

5101:2-44-11 **Termination of a state adoption subsidy.**

~~(A)~~ A state adoption subsidy, whether for maintenance or special service or both, may continue as long as the child and adoptive parent continue to meet the requirements of rules 5101:2-44-05, 5101:2-44-06 and 5101:2-44-08 of the Administrative Code.

~~(B)~~(A) Any of the following conditions shall cause termination of the subsidy.

- (1) The child's death.
- (2) The adoptive parent is no longer legally responsible ~~for~~ to financially support the child.
- (3) The child reaches age eighteen unless the child has a mental or physical disability as described in rule 5101:2-44-06 of the Administrative Code.
- (4) The adoptee reaches age twenty-one and has been eligible because he is: physically or mentally disabled.
 - ~~(a) Physically or mentally handicapped; or~~
 - ~~(b) Attending a school, college or university, or vocational or technical training program on a full-time basis.~~

~~(C)~~(B) The following conditions may cause termination of the subsidy.

- (1) The adoptive parent requests termination.
- (2) The terms of the subsidy have been fulfilled and future services are not anticipated.
- (3) The adoptive parent fails to comply with a redetermination of eligibility pursuant to rule 5101:2-44-08 of the Administrative Code, or refuses to provide sufficient information to enable the public children services agency (PCSA) to make a redetermination.
- (4) The PCSA determines from verification submitted that the child's special needs no longer exist or the adoptive parent's financial situation no longer warrants continued subsidy.
- (5) The adoptive parent is no longer providing financial support for the child.

~~(D)~~(C) The PCSA shall send notification of the termination using the JFS 04065 "Prior

Notice of the Right to a State Hearing" no less than fifteen days prior to the effective date of the termination and include the reason for the termination and a ~~description of the procedures for a review pursuant to rule 5101:2-33-04 of the Administrative Code~~ their 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:

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Certification

Date

Promulgated Under: 119.03
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5153.163.
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