

STATE OF OKLAHOMA

2nd Session of the 48th Legislature (2002)

HOUSE BILL HB2217

By: Morgan

AS INTRODUCED

An Act relating to public health and safety; requiring disclosure of the name of persons responsible for child support as a precondition for receipt of Medicaid benefits; providing exceptions; providing for promulgation of rules; making it a duty of the Department of Human Services and the Oklahoma Health Care Authority to take necessary actions to collect certain child support costs; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5009.5 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. Except as otherwise provided in this section, any applicant who makes application with the Department of Human Services for benefits under the Oklahoma Medicaid program, in order to be eligible for such assistance, shall provide the name of the person or persons alleged to be legally responsible for the support of a child, and if known, the address and employer of the person or persons alleged to be legally responsible for the support of such child prior to receipt of any such assistance.

B. 1. If the specific person or persons legally responsible for the support of the child are unknown, the applicant for the Medicaid program shall submit with the application a list of names of persons alleged to be responsible for the support of the child to the Department of Human Services.

2. If the applicant does not provide the Department with the identity of the person or persons alleged to be legally responsible

for the support of the child, the applicant shall be ineligible to continue to receive such assistance unless the Department determines that the applicant or recipient or a child of the applicant or recipient would more likely than not be subject to abuse for identifying the person or persons alleged to be responsible for the support of the child.

3. The Commission for Human Services with the assistance of the Oklahoma Health Care Authority shall promulgate rules which will standardize the decision process for determining eligibility pursuant to this paragraph.

C. The Department shall determine the father for each minor child for whom benefits are received under the Medicaid program.

D. It shall be the duty of the Department of Human Services with the assistance of the Oklahoma Health Care Authority to take the actions necessary to collect from the person legally responsible for child support, any costs or expenses paid or to be paid by the Oklahoma Health Care Authority for the benefit of the child and mother of the child including, but not limited to, any eligible expenses paid by the Oklahoma Health Care Authority relating to the birth of the child or prenatal care of the mother of the child.

SECTION 2. This act shall become effective November 1, 2002.

48-2-8212            KSM            6/12/15