

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 COMMITTEE SUBSTITUTE  
4 FOR  
5 HOUSE BILL NO. 1964

By: Bengé

6  
7 COMMITTEE SUBSTITUTE

8 An Act relating to children; amending 10 O.S. 2001, Section 7004-1.6, which  
9 relates to the Independent Living Act; modifying services; and providing an  
10 effective date.

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

14 SECTION 1. AMENDATORY 10 O.S. 2001, Section 7004-1.6, is amended to read as  
15 follows:

16 Section 7004-1.6 A. This section and Section 3230 of Title 70 of the Oklahoma Statutes shall  
17 be known and may be cited as the “Independent Living Act”.

18 B. The purpose of the Independent Living Act shall be:

19 1. To ensure that eligible individuals, who have been or are in the foster care program of the  
20 Department of Human Services due to abuse or neglect, receive the protection and support necessary to  
21 allow ~~the~~ those individuals to become self-reliant and productive citizens through the provision of  
22 requisite services that include, but are not limited to, transitional planning, housing, medical coverage,  
23 and education; and

24 2. To break the cycle of abuse and neglect that obligates the state to assume custody of children.

1 C. Individuals eligible for services pursuant to the Independent Living Act include any  
2 individual up to twenty-one (21) years of age who has been in the custody of the Department of  
3 ~~Human Services~~ or a federally recognized Indian tribe due to abuse or neglect for any nine (9) of the  
4 twenty-four (24) months after the individual's sixteenth birthday and before the individual's eighteenth  
5 birthday.

6 D. Individuals who are eligible for services pursuant to the Independent Living Act and who are  
7 between eighteen (18) and twenty-one (21) years of age shall be eligible, ~~when funds become~~  
8 ~~available~~, for Medicaid coverage, provided such individuals were also in the custody of the  
9 Department of ~~Human Services~~ or a federally recognized Indian tribe on the date they reached eighteen  
10 (18) years of age. ~~The Legislature directs the Oklahoma Health Care Authority to submit a State~~  
11 ~~Medicaid Plan Amendment to the federal Health Care Financing Administration to provide medical~~  
12 ~~coverage for such individuals to become effective fiscal year 2003.~~

13 SECTION 2. This act shall become effective November 1, 2009.

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15 52-1-7074                      SAB              02/23/09  
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