

5101:2-44-09

Redetermination requirements for the state adoption special services subsidy program.

- (A) State adoption special services subsidy agreements entered into prior to July 1, 2004 shall be redetermined annually. The public children services agency (PCSA) shall complete a redetermination of each state adoption special services subsidy one year from the initial effective date of the state adoption special services subsidy or most recent redetermination or amendment date and annually thereafter.
- (B) The PCSA shall redetermine the state adoption special services subsidy more often than annually upon written request of the adoptive parent or when the PCSA is aware of substantial changes in the adoptive family's economic resources or the adoptive child's special need(s).
- (C) The PCSA shall establish and maintain policy and procedures governing its state adoption special services subsidy program in accordance with section 5153.163 of the Revised Code. Such policy and procedures shall be consistent with Chapter 5101:2-44 of the Administrative Code and must be part of the PCSA adoption policy prepared pursuant to rule 5101:2-48-05 of the Administrative Code. The PCSA adoption policy shall contain the types of service provided and the amount of funding provided for the adoptive child.
- (D) To initiate the redetermination process, the PCSA shall provide written notice to the adoptive parent at least sixty days prior to the anniversary date of the effective state adoption special services subsidy or most recent redetermination or amendment.
- (E) Upon redetermination of the state adoption special services subsidy, the PCSA may, at its option, continue to provide a state adoption special services subsidy based upon the terms of the current state adoption special services subsidy agreement and the adoptive child's continued need for services. All state adoption special services subsidy redeterminations or amendments shall be documented on the JFS 01618 "Redetermination/Amendment of State Adoption Special Services Subsidy."
- (F) The following are necessary to redetermine or amend a state adoption special services subsidy:
- (1) The PCSA is continuing to offer the state adoption special services subsidy program beginning July 1, 2004.
 - (2) The PCSA shall determine, from verification submitted by the adoptive parent, if the adoptive child continues to have special need(s) for services and if the special need(s) of the adoptive child is beyond the economic resources of the adoptive family as defined in the PCSA's policy pursuant to paragraph (C) of this rule.
 - (3) The PCSA shall complete the redetermination and provide written notification to the adoptive parent of the redetermination outcome at least fifteen days prior to the annual anniversary date of the state adoption special services

subsidy or most recent redetermination, or within thirty days of a request for an amendment.

(G) If the adoptive parent fails to comply with a redetermination of eligibility as described in this rule, the state adoption special services subsidy shall be suspended. When six months have elapsed from the redetermination date and the adoptive parent continues to not comply with the requirements of a redetermination of eligibility as described in this rule, the PCSA shall terminate the state adoption special services subsidy.

(H) When the redetermination results in a decrease, suspension or termination of the state adoption special services subsidy, the PCSA shall use the JFS 04065 "Prior Notice of Right to a State Hearing" to inform the adoptive parent of the reason for the action, its effective date and the right to a state hearing pursuant to section 5101.35 of the Revised Code and division level designation 5101:6 of the Administrative Code.

Effective:

R.C. 119.032 review dates:

Certification

Date

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