An Act

ENROLLED HOUSE
BILL NO. 3150

By: Sears and Martin (Scott) of the House

and

Jolley and Justice of the Senate

An Act relating to the Department of Mental Health and Substance Abuse Services; identifying funds; requiring budgeting and expenditure for certain services; requiring memorandum of understanding; stating requirements of memorandum; providing for review and approval of memorandum; and declaring an emergency.

SUBJECT: Department of Mental Health and Substance Abuse Services budget procedures

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

SECTION 1. From the funds appropriated in Sections 85 and 87 of Enrolled Senate Bill No. 1975 of the 2nd Session of the 53rd Oklahoma Legislature, the Department of Mental Health and Substance Abuse Services shall budget and expend for the fiscal year ending June 30, 2013, for services related to behavioral health under Title XIX of the Social Security Act, 42 U.S.C., Section 1396 et seq., no less than One Hundred Eighteen Million Four Hundred Ninety-two Thousand Seven Hundred Four Dollars ($118,492,704.00). This section identifies funding for the Department of Mental Health and Substance Abuse Services to provide behavioral health services previously funded through the Oklahoma Health Care Authority.

SECTION 2. No later than June 30, 2012, the Department of Mental Health and Substance Abuse Services and the Oklahoma Health Care Authority shall execute a memorandum of understanding, to be reviewed and approved by the Director of the Office of State

Finance, outlining respective roles and responsibilities, including funding and FTE, related to the management and purchasing of behavioral health services under Title XIX of the Social Security Act, 42 U.S.C., Section 1396 et seq. If the Department of Mental Health and Substance Abuse Services and the Oklahoma Health Care Authority cannot agree on the specific language of the memorandum of understanding, the Director of the Office of State Finance, on behalf of the Governor, shall make the final determination, providing nothing in the memorandum of understanding will conflict with federal regulations.

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

Passed the House of Representatives the 23rd day of May, 2012.

Presiding Officer of the House of Representatives

Passed the Senate the 25th day of May, 2012.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Governor this 25th

day of May, **20** 12,

at 4:26 **o'clock** P **M.**

By: Jessica R Pogson

Approved by the Governor of the State of Oklahoma the 30th **day of**

May, **20** 12, **at** 11:12 **o'clock** A **M.**

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this

30th **day of** May, **20** 12,

at 2:27 **o'clock** P **M.**

By: Michelle R Day