

TO BE RESCINDED

5101:1-3-01 OWF: definitions of assistance group composition for work participation rates.

For purposes of calculating federal and state work participation rates, the definitions set forth in this rule are applicable. In order to meet the definitions of two-parent assistance groups, or all-family assistance groups as set forth in paragraphs (A) to (B) of this rule, the adults or minor heads of household must be included in the assistance group and in receipt of assistance as set forth in rules 5101:1-23-10 and 5101:1-23-01, respectively, of the Administrative Code. Learning, earning and parenting (LEAP) participation by a minor head of household as defined in section 5107.02 of the Revised Code, and rule 5101:1-1-01 of the Administrative Code is included in the two-parent or the all-family assistance group definitions for federal and state work participation calculation purposes. In addition, a minor head of household who meets the LEAP requirement pursuant to the provisions set forth in rule 5101:1-23-50 of the Administrative Code, through home education as defined in section 3321.04 of the Revised Code, internet or community-based computer school as defined in section 3314.02 of the Revised Code, or an alternative educational or training program defined by the county department of job and family services (CDJFS), shall be deemed to be engaged in work due to satisfactory school attendance for federal and state work participation rate calculations purposes. Also included in the two-parent or the all-family assistance group definitions are assistance groups containing the eligible child(ren) of adults or minor heads of households who are subject to a sanction (as set forth in rule 5101:1-23-10 of the Administrative Code) prescribed under section 5107.16 of the Revised Code for more than three out of any twelve calendar months.

(A) Two-parent assistance groups

A two parent assistance group is one that includes at least one minor child and both natural or adoptive parents of that same minor child who are receiving assistance and living in the home, unless both parents are minors and neither is a minor head of household. Both parents must be included in the assistance group and in receipt of assistance, as set forth in rules 5101:1-23-10 and 5101:1-23-01 of the Administrative Code.

- (1) If the only minor child in a two-parent assistance group is in receipt of supplemental security income (SSI) benefits, or is a child for whom federal, state, or local adoption assistance or foster care maintenance payments are made, the assistance group is deemed to include that minor child for purposes of determining eligibility to participate in Ohio works first (OWF).
- (2) An assistance group that includes an adult or minor head of household and other parent, when one of the parents is disabled shall be considered a two-parent assistance group, but shall be excluded from the two-parent rate for work participation rate purposes. Disability of a parent shall be deemed to exist

when at least one parent has a physical or mental illness or impairment. The disability shall be supported by competent medical documentation and must be of such a debilitating nature as to reduce substantially or eliminate the parent's ability to work. The disability must be expected to last for a period of at least thirty days. A finding of eligibility for retirement, survivor's, and disability insurance (RSDI) or SSI benefits based on disability or blindness is acceptable proof of disability for OWF purposes.

(B) All-family assistance groups

All-family assistance groups include two-parent assistance groups as defined in paragraph (A) of this rule, and assistance groups described in paragraphs (B)(1) to (B)(5) of this rule.

- (1) An assistance group containing a minor child and one parent.
- (2) An assistance group containing a minor child and a specified relative in need (who is not a parent) as set forth in rule 5101:1-23-10 of the Administrative Code.
- (3) An assistance group as identified in paragraph (A)(2) of this rule shall be included in the all-family assistance group definition.
- (4) An assistance group containing only a pregnant woman who is at least in her sixth month of pregnancy.
- (5) If the only minor child is in receipt of SSI benefits, or is a child for whom federal, state or local foster care maintenance or adoption assistance payments are made, the assistance group is deemed to include that minor child for purposes of determining eligibility to participate in OWF.

(C) Child-only assistance groups

Child-only assistance groups are excluded from both federal and state work participation rate calculations. A child-only assistance group is an assistance group containing a minor child residing with a parent(s), legal guardian, legal custodian, or other specified relative whose needs are not included in the assistance group. This includes situations when the minor child resides with both parents, and both parents are recipients of SSI; and when the parent(s) of the minor child is a child for whom federal, state or local foster care maintenance or adoption assistance payments are made.

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