

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

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

4 ENGROSSED SENATE
5 BILL NO. 39x

By: Thompson (Roger) and Hall
of the Senate

6 and

7 Wallace and Martinez of the
8 House

9
10
11 An Act relating to the Health Care Workforce Training
12 Commission; making an appropriation; identifying
13 source; establishing amount; providing purpose;
14 requiring and limiting the utilization of funds;
15 creating certain special account; limiting duration
16 of account; requiring certain determination;
17 providing and limiting the nature of account and
18 funds within account; authorizing agency to submit
19 request for certain deposit or transfer; requiring
20 certain compliance and verification; authorizing
21 certain memorandums of understanding; limiting scope;
22 prohibiting certain memoranda terms; authorizing and
23 limiting the promulgation of rules and utilization of
24 procedures; authorizing and limiting the retention of
monies for administration costs; requiring certain
reports and submissions to certain entities;
requiring appearance before certain joint committee;
limiting duration of certain requirements; providing
determination process; and declaring an emergency.

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

1 SECTION 1. There is hereby appropriated to the Health Care
2 Workforce Training Commission from any monies not otherwise
3 appropriated from the Statewide Recovery Fund of the State Treasury
4 created in Enrolled House Bill No. 3349 of the 2nd Session of the
5 58th Oklahoma Legislature the sum of Five Hundred Thousand Dollars
6 (\$500,000.00) or so much thereof as may be necessary to establish a
7 grant program with Northwestern Oklahoma State University for the
8 purpose of recruiting, educating, and stabilizing Oklahoma's health
9 care workforce. Such funds shall be utilized in a manner consistent
10 with the recommendations adopted by the Joint Committee on Pandemic
11 Relief Funding on May 19, 2023.

12 SECTION 2. A. There is hereby created in the State Treasury a
13 Statewide Recovery Special Account for the Health Care Workforce
14 Training Commission for the appropriated monies provided for in
15 Section 1 of this act. The duration of such account shall continue
16 for the period of time that monies related to the American Rescue
17 Plan Act of 2021 are being budgeted, expended, or managed in the
18 state. The ending of such period shall be determined by the State
19 Treasurer and shall result in the closing of such account as a
20 matter of law. Such account shall be a continuing account as
21 otherwise provided in this section, not subject to fiscal year
22 limitations, and shall exclusively consist of monies related to the
23 relevant appropriation made in this act and as otherwise directed by
24 law. All monies deposited to the credit of such account are hereby

1 appropriated and may be budgeted and expended by the Health Care
2 Workforce Training Commission in accordance with the provisions of
3 this act. Expenditures from such account shall be made upon
4 warrants issued by the State Treasurer against claims filed as
5 prescribed by law with the Director of the Office of Management and
6 Enterprise Services for approval and payment.

7 B. The Health Care Workforce Training Commission is authorized
8 to request in writing that the monies appropriated by the provisions
9 of this act be deposited or transferred to the account created
10 pursuant to subsection A of this section. No later than seven (7)
11 calendar days from the date of such request, the Director of the
12 Office of Management and Enterprise Services shall comply with such
13 request and verify to the requesting agency that such deposit or
14 transfer has been completed.

15 SECTION 3. The Health Care Workforce Training Commission may
16 enter into memorandums of understanding with other agencies of the
17 State of Oklahoma for the auditing, documentation, evaluation,
18 implementation, oversight, reporting, and management of funds and
19 associated efforts related to the appropriation made in this act;
20 provided, no such memorandum of understanding shall require or
21 include, as an option or condition, the direct or practical transfer
22 or relinquishment of control by the agency appropriated such funds
23 to budget, expend, allocate, and request the distribution of the
24 funds appropriated by this act.

1 SECTION 4. The Health Care Workforce Training Commission may
2 promulgate rules, utilize existing rules, establish procedures, and
3 utilize existing procedures to implement the provisions of this act,
4 provided such rules and procedures do not conflict with or impede
5 the provisions of this act.

6 SECTION 5. The Health Care Workforce Training Commission shall
7 retain no more than two percent (2%) of the funds appropriated by
8 Section 1 of this act to reimburse:

9 1. Costs incurred by the Health Care Workforce Training
10 Commission; or

11 2. Costs incurred on the agency's behalf,
12 associated with the administration of the appropriated funds and
13 programming required by the Health Care Workforce Training
14 Commission under the provisions of this act; provided, no funds
15 shall be retained that would be disallowable under the provisions of
16 the American Rescue Plan Act of 2021.

17 SECTION 6. A. The Health Care Workforce Training Commission
18 shall:

19 1. Submit to the chairs of the Joint Committee on Pandemic
20 Relief Funding, or any successor of the Oklahoma State Senate or
21 Oklahoma House of Representatives legislative committee or joint
22 committee, as designated by the President Pro Tempore of the
23 Oklahoma State Senate and the Speaker of the Oklahoma House of
24 Representatives:

- 1 a. a written or electronic quarterly report detailing the
2 budgeting, expenditure, and management of all monies
3 appropriated in this act, and
- 4 b. a copy of all memorandums of understanding and
5 contracts with third parties entered into by the
6 Health Care Workforce Training Commission to
7 facilitate, assist, or administer powers and duties
8 provided to the Health Care Workforce Training
9 Commission under the provisions of this act; and

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

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

22 SECTION 7. It being immediately necessary for the preservation
23 of the public peace, health or safety, an emergency is hereby
24

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

3

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

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24