

# An Act

ENROLLED HOUSE  
BILL NO. 2767

By: Wallace and Hilbert of the  
House

and

Thompson and Rader of the  
Senate

An Act relating to the Rate Preservation Fund;  
creating the Rate Preservation Fund; designating the  
nature of the fund; declaring fund monies  
appropriated; providing and limiting purpose of  
expenditure; requiring certain expenditure and  
budgetary procedures; authorizing certain transfers;  
providing for codification; and declaring an  
emergency.

SUBJECT: Rate Preservation Fund

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

SECTION 1. NEW LAW A new section of law to be codified  
in the Oklahoma Statutes as Section 5020A of Title 63, unless there  
is created a duplication in numbering, reads as follows:

There is hereby created in the State Treasury a fund for the  
Oklahoma Health Care Authority to be designated the "Rate  
Preservation Fund". The fund shall be a continuing fund, not  
subject to fiscal year limitations, and shall consist of monies  
designated to the fund by law. All monies accruing to the credit of  
the fund are hereby appropriated and may be budgeted and expended by  
the Authority for the sole purpose of maintaining reimbursement  
rates to providers when decreases in the state's Federal Medical  
Assistance Percentage (FMAP) rate would otherwise result in  
implementation of reimbursement rate decreases by the Authority.  
Expenditures from the fund shall be made upon warrants issued by the

State Treasurer against claims filed as prescribed by law with the Director of the Office of Management and Enterprise Services for approval and payment. The Administrator of the Authority may request the Director of the Office of Management and Enterprise Services to transfer monies between the Rate Preservation Fund and any other fund of the Authority as needed for the expenditure of funds.

SECTION 2. 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.

Passed the House of Representatives the 17th day of May, 2019.

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

Passed the Senate the 21st day of May, 2019.

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

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_