

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 COMMITTEE SUBSTITUTE
4 FOR

5 HOUSE BILL NO. 4466

By: Wallace and Martinez of the
House

6 and

7 Thompson and Hall of the
8 Senate

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11 COMMITTEE SUBSTITUTE

12 An Act relating to the Department of Human Services;
13 requiring that certain funds be utilized for certain
14 purpose; requiring certain funding be used as
15 additional or supplemental funding; requiring certain
16 funding be maintained at certain levels; requiring
17 certain joint approval prior to certain actions;
18 requiring certain transfers to certain funds;
19 appropriating certain federal funds for certain
20 program; authorizing early allocation of funds under
21 certain conditions; authorizing certain transfers;
22 requiring the maintenance of certain records;
23 providing budgeting and expenditure limitations and
24 procedures; providing for lapse of funds under
certain conditions; and requiring and prohibiting
certain budget procedures.

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

SECTION 1. From the funds appropriated to the Department of
Human Services in Enrolled Senate Bill No. 1040 of the 2nd Session

1 of the 58th Oklahoma Legislature, the sum of Thirty-two Million Five
2 Hundred Thousand Dollars (\$32,500,000.00) shall be used for
3 providing Home and Community-Based Waiver services for persons with
4 developmental disabilities. These funds shall be used to provide
5 additional services and programs for persons with developmental
6 disabilities in order to eliminate the Developmental Disabilities
7 Services Division Waiting List for all people waiting as of May 1,
8 2022, and to implement a twenty-five percent (25%) increase in rates
9 for all services within the Home and Community-Based Services
10 Waivers to ensure access to services for people with developmental
11 disabilities and those served through the ADvantage Waiver. Such
12 funds shall be used to supplement rather than replace existing
13 resources and programs.

14 SECTION 2. From the funds appropriated to the Department of
15 Human Services in Enrolled Senate Bill No. 1040 of the 2nd Session
16 of the 58th Oklahoma Legislature, the sum of Two Million Five
17 Hundred Thousand Dollars (\$2,500,000.00) shall be used to maintain
18 the funding levels from the fiscal year ending June 30, 2022, of
19 Senior Nutrition programs in rural communities across Oklahoma. The
20 Oklahoma Legislature requires joint approval from the President Pro
21 Tempore of the Oklahoma State Senate and the Speaker of the Oklahoma
22 House of Representatives before any Senior Nutrition sites may be
23 closed due to declining attendance or increased operational costs
24 during the fiscal year ending June 30, 2023.

1 SECTION 3. From the funds appropriated to the Department of
2 Human Services in Enrolled Senate Bill No. 1040 of the 2nd Session
3 of the 58th Oklahoma Legislature, the sum of One Million One
4 Thousand Eight Hundred Six Dollars (\$1,001,806.00) shall be used to
5 fund debt service obligations for the renovation and construction of
6 the Robert M. Greer Center located in Enid, Oklahoma.

7 SECTION 4. From the funds appropriated to the Department of
8 Human Services in Enrolled Senate Bill No. 1040 of the 2nd Session
9 of the 58th Oklahoma Legislature, the sum of One Million One Hundred
10 Thousand Dollars (\$1,100,000.00) shall be used for a nutrition
11 incentive program that helps low income families purchase fresh
12 fruits and vegetables.

13 SECTION 5. From the funds appropriated to the Department of
14 Human Services in Enrolled Senate Bill No. 1040 of the 2nd Session
15 of the 58th Oklahoma Legislature, the Department of Human Services
16 shall transfer Two Million Eight Hundred Thousand Dollars
17 (\$2,800,000.00) to the credit of the Child Abuse Multidisciplinary
18 Account established in Section 1-9-103 of Title 10A of the Oklahoma
19 Statutes, which shall be distributed according to Section 1-9-104 of
20 Title 10A of the Oklahoma Statutes.

21 SECTION 6. There is hereby appropriated to the Department of
22 Human Services all federal monies received by the state during the
23 fiscal year ending June 30, 2023, from the Temporary Assistance for
24 Needy Families Block Grant and the Child Care and Development Fund

1 Block Grant to meet the provisions of federal law relating to such
2 grants.

3 SECTION 7. The Director of the Department of Human Services may
4 request through the Director of the Office of Management and
5 Enterprise Services the early transfer by the Oklahoma Tax
6 Commission of tax collections to the General Revenue Fund for the
7 purpose of early allocation to the Department's disbursing funds to
8 alleviate cash-flow problems.

9 SECTION 8. A. The Director of the Office of Management and
10 Enterprise Services shall transfer monies appropriated from the
11 General Revenue Fund to the Department of Human Services' disbursing
12 funds in the amounts and ratios requested by the agency except that
13 the cumulative amount transferred shall not exceed the cumulative
14 amount of equal monthly allotments of the appropriations from the
15 General Revenue Fund.

16 B. Monies appropriated or collected for the fiscal year ending
17 June 30, 2023, may be transferred to these disbursing funds for the
18 fiscal year ending June 30, 2022, to satisfy encumbrances and
19 obligations of the fiscal year; provided, that monies equal in
20 amount are transferred from appropriations or collections for the
21 fiscal year ending June 30, 2022, to the disbursing funds for the
22 fiscal year ending June 30, 2023, to satisfy encumbrances and
23 obligations of the fiscal year. All transfer requests shall be in
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1 writing to the Director of the Office of Management and Enterprise
2 Services.

3 C. The Department of Human Services shall maintain records of
4 such interyear transfers.

5 SECTION 9. The Director of Human Services may request the
6 Director of the Office of Management and Enterprise Services to
7 transfer monies between the Department of Human Services Support
8 Service Providers Grant Program Fund and the Human Services
9 Disbursing Fund or the Department of Human Services Medical and
10 Assistance Fund, as needed for the expenditure of funds.

11 SECTION 10. Appropriations made by Enrolled Senate Bill No.
12 1040 of the 2nd Session of the 58th Oklahoma Legislature, not
13 including appropriations made for capital outlay purposes, may be
14 budgeted for the fiscal year ending June 30, 2023 (hereafter FY-23),
15 or may be budgeted for the fiscal year ending June 30, 2024
16 (hereafter FY-24). Funds budgeted for FY-23 may be encumbered only
17 through June 30, 2023, and must be expended by November 15, 2023.
18 Any funds remaining after November 15, 2023, and not budgeted for
19 FY-24, shall lapse to the credit of the proper fund for the then
20 current fiscal year. Funds budgeted for FY-24 may be encumbered
21 only through June 30, 2024. Any funds remaining after November 15,
22 2024, shall lapse to the credit of the proper fund for the then
23 current fiscal year. These appropriations shall not be budgeted in
24 both fiscal years simultaneously. Funds budgeted in FY-23, and not

1 required to pay obligations for that fiscal year, may be budgeted
2 for FY-24, after the agency to which the funds have been
3 appropriated has prepared and submitted a budget work program
4 revision removing these funds from the FY-23 budget work program and
5 after such revision has been approved by the Office of Management
6 and Enterprise Services.

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