

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

HOUSE CONCURRENT  
RESOLUTION NO. 1078

By: Peltier of the House

and

Cole of the Senate

AS INTRODUCED

A Concurrent Resolution relating to the Department of Human Services; requiring Department of Human Services to promulgate rules which specifically identify certain uses of AFDC payments as mismanagement; and directing distribution.

WHEREAS, payments to families with dependent children (AFDC) are to be used for the furnishing of food, living accommodations or other goods, services or items for the health and development of children and their families; and

WHEREAS, reports persist that some AFDC payments are being used as bail to secure the release of persons from jail, gambling and other uses which are not within the contemplated scope and purpose of the laws and rules authorizing such payments; and

WHEREAS, use of such AFDC funds in such manner violates the intent of the AFDC program and deprives children and their families of monies intended for food, shelter and other necessities; and

WHEREAS, though federal regulations prohibit the imposition of restrictions on the use of funds by the recipient, the state is required to establish criteria for determining mismanagement of AFDC payments; and

WHEREAS, the use of AFDC payments for bail, gambling and other uses which threaten or deprive children and their families of the essentials necessary for healthy growth and development should be considered a flagrant misuse and mismanagement of such AFDC payments; and

WHEREAS, the Legislature will not in any manner support or condone and must speak out against such misuse and mismanagement of AFDC payments which deny children and their families the monies provided for their health and safety.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 44TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

THAT the Department of Human Services shall promulgate rules which specifically identify those uses of AFDC payments for bail, gambling and other uses which deprive the essentials necessary for the health and development of children and their families as mismanagement of such monies and therefore unlawful.

THAT copies of this resolution shall be distributed to the Governor of this State, the Commissioner for Human Services, and the Director of Human Services.

44-2-8912

KSM