

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 5101:2-44-13.1

Rule Type: New

Rule Title/Tagline: Eligibility and application process for the post adoption special services subsidy (PASSS) program.

Agency Name: Department of Job and Family Services

Division: Division of Social Services

Address: OFC- 4200 E. 5th Ave., 2nd fl. L2-01 P.O. Box 183204 Columbus OH 43218-3204

Contact: Michael Lynch **Phone:** 614-466-4605

Email: Michael.Lynch@jfs.ohio.gov

I. Rule Summary

1. **Is this a five year rule review?** No
 - A. **What is the rule's five year review date?**
2. **Is this rule the result of recent legislation?** Yes
 - A. **If so, what is the bill number, General Assembly and Sponsor?** HB 110 - 134
- Scott Oelslager
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 5101.1418
5. **What statute(s) does the rule implement or amplify?** 5101.1418
6. **What are the reasons for proposing the rule?**

Administration of the Post Adoption Special Services Subsidy (PASSS) program is transitioning from the public children service agencies to the Ohio Department of Job and Family Services (ODJFS). The rule was rewritten to align with the requirements of HB 110.

- 7. Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

The rule provides guidance to families seeking PASSS funding. The rule outlines the process to apply for PASSS funds including the approval and denial process. This rule also describes how PASSS funds may be used by the family. The title of the rule has changed to Administration of the post adoption special services subsidy (PASSS) program. This program will transition from administration by the PCSAs to administration by ODJFS.

- 8. Does the rule incorporate material by reference? Yes**
- 9. If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.**

This rule incorporates one or more references to the Ohio Revised Code. This question is not applicable to any incorporation by reference to the Ohio Revised Code because such reference is exempt from compliance with RC 121.71 to 121.74 pursuant to RC 121.75(A)(1)(a).

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This rule incorporates one or more references to a form or a digital application into which data is entered. This question is not applicable to any incorporation by reference to forms or digital data applications because such reference is exempt from compliance with RC 121.75 to 121.74 pursuant to RC 121.75(B)(4).

- 10. If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

Paragraph (G) was updated. The form number for the "Verification of Treatment" letter was corrected.

II. Fiscal Analysis

- 11. Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will have no impact on revenues or expenditures.

\$0

Under the proposed rule, ODJFS will assume responsibility and costs for administering the PASSS program directly, in line with requirements in HB 110. These administrative costs have been assumed in the current budget for ODJFS and therefore have no anticipated increase in expenditures throughout the current biennium.

12. What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?

There are no new costs. To apply for PASSS, applicants must submit all necessary forms and documentation. If approved, the applicant or provider must submit invoices to ODJFS for payment.

13. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No

14. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No

15. If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.

Not Applicable

III. Common Sense Initiative (CSI) Questions

16. Was this rule filed with the Common Sense Initiative Office? No

17. Does this rule have an adverse impact on business? No

A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No

B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? No

C. Does this rule require specific expenditures or the report of information as a condition of compliance? No

- D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No

IV. Regulatory Restrictions (This section only applies to agencies indicated in R.C. 121.95 (A))

18. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? No

- A. How many new regulatory restrictions do you propose adding?

Not Applicable

- B. How many existing regulatory restrictions do you propose removing?

Not Applicable