

1 ENGROSSED HOUSE  
2 BILL NO. 2332

By: Branham, Munson, Bell,  
3 Brewer, Bush, Roe, Hill,  
4 Talley and Albright of the  
5 House

6 and

7 Smalley, Hicks, Ikley-  
8 Freeman and Boren of the  
9 Senate

10 An Act relating to children; enacting the Model  
11 Successful Future Alumni Act of 2019; creating  
12 certain pilot program if funding is available;  
13 listing pilot program objectives; allowing  
14 compensation of pilot program participants;  
15 authorizing Department of Human Services to create  
16 administrative position; providing for compensation  
17 of position; permitting coordination with the  
18 Commissioner of Labor; requiring submission of annual  
19 report of pilot program outcomes; providing for  
20 promulgation of rules; providing income tax checkoff  
21 for pilot program; allowing taxpayer to designate  
22 portion of tax refund; directing placement of funds;  
23 creating the Successful Future Alumni Revolving Fund;  
24 authorizing Department to distribute monies in fund;  
specifying method of payment of funds; allowing  
refund for certain donations; providing time limit  
for refund; defining terms; permitting youth to  
receive extended foster care services; setting age  
limitation; authorizing Department of Human Services  
to provide extended services; listing eligibility  
requirements; stating voluntary nature of services;  
requiring Department to notify youth if services are  
terminated for failure to meet eligibility; directing  
Department to secure federal funding for services;  
delegating rulemaking authority to Department to  
implement provisions; providing for codification; and  
providing an effective date.

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

2 SECTION 1. NEW LAW A new section of law to be codified  
3 in the Oklahoma Statutes as Section 1-8-113 of Title 10A, unless  
4 there is created a duplication in numbering, reads as follows:

5 A. This section shall be known and may be cited as the "Model  
6 Successful Future Alumni Act of 2019".

7 B. Pursuant to the Model Successful Future Alumni Act of 2019  
8 and subject to the availability of funding, the Department of Human  
9 Services may create a pilot program to improve socioeconomic  
10 outcomes for children in the custody of the Department. The pilot  
11 program may:

12 1. Provide cost-effective, in-house employment opportunities to  
13 children in Department custody or those who were in custody;

14 2. Recruit and train program participants to be effective  
15 Department advocates for social services, while providing program  
16 participants with self-motivation to be successful and independent  
17 through employment opportunities in the Department; and

18 3. Increase employment rates, decrease the likelihood of  
19 homelessness, and assist children in foster care to effectively  
20 advocate for themselves and others.

21 C. Subject to the availability of funds, the Department may  
22 provide compensation to program participants currently or formerly  
23 in foster care who are employed by the Department.

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1 D. The Department may create at least one new administrative  
2 position to implement the purposes of this section, which shall not  
3 be subject to the current Department pay scale, and the compensation  
4 provided shall be no less than the federal minimum wage.

5 E. The Department of Human Services may coordinate with the  
6 Commissioner of Labor to provide opportunities for gainful  
7 employment of program participants, giving preference to program  
8 participants with disabilities.

9 F. The Department shall submit an annual report of the pilot  
10 program outcomes and achievements to the Children, Youth and Family  
11 Services Committee of the House of Representatives by December 31 of  
12 each year.

13 G. The Department shall promulgate rules to implement the  
14 provisions of this section.

15 SECTION 2. NEW LAW A new section of law to be codified  
16 in the Oklahoma Statutes as Section 2368.32 of Title 68, unless  
17 there is created a duplication in numbering, reads as follows:

18 A. Each state individual income tax return form for tax years  
19 which begin after December 31, 2018, and each state corporate tax  
20 return form for tax years beginning after December 31, 2018, shall  
21 contain a provision to allow a donation from a tax refund for the  
22 benefit of the Model Successful Future Alumni Act of 2019 pilot  
23 program.

1 B. Except as otherwise provided for in this section, all monies  
2 generated pursuant to subsection A of this section shall be paid to  
3 the State Treasurer by the Oklahoma Tax Commission and placed to the  
4 credit of the Successful Future Alumni Revolving Fund created in  
5 subsection C of this section.

6 C. There is hereby created in the State Treasury a revolving  
7 fund to be designated the "Successful Future Alumni Revolving Fund"  
8 and administered by the Department of Human Services. The fund  
9 shall be a continuing fund, not subject to fiscal year limitations,  
10 and shall consist of all the monies received by the Department of  
11 Human Services pursuant to the provisions of subsection A of this  
12 section. All monies accruing to the credit of the fund are  
13 appropriated and may be budgeted and expended by the Department of  
14 Human Services at the beginning of each fiscal year for the purpose  
15 of establishing and supporting the Model Successful Future Alumni  
16 Act of 2019 pilot program. Expenditures from the fund shall be made  
17 upon warrants issued by the State Treasurer against claims filed as  
18 prescribed by law with the Director of the Office of Management and  
19 Enterprise Services for approval and payment.

20 D. If a taxpayer makes a donation pursuant to subsection A of  
21 this section in error, such taxpayer may file a claim for refund at  
22 any time within three (3) years from the due date of the tax return.  
23 Such claims shall be filed pursuant to the provisions of Section  
24 2373 of Title 68 of the Oklahoma Statutes. Prior to the

1 apportionment set forth in this section, an amount equal to the  
2 total amount of refunds made pursuant to this subsection during any  
3 one (1) year shall be deducted from the total donations received  
4 pursuant to this section during the following year and such amount  
5 deducted shall be paid to the State Treasurer and placed to the  
6 credit of the Income Tax Withholding Refund Account.

7 SECTION 3. NEW LAW A new section of law to be codified  
8 in the Oklahoma Statutes as Section 1-8-114 of Title 10A, unless  
9 there is created a duplication in numbering, reads as follows:

10 A. As used in this section:

11 1. "Foster care services" means services or programs that may  
12 include but are not limited to housing, transitional or independent  
13 living, crisis intervention, case supervision, job placement,  
14 educational or vocational placement, training, counseling, early  
15 intervention and diversionary substance abuse treatment, sexual  
16 abuse treatment and other related services and programs; and

17 2. "Youth" means a person who is at least eighteen (18) years  
18 of age but less than twenty-one (21) years of age.

19 B. A youth who:

20 1. Exited foster care after reaching eighteen (18) years of  
21 age; or

22 2. Is in foster care when reaching eighteen (18) years of age,  
23 may reenter or remain in foster care and receive extended foster  
24 care services until twenty-one (21) years of age.

1 C. The Department of Human Services may provide extended foster  
2 care services if the youth meets one of the following conditions for  
3 eligibility:

4 1. The youth is completing secondary education or a program  
5 leading to an equivalent credential;

6 2. The youth is enrolled in an institution that provides  
7 postsecondary or vocational education;

8 3. The youth is participating in a program or activity designed  
9 to promote employment or remove barriers to employment;

10 4. The youth is employed for at least eighty (80) hours per  
11 month; or

12 5. The youth is incapable of doing any part of the activities  
13 described in paragraphs 1 through 4 of this subsection due to a  
14 medical condition. An assertion of incapacity pursuant to this  
15 paragraph shall be supported by regularly updated information in the  
16 case plan of the youth.

17 D. Extended foster care services are voluntary and a youth may  
18 choose to stop receiving the services at any time. If the  
19 Department determines that the youth no longer meets the eligibility  
20 requirements provided in subsection C of this section for extended  
21 foster care services, the Department shall provide written or  
22 electronic notice to the youth regarding termination of the extended  
23 foster care services.

24 E. The Department shall:

1        1. Secure funding from and implement the provisions of this  
2 section in accordance with the approved Title IV-E State Plan; and

3        2. Promulgate rules and regulations to implement the provisions  
4 of this section.

5        SECTION 4. This act shall become effective November 1, 2019.

6        Passed the House of Representatives the 12th day of March, 2019.

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Presiding Officer of the House  
of Representatives

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Passed the Senate the \_\_\_ day of \_\_\_\_\_, 2019.

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Presiding Officer of the Senate

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