

1 ENGROSSED HOUSE
2 BILL NO. 2937

By: Wallace, Caldwell (Trey),
and Deck of the House

3 and

4 Hall and Rosino of the
5 Senate

6
7
8 An Act relating to the Pandemic Relief Primary Source
9 Revolving Fund; amending Enrolled House Bill No. 1022
10 of the 2nd Extraordinary Session of the 58th Oklahoma
11 Legislature; making an appropriation; identifying
12 sources; establishing amounts; providing purposes;
13 creating Statewide Recovery Special Accounts for the
14 Oklahoma Water Resources Board; making
15 appropriations; identifying source; establishing
16 amount; providing purpose; providing for
17 noncodification; providing an effective date; and
18 declaring an emergency.

19
20
21
22
23
24 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby amended Section 1 of Enrolled House
Bill No. 1022 of the 2nd Extraordinary Session of the 58th Oklahoma
Legislature, an appropriation to the Pandemic Relief Primary Source
Revolving Fund, created in Enrolled House Bill No. 1021 of the 2nd
Extraordinary Session of the 58th Oklahoma Legislature. There is
hereby appropriated to the Pandemic Relief Primary Source Revolving
Fund, created in Enrolled House Bill No. 1021 of the 2nd
Extraordinary Session of the 58th Oklahoma Legislature, from monies

1 not otherwise appropriated from the Statewide Recovery Fund of the
2 State Treasury created in Enrolled House Bill No. 3349 of the 2nd
3 Session of the 58th Oklahoma Legislature, the sum of Fifty Million
4 Dollars (\$50,000,000.00) to be administered in accordance with the
5 provisions of Enrolled House Bill No. 1021 of the 2nd Extraordinary
6 Session of the 58th Oklahoma Legislature.

7 SECTION 2. There is hereby appropriated to the Pandemic Relief
8 Primary Source Revolving Fund, created in Enrolled House Bill No.
9 1021 of the 2nd Extraordinary Session of the 58th Oklahoma
10 Legislature, from interest monies not otherwise appropriated from
11 the Statewide Recovery Fund of the State Treasury created in
12 Enrolled House Bill No. 3349 of the 2nd Session of the 58th Oklahoma
13 Legislature, the sum of Ten Million Dollars (\$10,000,000.00) in
14 interest funds to be administered in accordance with the provisions
15 of Enrolled House Bill No. 1021 of the 2nd Extraordinary Session of
16 the 58th Oklahoma Legislature.

17 SECTION 3. There is hereby appropriated to the Oklahoma Water
18 Resources Board from any monies not otherwise appropriated from the
19 Statewide Recovery Fund of the State Treasury created in Enrolled
20 House Bill No. 3349 of the 2nd Session of the 58th Oklahoma
21 Legislature, the sum of Ten Million Dollars (\$10,000,000.00) or so
22 much thereof as may be necessary to establish a grant program, and
23 to match tribal investment in rural water infrastructure projects.

24

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

3 A. There is hereby created in the State Treasury a Statewide
4 Recovery Special Account for the Oklahoma Water Resources Board for
5 each appropriation section of this act. The duration of such
6 accounts shall continue for the period of time that monies related
7 to the American Rescue Plan Act of 2021 are being budgeted,
8 expended, or managed in the state. The ending of such period shall
9 be determined by the State Treasurer, and shall result in the
10 closing of such accounts as a matter of law. Such accounts shall be
11 continuing accounts as otherwise provided in this section, not
12 subject to fiscal year limitations, and shall exclusively consist of
13 monies related to the relevant appropriations made in this act and
14 as otherwise directed by law. All monies deposited to the credit of
15 such accounts are hereby appropriated and may be budgeted and
16 expended by the Oklahoma Water Resources Board in accordance with
17 the provisions of this act. Expenditures from such accounts shall
18 be made upon warrants issued by the State Treasurer against claims
19 filed as prescribed by law with the Director of the Office of
20 Management and Enterprise Services for approval and payment.

21 B. The Oklahoma Water Resources Board is authorized to request
22 in writing that the monies appropriated by the provisions of this
23 act be deposited or transferred to the accounts created pursuant to
24 subsection A of this section. No later than seven (7) calendar days

1 from the date of such request, the Director of the Office of
2 Management and Enterprise Services shall comply with such request
3 and verify to the requesting agency that such deposit or transfer
4 has been completed.

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

7 The Oklahoma Water Resources Board may enter into memorandums of
8 understanding with other agencies of the State of Oklahoma for the
9 auditing, documentation, evaluation, implementation, oversight,
10 reporting, and management of funds and associated efforts related to
11 the appropriations made in this act; provided, that no such
12 memorandum of understanding shall require or include, as an option
13 or condition, the direct or practical transfer or relinquishment of
14 control by the agency appropriated such funds to budget, expend,
15 allocate, and request the distribution of the funds appropriated by
16 this act.

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

19 The Oklahoma Water Resources Board may promulgate rules, utilize
20 existing rules, establish procedures, and utilize existing
21 procedures to implement the provisions of this act; provided, such
22 rules and procedures do not conflict with or impede the provisions
23 of this act.

24

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

3 The Oklahoma Water Resources Board is authorized to enter into
4 contracts with financial institutions and execute such instruments
5 as may be necessary and convenient to hold and disseminate grant
6 funds in accordance with applicable federal and state regulations
7 and Board policies.

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

10 From the funds appropriated by Section 3 of this act, the
11 Oklahoma Water Resources Board shall retain no more than four
12 percent (4%) of the funds appropriated by this act to reimburse:

- 13 1. Costs incurred by the Oklahoma Water Resources Board; or
14 2. Costs incurred on the agency's behalf,

15 associated with the administration of the appropriated funds and
16 programming required by the Oklahoma Water Resources Board under the
17 provisions of this act; provided, that no funds shall be retained
18 that would be disallowable under the provisions of the American
19 Rescue Plan Act of 2021.

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

22 A. The Oklahoma Water Resources Board shall:

- 23 1. Submit to the Chairs of the Joint Committee on Pandemic
24 Relief Funding, or any successor Senate legislative or House of

1 Representatives legislative committee or joint committee, as
2 designated by the President Pro Tempore of the Senate and the
3 Speaker of the House of Representatives:

4 a. a written or electronic quarterly report detailing the
5 budgeting, expenditure, and management of all monies
6 appropriated in this act, and

7 b. a copy of all memorandums of understanding and
8 contracts with third parties entered into by the
9 Oklahoma Water Resources Board to facilitate, assist,
10 or administer powers and duties provided to the
11 Oklahoma Water Resources Board under the provisions of
12 this act; and

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

18 B. The provisions of subsection A of this section shall remain
19 applicable for the period of time that monies appropriated under
20 this act are being budgeted, expended, or managed in the state. The
21 ending of such period shall be determined by the State Treasurer,
22 and shall be reported to the Governor, President Pro Tempore of the
23 Senate and the Speaker of the House of Representatives.

24 SECTION 10. This act shall become effective July 1, 2024.

1 SECTION 11. It being immediately necessary for the preservation
2 of the public peace, health or safety, an emergency is hereby
3 declared to exist, by reason whereof this act shall take effect and
4 be in full force from and after its passage and approval.

5 Passed the House of Representatives the 28th day of May, 2024.

6

7

Presiding Officer of the House
of Representatives

8

9

Passed the Senate the _____ day of _____, 2024.

10

11

12

Presiding Officer of the Senate

13

14

15

16

17

18

19

20

21

22

23

24