

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 COMMITTEE SUBSTITUTE
4 FOR

5 HOUSE BILL NO. 2717

6 By: Hefner

7 COMMITTEE SUBSTITUTE

8 [poor persons - Family Support Program - eligibility
9 requirements - maximum payment amount - waiver of
10 certain payments - effective date]

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

14 SECTION 1. AMENDATORY 56 O.S. 2021, Section 604, is
15 amended to read as follows:

16 Section 604. The Director of the Department of Human Services
17 shall, within the constraints of funding appropriated to the
18 Department, maintain a Family Support Program for children with
19 severe developmental disabilities who reside in their family homes
20 in accordance with the following criteria:

- 21 1. The family member resides with the family;
- 22 2. The family resides in the State of Oklahoma;
- 23 3. The gross adjusted income of the family for the year
24 immediately preceding the date of application for the assistance did

1 not exceed ~~Forty-five Thousand Dollars (\$45,000.00)~~ by seventy-five
2 percent (75%) of the amount as allowed by Public Law No. 104-193;

3 4. The family is headed by a biological parent, adoptive
4 parent, or legal guardian of the eligible family member; provided,
5 however, that if the eligible family member lives with an adoptive
6 parent or parents who already receive adoption subsidy from any
7 source on behalf of the applicant, the family cannot receive family
8 support assistance authorized by this section; and

9 5. The family or family member does not receive Medicaid Home
10 and Community-based Waiver Services.

11 SECTION 2. AMENDATORY 56 O.S. 2021, Section 606, is
12 amended to read as follows:

13 Section 606. If an application for family support assistance
14 pursuant to the Oklahoma Family Support Act is approved by the
15 Department of Human Services and Developmental Disabilities Services
16 Division:

17 1. A family support assistance payment shall be paid to the
18 parent or legal guardian on behalf of a family member and shall be
19 considered a benefit to the family member;

20 2. The family support assistance payment shall be used to meet
21 the special needs of the family associated with the family member.
22 Except as otherwise provided in the Oklahoma Family Support Act,
23 this assistance payment is intended to complement, not to supplant,
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1 public assistance or other social service benefits based on economic
2 need, available through governmental programs;

3 3. The amount of the family support assistance payment shall be
4 ~~a maximum of Four Hundred Dollars (\$400.00) per month.~~ as described:

5 a. Payments for families at or below one hundred percent
6 (100%) of the federal poverty level:

7 with one eligible child Seven Hundred Eight Dollars
8 and thirty-three cents
(\$708.33)

9 with two eligible children Seven Hundred Sixteen
10 Dollars and sixty-seven
cents (\$716.67)

11 with three eligible children Seven Hundred Twenty-five
12 Dollars (\$725.00)

13 with four eligible children Seven Hundred Thirty-three
14 Dollars and thirty-three
cents (\$733.33)

15 with five eligible children Seven Hundred Forty-one
16 Dollars and sixty-seven
cents (\$741.67)

17 with six or more eligible children Seven Hundred Fifty Dollars
(\$750.00);

18 b. Payments for families between one hundred one percent
19 (101%) and one hundred twenty-five percent (125%) of
20 the federal poverty level:

21 with one eligible child Six Hundred Thirty-three
22 Dollars and thirty-three
cents (\$633.33)

23 with two eligible children Six Hundred Forty-one
24 Dollars and sixty-seven
cents (\$641.67)

d. Payments for families between one hundred fifty-one percent (151%) and one hundred seventy-five percent (175%) of the federal poverty level:

with one eligible child Four Hundred Eighty-three Dollars and thirty-three cents (\$483.33)

with two eligible children Four Hundred Ninety-one Dollars and sixty-seven cents (\$491.67)

with three eligible children Five Hundred Dollars (\$500.00)

with four eligible children Five Hundred Eight Dollars and thirty-three cents (\$508.33)

with five eligible children Five Hundred Sixteen Dollars and sixty-seven cents (\$516.67)

with six or more eligible children Five Hundred Twenty-five Dollars (\$525.00);

e. Payments for families between one hundred seventy-six percent (176%) and two hundred percent (200%) of the federal poverty level:

with one eligible child Four Hundred Dollars (\$400.00)

with two eligible children Four Hundred Eight Dollars and thirty-three cents (\$408.33)

with three eligible children Four Hundred Sixteen Dollars and sixty-seven cents (\$416.67)

with four eligible children Four Hundred Twenty-five Dollars (\$425.00)

<u>with two eligible children</u>	<u>Two Hundred Nine Dollars and fifteen cents (\$209.15)</u>
<u>with three eligible children</u>	<u>Two Hundred Eighteen Dollars and thirty cents (\$218.30)</u>
<u>with four eligible children</u>	<u>Two Hundred Twenty-seven Dollars and forty-five cents (\$227.45)</u>
<u>with five eligible children</u>	<u>Two Hundred Thirty-six Dollars and fifty-nine cents (\$236.59)</u>
<u>with six or more eligible children</u>	<u>Two Hundred Fifty-four Dollars and eighty-nine cents (\$254.89);</u>

h. Payments for families between two hundred fifty-one percent (251%) and two hundred seventy-five percent (275%) of the federal poverty level:

<u>with one eligible child</u>	<u>One Hundred Dollars (\$100.00)</u>
<u>with two eligible children</u>	<u>One Hundred Four Dollars and fifty-seven cents (\$104.57)</u>
<u>with three eligible children</u>	<u>One Hundred Nine Dollars and fifteen cents (\$109.15)</u>
<u>with four eligible children</u>	<u>One Hundred Thirteen Dollars and seventy-two cents (\$113.72)</u>
<u>with five eligible children</u>	<u>One Hundred Eighteen Dollars and thirty cents (\$118.30)</u>
<u>with six or more eligible children</u>	<u>One Hundred Twenty-seven Dollars and forty-five cents (\$127.45);</u>

4. Parents or legal guardians, whose income is at or below the amount established in Public Law No. 104-193 may choose to waive the

1 payment amount in paragraph 3 for a flat monthly payment of Four
2 Hundred Dollars (\$400.00).

3 5. Increases to this amount shall be determined annually by
4 legislative appropriation. In addition, the parent or legal
5 guardian of a family member who is in an out-of-home placement at
6 the time of application may receive a one-time, lump-sum advance
7 payment of twice the monthly family support assistance amount for
8 the purpose of meeting the special needs of the family to prepare
9 for the placement or return of the family member to in-home care.

10 ~~4.~~ 6. The parent or legal guardian who receives a family
11 support assistance payment shall report, in writing, at least the
12 following information to the Department:

- 13 a. not less than annually, a statement and any supporting
14 documentation requested by the Department that the
15 family support assistance payment was used to meet the
16 special needs of the family,
- 17 b. immediately, if the parent or legal guardian requests
18 termination of the family support assistance,
- 19 c. immediately, upon the occurrence of any event listed
20 in Section 7 607 of this ~~act~~ title.

21 SECTION 3. This act shall become effective November 1, 2024.

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23 59-2-10640 JM 02/29/24

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