

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 HOUSE BILL 1016

By: Osborn (Leslie) and Wallace
of the House

4 and

5 David and Fields of the
6 Senate

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9 AS INTRODUCED

10 An Act relating to the Oklahoma Health Care
11 Authority; making an appropriation; stating purpose;
12 providing for duties and compensation of employees;
13 authorizing payment of certain expenses; requiring
14 compliance with and providing budgetary limitations;
15 requiring budgeting and expenditure for certain
16 services; providing exemptions to budgetary
17 limitations; providing process for exemptions;
18 authorizing certain transfers; providing procedures;
19 providing lapse dates; requiring and prohibiting
20 certain budget procedures; and providing an effective
21 date.

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

23 SECTION 1. There is hereby appropriated to the Oklahoma
24 Healthcare Authority from any monies not otherwise appropriated from
the General Revenue Fund of the State Treasury for the fiscal year
ending June 30, 2018, the sum of _____ (\$0.00) or so
much thereof as may be necessary to perform the duties imposed upon
the Oklahoma Healthcare Authority by law.

1 SECTION 2. A. The duties and compensation of employees, not
2 otherwise prescribed by law, necessary to perform the duties imposed
3 upon the Oklahoma Health Care Authority by law shall be set by the
4 Administrator of the Oklahoma Health Care Authority.

5 B. The Oklahoma Health Care Authority is authorized to:

6 1. Pay professional expenses of the Administrator of the
7 Authority, including dues, licenses, professional memberships,
8 continuing medical education classes conducted in the State of
9 Oklahoma, and medical malpractice insurance; and

10 2. Pay professional expenses of any Oklahoma licensed
11 physician, including dues, licenses, professional memberships,
12 continuing medical education classes conducted in the State of
13 Oklahoma, and medical malpractice insurance, provided the physician
14 is a full-time employee of the Authority in accordance with
15 subsection B of Section 5006 of Title 63 of the Oklahoma Statutes or
16 paragraph 1 of subsection B of Section 840-5.5 of Title 74 of the
17 Oklahoma Statutes and utilizing those professional skills in the
18 performance of their job duties.

19 C. The Oklahoma Health Care Authority for the fiscal year
20 ending June 30, 2018, shall be subject to the following budgetary
21 limitations, except as may be authorized pursuant to the provisions
22 of Section 3603 of Title 74 of the Oklahoma Statutes:

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<u>Budgetary Limitation</u>	<u>Amount</u>
Full-Time-Equivalent Employees	0.0
Lease-Purchase Agreements	\$0.00

Full-time-equivalent employees solely paid by grant funds will not count against the agency's budgetary limitations as specified in this section.

SECTION 3. For the fiscal year ending June 30, 2018, the Oklahoma Healthcare Authority shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Operations	\$0.00	\$0.00
Medicaid Payments	0.00	0.00
Medicaid Contracted		
Services	0.00	0.00
Premium Assistance		
Program	0.00	0.00
Rehabilitation Services	0.00	0.00
OSA Non-Title-XIX		
Medical	0.00	0.00
Grants management	0.00	0.00
Non-Title-XIX Medical	<u>0.00</u>	<u>0.00</u>
TOTAL	\$0.00	\$0.00

In order to facilitate cash management of federal grant receipts and disbursements, the Office of Management and Enterprise Services

1 shall transfer monies between the Oklahoma Health Care Authority
2 federal and revolving funds in amounts requested by the Oklahoma
3 Health Care Authority.

4 SECTION 4. A. The Administrator of the Oklahoma Health Care
5 Authority may request in the manner provided in this section that
6 receipt and expenditure of unanticipated federal funds awarded after
7 July 1, 2017, be exempt from expenditure limitations and from
8 budgetary limitations.

9 1. The Administrator shall make a request for exemption to the
10 Office of Management and Enterprise Services in writing and file a
11 revised budget program.

12 2. The Administrator shall also file copies of the request for
13 exemption and budget work program revisions with the Oklahoma House
14 of Representatives Appropriations and Budget Committee Chair and the
15 Oklahoma State Senate Appropriations Committee Chair. The Oklahoma
16 House of Representatives Appropriations and Budget Committee Chair
17 and/or the Oklahoma State Senate Appropriations Committee Chair
18 shall notify the Office of Management and Enterprise Services of any
19 noncompliance of the request with legislative intent within twelve
20 (12) calendar days of their receipt of the exemption request.

21 B. The Office of Management and Enterprise Services shall
22 approve the request for exemption unless both the Chair and Vice
23 Chair of the Joint Legislative Committee on Budget and Program
24 Oversight provide written notification to the Office of Management

1 and Enterprise Services within twelve (12) calendar days of the
2 Committee's receipt of the exemption request that the exemption
3 subverts the intention and objectives of the Legislature in
4 establishing the original limit. The Office of Management and
5 Enterprise Services shall give written notice of approval or
6 disapproval of each exemption to the agency, the Governor and the
7 Chair of the Oklahoma House of Representatives Appropriations and
8 Budget Committee and the Chair of the Oklahoma State Senate
9 Appropriations Committee within eighteen (18) calendar days of
10 receiving the request.

11 SECTION 5. The Office of Management and Enterprise Services
12 shall transfer monies appropriated from the General Revenue Fund to
13 the Oklahoma Health Care Authority disbursing funds in the amounts
14 and ratios requested by the Authority except that the cumulative
15 amount transferred shall not exceed the cumulative amount of equal
16 monthly allotments of the appropriation from the General Revenue
17 Fund. Monies appropriated or collected for the fiscal year ending
18 June 30, 2017, may be transferred to these disbursing funds for the
19 fiscal year ending June 30, 2018, to satisfy encumbrances and
20 obligations of said fiscal year; provided, that monies equal in
21 amount are transferred from appropriations or collections for the
22 fiscal year ending June 30, 2017, to the disbursing fund for the
23 fiscal year ending June 30, 2018, to satisfy encumbrances and
24 obligations of said fiscal year. All transfer requests shall be in

1 writing to the Office of Management and Enterprise Services. The
2 Oklahoma Health Care Authority shall maintain records of the inter-
3 year transfers.

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

10 SECTION 7. Appropriations made by this act, not including
11 appropriations made for capital outlay purposes, may be budgeted for
12 the fiscal year ending June 30, 2018 (hereafter FY-18) or may be
13 budgeted for the fiscal year ending June 30, 2019 (hereafter FY-19).
14 Funds budgeted for FY-18 may be encumbered only through June 30,
15 2018, and must be expended by November 15, 2018. Any funds
16 remaining after November 15, 2018, and not budgeted for FY-19, shall
17 lapse to the credit of the proper fund for the then current fiscal
18 year. Funds budgeted for FY-18 may be encumbered only through June
19 30, 2018. Any funds remaining after November 15, 2018, shall lapse
20 to the credit of the proper fund for the then current fiscal year.
21 These appropriations may not be budgeted in both fiscal years
22 simultaneously. Funds budgeted in FY-18, and not required to pay
23 obligations for that fiscal year, may be budgeted for FY-19, after
24 the agency to which the funds have been appropriated has prepared

1 and submitted a budget work program revision removing these funds
2 from the FY-18 budget work program and after such revision has been
3 approved by the Office of Management and Enterprise Services.

4 SECTION 8. This act shall become effective July 1, 2017.

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