

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE BILL 1502

By: David

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6 AS INTRODUCED

7 An Act relating to public assistance programs;
8 providing definitions; directing Department of Human
9 Services and Oklahoma Health Care Authority to
10 establish certain verification system; requiring
11 certain procedures for certain purposes; permitting
12 certain contracts; requiring annualized savings rate
13 from certain entity; stipulating certain payment
14 structures; prohibiting contracts with certain
15 entities; providing certain construction; requiring
16 certain applications to be processed within certain
17 period; directing Department to verify certain
18 information prior to awarding assistance; prescribing
19 methods and sources of verification; directing
20 promulgation of rules; providing for codification;
21 and providing an effective date.

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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 230.79 of Title 56, unless there
is created a duplication in numbering, reads as follows:

- For the purposes of this act:
1. "Authority" means the Oklahoma Health Care Authority;
 2. "Department" means the Department of Human Services; and

1 3. "Identity information" means an applicant or recipient's
2 full legal name, aliases, date of birth, Social Security number and
3 other related information.

4 SECTION 2. NEW LAW A new section of law to be codified
5 in the Oklahoma Statutes as Section 230.80 of Title 56, unless there
6 is created a duplication in numbering, reads as follows:

7 A. The Department of Human Services and the Oklahoma Health
8 Care Authority shall establish a uniform computerized income, asset
9 and identity eligibility verification system in order to verify
10 eligibility, eliminate the duplication of assistance and deter
11 waste, fraud and abuse within public assistance programs
12 administered by the Department and the Authority.

13 B. The Department and the Authority shall submit requests for
14 proposals for a competitively bid contract with a third-party vendor
15 for the purposes of developing a system by which to verify the
16 income, asset and identity information of applicants to prevent
17 fraud, misrepresentation and inadequate documentation when
18 determining an applicant's eligibility for assistance prior to the
19 distribution of benefits, periodically between eligibility
20 redeterminations, and during eligibility redeterminations and
21 reviews as required by this section. The Department and the
22 Authority may contact with a vendor to provide information to
23 facilitate reviews of recipient eligibility conducted by the
24 Department and the Authority.

1 C. The third-party provider contracting with the Authority and
2 the Department shall establish annualized savings realized from the
3 implementation of the provisions of this act and shall ensure that
4 annualized savings exceed the total yearly cost to the state for
5 implementing the verification system required by this act.

6 D. Payment structures agreed to by the Authority, the
7 Department and the third-party vendor shall be based on a per-
8 applicant rate and may include a performance bonus for exceeding a
9 predetermined rate of success in identifying waste, fraud and abuse.

10 E. The Authority shall not contract with a third-party vendor
11 otherwise contracting with the state for enrollment services.

12 F. Nothing in this act shall be construed as to preclude the
13 Authority or Department from continuing to conduct additional
14 eligibility verification processes not specified in this act but
15 currently in practice.

16 SECTION 3. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 230.81 of Title 56, unless there
18 is created a duplication in numbering, reads as follows:

19 All applications for benefits provided by the Statewide
20 Temporary Assistance Responsibility System (STARS) shall be
21 processed within a ten (10) day period or the minimum required by
22 federal law. Prior to awarding assistance, and on a quarterly basis
23 thereafter, the Department shall verify identity information of each
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1 respective applicant and recipient of assistance from the Authority
2 against the following:

3 1. Earned and unearned income information maintained by the
4 Internal Revenue Service;

5 2. Employer weekly, monthly and quarterly reports of income and
6 unemployment insurance payment information maintained by the
7 Oklahoma Department of Labor and the Oklahoma Employment Security
8 Commission;

9 3. Earned income information maintained by the United States
10 Social Security Administration;

11 4. Immigration status information maintained by the United
12 States Citizenship and Immigration Services;

13 5. Death register information maintained by the United States
14 Social Security Administration;

15 6. Prisoner information maintained by the United States Social
16 Security Administration;

17 7. Public housing and Section 8 Housing Assistance payment
18 information maintained by the United States Department of Housing
19 and Urban Development;

20 8. National fleeing felon information maintained by the Federal
21 Bureau of Investigation;

22 9. Wage reporting and similar information maintained by states
23 contiguous to this state;

1 10. Beneficiary records and earnings information maintained by
2 the United States Social Security Administration in its Beneficiary
3 and Earnings Data Exchange (BENDEX) database;

4 11. Earnings and pension information maintained by the United
5 States Social Security Administration in its Beneficiary Earnings
6 Exchange Record System (BEERS) database;

7 12. Employment information maintained by the Oklahoma
8 Employment Security Commission;

9 13. Employment information maintained by the United States
10 Department of Human Services in its National Directory of New Hires
11 (NDNH) database;

12 14. Supplemental Security Income Information maintained by the
13 United States Social Security Administration in its SSI State Data
14 Exchange (SDX) database;

15 15. Veterans benefits information maintained by the United
16 States Department of Health and Human Services in coordination with
17 the Oklahoma Department of Veterans Affairs in the federal Public
18 Assistance Reporting Information System (PARIS) database;

19 16. Child care services information maintained by the Oklahoma
20 Department of Human Services;

21 17. Utility payments information maintained by the state under
22 the Low Income Home Energy Assistance Program (LIHEAP);

23 18. Emergency utility payment information maintained by state
24 or local entities;

1 19. A database of all persons who currently hold a license,
2 permit, or certificate from any state agency the cost of which
3 exceeds Five Hundred Dollars (\$500.00);

4 20. Income and employment information maintained by the
5 Oklahoma Department of Human Services and the United States
6 Department of Health and Human Services' Office of Child Support
7 Enforcement;

8 21. Earnings and pension information maintained by the Oklahoma
9 Public Employees Retirement System;

10 22. Any existing real-time database of persons currently
11 receiving benefits in other states; and

12 23. A database which is substantially similar to or a successor
13 of a database established pursuant to this act.

14 SECTION 4. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 230.82 of Title 59, unless there
16 is created a duplication in numbering, reads as follows:

17 The Department of Human Services and Oklahoma Health Care
18 Authority Board shall promulgate rules to implement the provisions
19 of this act.

20 SECTION 5. This act shall become effective November 1, 2016.

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