

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

3 There is hereby appropriated to the Emergency Relief and Impacts
4 Revolving Fund created in Enrolled House Bill No. 1017 of the 1st
5 Extraordinary Session of the 59th Oklahoma Legislature, from any
6 monies not otherwise appropriated from the Statewide Recovery Fund
7 of the State Treasury created in Enrolled House Bill No. 3349 of the
8 2nd Session of the 58th Oklahoma Legislature, the sum of Twenty-Five
9 Million Dollars (\$25,000,000.00) or so much thereof as may be
10 necessary to administer the Emergency Relief and Impacts Grant
11 Program. Such funds shall be utilized in a manner consistent with
12 the recommendations adopted by the Joint Committee on Pandemic
13 Relief Funding on May 19, 2023.

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

16 A. There is hereby created in the State Treasury a Statewide
17 Recovery Special Account for the Oklahoma Department of Emergency
18 Management and Homeland Security for each appropriation section of
19 this act. The duration of such accounts shall continue for the
20 period of time that monies related to the American Rescue Plan Act
21 of 2021 are being budgeted, expended, or managed in the state. The
22 ending of such period shall be determined by the State Treasurer,
23 and shall result in the closing of such accounts as a matter of law.
24 Such accounts shall be continuing accounts as otherwise provided in

1 this section, not subject to fiscal year limitations, and shall
2 exclusively consist of monies related to the relevant appropriation
3 made in this act and as otherwise directed by law. All monies
4 deposited to the credit of such accounts are hereby appropriated and
5 may be budgeted and expended by the Oklahoma Department of Emergency
6 Management and Homeland Security in accordance with the provisions
7 of this act. Expenditures from such accounts shall be made upon
8 warrants issued by the State Treasurer against claims filed as
9 prescribed by law with the Director of the Office of Management and
10 Enterprise Services for approval and payment.

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

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

21 The Oklahoma Department of Emergency Management and Homeland
22 Security may enter into memorandums of understanding with other
23 agencies of the State of Oklahoma for the auditing, documentation,
24 evaluation, implementation, oversight, reporting, and management of

1 funds and associated efforts related to the appropriations made in
2 this act; provided, that no such memorandum of understanding shall
3 require or include, as an option or condition, the direct or
4 practical transfer or relinquishment of control by the agency
5 appropriated such funds to budget, expend, allocate, and request the
6 distribution of the funds appropriated by this act.

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

9 The Oklahoma Department of Emergency Management and Homeland
10 Security may promulgate rules, utilize existing rules, establish
11 procedures, and utilize existing procedures to implement the
12 provisions of this act; provided, such rules and procedures do not
13 conflict with or impede the provisions of this act.

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

16 The Oklahoma Department of Emergency Management and Homeland
17 Security shall retain no more than two percent (2%) of the funds
18 appropriated by this act to reimburse:

- 19 1. Costs incurred by the Oklahoma Department of Emergency
20 Management and Homeland Security; or
- 21 2. Costs incurred on the agency's behalf, associated with the
22 administration of the appropriated funds and programming required by
23 the Oklahoma Department of Emergency Management and Homeland
24 Security under the provisions of this act; provided, that no funds

1 shall be retained that would be disallowable under the provisions of
2 the American Rescue Plan Act of 2021.

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

5 A. The Oklahoma Department of Emergency Management and Homeland
6 Security shall:

7 1. Submit to the Chairs of the Joint Committee on Pandemic
8 Relief Funding, or any successor Oklahoma House of Representatives
9 or Oklahoma State Senate legislative committee or joint committee,
10 as designated by the Speaker of the Oklahoma House of
11 Representatives and the President Pro Tempore of the Oklahoma State
12 Senate:

13 a. a written or electronic quarterly report detailing the
14 budgeting, expenditure, and management of all monies
15 appropriated in this act, and

16 b. a copy of all memorandums of understanding and
17 contracts with third parties entered into by the
18 Oklahoma Department of Emergency Management and
19 Homeland Security to facilitate, assist, or administer
20 powers and duties provided to the Department under the
21 provisions of this act; and

22 2. At the Joint Committee on Pandemic Relief Funding's request,
23 appear before the Joint Committee no later than six (6) months after
24 the effective date of this act, and as otherwise requested by the

1 Joint Committee to provide a status update regarding the
2 implementation of the provisions of this act.

3 B. The provisions of subsection A of this section shall remain
4 applicable for the period of time that monies appropriated under
5 this act are being budgeted, expended, or managed in the state. The
6 ending of such period shall be determined by the State Treasurer,
7 and shall be reported to the Governor, the Speaker of the Oklahoma
8 House of Representatives, and the President Pro Tempore of the
9 Oklahoma State Senate.

10 SECTION 7. It being immediately necessary for the preservation
11 of the public peace, health or safety, an emergency is hereby
12 declared to exist, by reason whereof this act shall take effect and
13 be in full force from and after its passage and approval.

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15 COMMITTEE REPORT BY: COMMITTEE ON JOINT COMMITTEE ON APPROPRIATIONS
16 AND BUDGET, dated 05/23/2023 - DO PASS, As Amended.

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