

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 59th Legislature (2023)

4 ENGROSSED SENATE  
5 BILL NO. 33x

By: Thompson (Roger) and Hall  
of the Senate

6 and

7 Wallace and Martinez of the  
8 House

9  
10 An Act relating to the Department of Human Services;  
11 requiring that certain funds be utilized for certain  
12 purpose; requiring certain funding be used as  
13 additional or supplemental funding; requiring certain  
14 funding be maintained at certain levels; requiring  
15 certain joint approval prior to certain actions;  
16 requiring certain transfers to certain funds;  
17 appropriating certain federal funds for certain  
18 program; authorizing early allocation of funds under  
19 certain conditions; authorizing certain transfers;  
20 requiring the maintenance of certain records;  
21 providing budgeting and expenditure limitations and  
22 procedures; providing for lapse of funds under  
23 certain conditions; and requiring and prohibiting  
24 certain budget procedures.

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

20 SECTION 1. From the funds appropriated to the Department of  
21 Human Services in Enrolled House Bill No. 1004 of the 1st  
22 Extraordinary Session of the 59th Oklahoma Legislature, the sum of  
23 Ten Million Dollars (\$10,000,000.00) shall be used for providing  
24 Home and Community-Based Waiver services for persons with

1 developmental disabilities. These funds shall be used to provide  
2 additional services and programs for persons with developmental  
3 disabilities in order to eliminate the Developmental Disabilities  
4 Services Division Waitlist. Such funds shall be used to supplement  
5 rather than replace existing resources and programs.

6 SECTION 2. From available funds for the fiscal year ending June  
7 30, 2024, the Department shall make permanent the supplemental daily  
8 reimbursement rate of Five Dollars (\$5.00) for childcare providers  
9 which was in effect in the fiscal year ending June 30, 2023.

10 SECTION 3. From the funds appropriated to the Department of  
11 Human Services in Enrolled House Bill No. 1004 of the 1st  
12 Extraordinary Session of the 59th Oklahoma Legislature, the  
13 Department shall maintain the funding levels for senior nutrition  
14 programs from the fiscal year ending June 30, 2023. The Oklahoma  
15 Legislature requires joint approval from the President Pro Tempore  
16 of the Oklahoma State Senate and the Speaker of the Oklahoma House  
17 of Representatives before any senior nutrition sites may be closed  
18 due to declining attendance or increased operational costs during  
19 the fiscal year ending June 30, 2024.

20 SECTION 4. From the funds appropriated to the Department of  
21 Human Services in Enrolled House Bill No. 1004 of the 1st  
22 Extraordinary Session of the 59th Oklahoma Legislature, the  
23 Department of Human Services shall transfer Five Million Six Hundred  
24 Thousand Dollars (\$5,600,000.00) to the credit of the Child Abuse

1 Multidisciplinary Account established in Section 1-9-103 of Title  
2 10A of the Oklahoma Statutes, which shall be distributed according  
3 to Section 1-9-104 of Title 10A of the Oklahoma Statutes.

4 SECTION 5. There is hereby appropriated to the Department of  
5 Human Services all federal monies received by the state during the  
6 fiscal year ending June 30, 2024, from the Temporary Assistance for  
7 Needy Families Block Grant and the Child Care and Development Fund  
8 Block Grant to meet the provisions of federal law relating to such  
9 grants.

10 SECTION 6. The Director of the Department of Human Services may  
11 request through the Director of the Office of Management and  
12 Enterprise Services the early transfer by the Oklahoma Tax  
13 Commission of tax collections to the General Revenue Fund for the  
14 purpose of early allocation to the Department's disbursing funds to  
15 alleviate cash-flow problems.

16 SECTION 7. A. The Director of the Office of Management and  
17 Enterprise Services shall transfer monies appropriated from the  
18 General Revenue Fund to the Department of Human Services' disbursing  
19 funds in the amounts and ratios requested by the agency except that  
20 the cumulative amount transferred shall not exceed the cumulative  
21 amount of equal monthly allotments of the appropriations from the  
22 General Revenue Fund.

23 B. Monies appropriated or collected for the fiscal year ending  
24 June 30, 2024, may be transferred to these disbursing funds for the

1 fiscal year ending June 30, 2023, to satisfy encumbrances and  
2 obligations of the fiscal year, provided that monies equal in amount  
3 are transferred from appropriations or collections for the fiscal  
4 year ending June 30, 2023, to the disbursing funds for the fiscal  
5 year ending June 30, 2024, to satisfy encumbrances and obligations  
6 of the fiscal year. All transfer requests shall be in writing to  
7 the Director of the Office of Management and Enterprise Services.

8 C. The Department of Human Services shall maintain records of  
9 such inter-year transfers.

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

16 SECTION 9. Appropriations made by Enrolled House Bill No. 1004  
17 of the 1st Extraordinary Session of the 59th Oklahoma Legislature,  
18 not including appropriations made for capital outlay purposes, may  
19 be budgeted for the fiscal year ending June 30, 2024 (hereafter FY-  
20 24), or may be budgeted for the fiscal year ending June 30, 2025  
21 (hereafter FY-25). Funds budgeted for FY-24 may be encumbered only  
22 through June 30, 2024, and must be expended by November 15, 2024.  
23 Any funds remaining after November 15, 2024, and not budgeted for  
24 FY-25, shall lapse to the credit of the proper fund for the then

1 current fiscal year. Funds budgeted for FY-25 may be encumbered  
2 only through June 30, 2025. Any funds remaining after November 15,  
3 2025, shall lapse to the credit of the proper fund for the then  
4 current fiscal year. These appropriations may not be budgeted in  
5 both fiscal years simultaneously. Funds budgeted in FY-24, and not  
6 required to pay obligations for that fiscal year, may be budgeted  
7 for FY-25, after the agency to which the funds have been  
8 appropriated has prepared and submitted a budget work program  
9 revision removing these funds from the FY-24 budget work program and  
10 after such revision has been approved by the Office of Management  
11 and Enterprise Services.

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

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