeal the order of rescission in accordance with

1 existing state and federal law. The ~~Oklahoma Department of Commerce~~  
2 Department shall consider a community action agency or agencies for  
3 the assumption of all or a portion of the service area of a  
4 community action agency with contiguous borders whose designation  
5 may be rescinded.

6 SECTION 11. AMENDATORY 74 O.S. 2021, Section 5040, is  
7 amended to read as follows:

8 Section 5040. A. A community action agency shall serve as a  
9 primary advocate for the reduction of the causes, conditions, and  
10 effects of poverty and shall provide social and economic  
11 opportunities that foster self-sufficiency for low-income persons.  
12 Any service provided by a community action agency through the  
13 Community Services Block Grant opportunity shall be made available  
14 to all eligible persons within the community action agency's service  
15 area. The activities of a community action agency shall, subject to  
16 rules and regulations promulgated by the ~~Oklahoma Department of~~  
17 ~~Commerce~~ Director of Human Services, include, but not be limited to,  
18 the following:

19 1. Informing state and local governments, private agencies and  
20 organizations, and citizens of the nature and extent of poverty  
21 within the service area;

22 2. Developing, administering, and operating community social  
23 and economic programs to reduce poverty within the entire area;



1        3. Providing and advocating for training and technical  
2 assistance to the poor and other residents within the service area  
3 to better define human problems, improve services, and facilitate  
4 citizen participation;

5        4. Promoting interagency cooperation and coordination in  
6 providing services to low-income persons;

7        5. Entering into contracts with federal, state, and local  
8 public and private agencies and organizations as necessary to carry  
9 out the purposes of ~~this act~~ Section 5001 et seq. of this title; and

10       6. Engaging in any other activity necessary to fulfill the  
11 intent of this section and Sections 5034 through 5039 of this title.

12       B. The ~~Department of Commerce~~ Department of Human Services  
13 shall not execute a contract with a community action agency until  
14 the applicant submits, and the Department approves, a budget work  
15 program for expenditure of funds. Each contract shall require  
16 audits of expenditures, as provided in rules promulgated by the  
17 ~~Department~~ Director.

18       SECTION 12.        AMENDATORY        74 O.S. 2021, Section 5040.4, as  
19 amended by Section 7, Chapter 375, O.S.L. 2024 (74 O.S. Supp. 2024,  
20 Section 5040.4), is amended to read as follows:

21       Section 5040.4. A. The State Department of Health shall  
22 establish, through a competitive bid process, a statewide program to  
23 assist medically indigent residents of Oklahoma to receive  
24 prescriptions from drug manufacturer assistance programs.

1 B. Agencies including, but not limited to, the following shall  
2 be encouraged by the Department to submit bids:

- 3 1. County offices of the Department of Human Services;
- 4 2. County health departments;
- 5 3. Community action agencies designated by the ~~Oklahoma~~  
6 ~~Department of Commerce~~ Department of Human Services pursuant to  
7 Section 5038 of this title;
- 8 4. Community mental health centers;
- 9 5. Private nonprofit agencies; and
- 10 6. Public entities engaged in the delivery of social services.

11 C. Agencies selected by the State Department of Health to  
12 provide services pursuant to the Rx for Oklahoma Act shall, at a  
13 minimum, demonstrate their ability to:

14 1. Deliver services in a community or geographic area of the  
15 state that is not currently receiving services pursuant to the Rx  
16 for Oklahoma Act;

17 2. Maintain a dedicated telephone line and computer with  
18 Internet access with appropriate software during normal business  
19 hours; and

20 3. Have staff or volunteers available who can:

- 21 a. develop and implement community awareness initiatives  
22 about the prescription assistance services offered by  
23 the agency,

- b. determine whether a pharmaceutical program is offered for the drug or drugs a person needs,
- c. determine whether a person is eligible for assistance through a pharmaceutical program,
- d. assist a person to make application to and enroll in a pharmaceutical assistance program,
- e. keep accurate records of the number of clients served,
- f. maintain the confidentiality of all client information including, but not limited to, the client's identity, application information, and other records, and
- g. estimate the value of prescriptions provided to clients under the program.

D. Eligibility for the Rx for Oklahoma Act shall be residents of Oklahoma who:

1. Are medically indigent; or
2. Are not medically indigent but cannot reasonably afford to pay for prescription medications.

E. The State Department of Health shall promulgate rules or establish procedures necessary to implement the program established by the Rx for Oklahoma Act and shall electronically submit an annual report to the Legislature and the Governor no later than January 1 of each year. The report shall include, but not be limited to, the following:

1        1. A listing of entities awarded grants and the amount of each  
2 award;

3        2. The number of residents served who were eligible for a drug  
4 manufacturer assistance program and the average amount of savings  
5 per resident;

6        3. The number of residents who sought assistance pursuant to  
7 the Rx for Oklahoma Act, but were determined not to be eligible for  
8 a drug manufacturer assistance program; and

9        4. A report by the Department of total expenditures. Included  
10 within the report shall be a summary of each grantee's  
11 administrative, personnel, and direct services expenditures by  
12 category relative to the grantee's administration of the program.

13        SECTION 13.        RECODIFICATION        63 O.S. 2021, Sections 2901  
14 and 2904, shall be recodified as Sections 261.1 and 261.4 of Title  
15 56 of the Oklahoma Statutes, unless there is created a duplication  
16 in numbering.

17        SECTION 14.        RECODIFICATION        63 O.S. 2021, Sections 2902  
18 and 2903, as amended by Sections 2 and 3 of this act, shall be  
19 recodified as Sections 261.2 and 261.3 of Title 56 of the Oklahoma  
20 Statutes, unless there is created a duplication in numbering.

21        SECTION 15.        RECODIFICATION        74 O.S. 2021, Sections 5030  
22 and 5032, as amended by Sections 4 and 5 of this act, shall be  
23 recodified as Sections 261.11 and 261.12 of Title 56 of the Oklahoma  
24 Statutes, unless there is created a duplication in numbering.

SECTION 16. RECODIFICATION 74 O.S. 2021, Sections 5034 and 5040.1, shall be recodified as Sections 261.21 and 261.28 of Title 56 of the Oklahoma Statutes, unless there is created a duplication in numbering.

SECTION 17. RECODIFICATION 74 O.S. 2021, Sections 5035, 5036, 5037, 5038, 5039, and 5040, as amended by Sections 6, 7, 8, 9, 10, and 11 of this act, shall be recodified as Sections 261.22, 261.23, 261.24, 261.25, 261.26, and 261.27 of Title 56 of the Oklahoma Statutes, unless there is created a duplication in numbering.

SECTION 18. This act shall become effective July 1, 2026."

Passed the Senate the 7th day of May, 2025.

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Presiding Officer of the Senate

Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
2025.

Presiding Officer of the House  
of Representatives

1 ENGROSSED HOUSE  
2 BILL NO. 2115

By: Osburn of the House

and

Thompson of the Senate

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7  
8 [ state government - Energy Conservation Assistance  
9 Fund - Energy Conservation Assistance Loan Fund -  
10 Weatherization Revolving Fund - references to the  
11 Oklahoma Department of Commerce - effective date ]  
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14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 19. AMENDATORY 63 O.S. 2021, Section 2902, is  
16 amended to read as follows:

17 Section 2902. A. The ~~Oklahoma~~ Department of ~~Commerce~~ Human  
18 Services shall be responsible for the disbursement and  
19 implementation of the Energy Conservation Assistance Fund.

20 B. The Department shall involve senior citizen groups, social  
21 service agencies and other civic groups in publicizing such program.

22 C. The Department of Human Services, ~~in cooperation with the~~  
23 ~~Oklahoma Department of Commerce,~~ shall determine eligibility  
24 requirements necessary to qualify a homeowner to obtain such grants.

1 Upon meeting any such eligibility standards, the Department of Human  
2 Services shall certify ~~to the Oklahoma Department of Commerce~~ that  
3 such homeowner is qualified to receive such grant upon notification  
4 of such certification. The ~~Oklahoma Department of Commerce~~ Human  
5 Services shall distribute the grant funds. Priorities shall be  
6 established for applications according to those indicating the  
7 greatest need. Low-income elderly and handicapped applicants shall  
8 be given first priority.

9 D. In order to qualify for grant assistance, the property shall  
10 meet all of the following requirements:

- 11 1. The property shall be the homestead of the applicant; and
- 12 2. The property for which the grant is issued shall not be  
13 income-producing or used in any method other than as the principal  
14 residence of the applicant.

15 E. Grants may be issued to finance the following types of  
16 weatherization:

- 17 1. Structural repairs necessary to improve efficient heating  
18 and cooling of the residence;
- 19 2. Insulation for attics, walls and water heaters;
- 20 3. Replacement of broken glass, inefficient doors and door  
21 thresholds;
- 22 4. Storm windows;
- 23 5. Caulking and weather stripping; and

1        6. Other appropriate energy conservation measures as determined  
2 by the ~~Oklahoma~~ Department of ~~Commerce~~ Human Services.

3        No grants shall be made through this program unless an energy  
4 audit has been performed on the applicant's principal residence.

5        No grant shall exceed Three Thousand Dollars (\$3,000.00). No  
6 grant shall be awarded to any applicant with an annual income in  
7 excess of the amount specified in this subsection.

8        Income eligibility shall be determined based on one hundred  
9 twenty-five percent (125%) of the poverty guidelines issued by the  
10 United States Office of Management and Budget.

11       F. The application for the grant shall be in such form as  
12 determined by the ~~Oklahoma~~ Department of ~~Commerce~~ Human Services.  
13 No grant shall be issued to any person until such person has been  
14 certified as eligible by the Department of Human Services. The  
15 applicant shall be provided with copies of all documents related to  
16 the issuance of the grant. The applicant shall provide documents,  
17 as required, concerning the status of property and household income.

18       G. 1. The ~~Oklahoma~~ Department of ~~Commerce~~ Human Services  
19 contractors shall be nonprofit community action agencies or other  
20 nonprofit entities experienced with weatherization programs. The  
21 ~~Oklahoma~~ Department of ~~Commerce~~ Human Services shall monitor  
22 contractors for compliance with all Department policies, guidelines  
23 and regulations.



1        2. Contractors shall be responsible for completion and  
2 inspection of all work undertaken. No payment shall be made to any  
3 contractor until after the required documentation is submitted and  
4 approved by the ~~Oklahoma~~ Department of ~~Commerce~~ Human Services.  
5 Payments to contractors shall be made for services rendered and  
6 shall be based on the costs previously agreed to in writing.

7        H. The ~~Oklahoma~~ Department of ~~Commerce~~ Human Services shall  
8 actively monitor and audit the financial and operating records of  
9 the contractors involved with the Energy Conservation Assistance  
10 Fund to assure appropriate compliance with established regulations,  
11 guidelines and standards. The ~~Oklahoma~~ Department of ~~Commerce~~ Human  
12 Services shall also monitor contractors to ensure use of proper  
13 materials and workmanship.

14        SECTION 20.        AMENDATORY        63 O.S. 2021, Section 2903, is  
15 amended to read as follows:

16        Section 2903. A. The State of Oklahoma through the Department  
17 shall have a lien against the property on which the work is being  
18 performed for the amount of the loan plus interest thereon. The  
19 Department shall record a notice of lien with the county clerk where  
20 the property is located. A delinquent installment of the loan may  
21 be foreclosed by the Department and the property concerned shall be  
22 sold in the manner provided for foreclosures of mortgages on land.  
23 Any real estate sold under any order, judgment or decree of court to  
24 satisfy the lien may be redeemed by the owner or his assignee at any

1 time within one (1) year of the date of the sale by paying to the  
2 purchaser thereof or his assignee the amount paid with interest from  
3 the date of purchase at the rate of twelve percent (12%) per year.

4 B. Repayment of each loan shall be determined according to a  
5 repayment schedule determined by the Department.

6 C. Repayment of the loan may be deferred until that time when  
7 the loan recipient sells the property or ownership is transferred.  
8 In such cases where a loan has not been repaid after ten (10) years,  
9 another ten-year extension shall be granted if the loan recipient or  
10 the surviving spouse is still the owner-occupier of the residence.  
11 Such extensions shall be granted until such time when the property  
12 is transferred from the loan recipient or the surviving spouse to  
13 another party.

14 D. Loan repayments shall be made to the ~~Oklahoma~~ Department of  
15 ~~Commerce~~ Human Services and shall be deposited in the Energy  
16 Conservation Loan Fund.

17 SECTION 21. AMENDATORY 74 O.S. 2021, Section 5030, is  
18 amended to read as follows:

19 Section 5030. ~~A.~~ There is hereby created in the State Treasury  
20 a revolving fund to be designated as the "Weatherization Revolving  
21 Fund", which shall consist of all monies appropriated or transferred  
22 to the fund. Said revolving fund shall be a continuing fund not  
23 subject to fiscal year limitations and shall be under the  
24 administration of the ~~Oklahoma~~ Department of ~~Commerce~~ Human Services

1 and may be disbursed without legislative appropriation. Warrants  
2 for expenditures from said revolving fund shall be drawn by the  
3 State Treasurer, based on claims signed by an authorized employee or  
4 employees of the ~~Oklahoma~~ Department of ~~Commerce~~ Human Services and  
5 approved for payment by the Director of the Office of Management and  
6 Enterprise Services. It is hereby declared that energy conservation  
7 is in the interest of the State of Oklahoma. The purpose of this  
8 fund is to provide monies to be used for the purpose of weatherizing  
9 households in Oklahoma thereby conserving the oil and natural gas  
10 resources of the state.

11 ~~B. On July 1, 1986, any unallotted cash balance in the~~  
12 ~~Weatherization Revolving Fund created in Section 1537.1 of this~~  
13 ~~title shall be transferred to the Weatherization Revolving Fund~~  
14 ~~created in this section. All outstanding financial obligations and~~  
15 ~~encumbrances of the Weatherization Revolving Fund created in Section~~  
16 ~~1537.1 of this title are hereby transferred to the Oklahoma~~  
17 ~~Department of Commerce. After November 15, 1986, any unexpended~~  
18 ~~balance in the Weatherization Revolving Fund created in Section~~  
19 ~~1537.1 of this title shall be transferred to the Weatherization~~  
20 ~~Revolving Fund created in this section.~~

21 SECTION 22. This act shall become effective July 1, 2026.  
22  
23  
24

1 Passed the House of Representatives the 26th day of March, 2025.

2  
3 \_\_\_\_\_  
4 Presiding Officer of the House  
5 of Representatives

6 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2025.

7  
8 \_\_\_\_\_  
9 Presiding Officer of the Senate