

TO BE RESCINDED

5101:2-47-01

Administration of the Title IV-E program.

(A) The primary objectives of the Title IV-E program are:

- (1) To reduce the number of children removed from their own homes for placement in substitute care;
- (2) To improve the quality of care provided to children placed in substitute care;
- (3) To return children from substitute care to their own homes as soon as possible; and
- (4) To facilitate the adoption or other permanent placement for those children who cannot return to their own homes.

(B) A goal of the Ohio department of job and family services (ODJFS) shall be to ensure that the maximum number of children receiving assistance under the Title IV-E foster care maintenance program at any time, who will remain in foster care after having been in such care for more than twenty-four months, shall be no more than twenty per cent of the total number of children who are reported in foster care during the preceding calendar year. The total number of children who are in foster care shall be determined from data collected by ODJFS in accordance with section 2151.416 of the Revised Code. This goal will be achieved by periodic monitoring and evaluation by ODJFS of agency case records and reports to ODJFS, with full realization that no child eligible to receive assistance under the requirements of the Title IV-E program may be denied assistance on the basis of this goal.

(C) The Title IV-E agency shall be responsible for the administration of the Title IV-E foster care maintenance (FCM) and adoption assistance program. Administration of the Title IV-E program includes ensuring the proper and efficient administration of funds, whether allocated or reimbursed, and determining initial and continuing eligibility for FCM and/or AA program services. No administrative expenditures can be claimed for reimbursement if Title IV-E is not a direct responsibility of the Title IV-E agency.

(D) Each Title IV-E agency shall submit to ODJFS, by March first of each calendar year, a schedule of the agency's current rates for FCM and AA as these benefits are defined in rule 5101:2-47-02 of the Administrative Code. This schedule shall be certified as true and correct by the director or executive secretary, as appropriate, of the agency. The Title IV-E agency shall keep ODJFS advised of any changes in these rates through submission of amended schedules.

- (E) (ODJFS) shall provide the Title IV-E agency with only the federal share for FCM payments for Title IV-E eligible children. Payments shall be at the current rate of federal financial participation (FFP). The Title IV-E agency shall be responsible for the nonfederal share of all basic FCM payments made by the agency. Local or state funds may be used as the agency's match for the nonfederal share.
- (F) ODJFS shall provide the Title IV-E agency with the federal and nonfederal share for all AA payments made by the agency up to a maximum amount of two hundred fifty dollars per month for each eligible child. For those children determined eligible on or before January 12, 1992, for both the state adoption maintenance subsidy and Title IV-E AA subsidy (dual eligible), ODJFS shall provide the Title IV-E agency with the federal and nonfederal share for all AA payments made by the agency up to a maximum amount of five hundred dollars per month per child. The Title IV-E agency shall be responsible for providing the nonfederal portion of any AA payment amount in excess of two hundred fifty dollars per child or, in the case of a dual eligible child, in excess of five hundred dollars per child, per month in accordance with the provisions set forth in rule 5101:2-47-43 of the Administrative Code.
- (G) The Title IV-E agency shall be responsible for the nonfederal share of certain medicaid administrative costs for children in their care and Title IV-E administrative and training costs. Reimbursement for the federal share of these costs shall be made by ODJFS upon receipt of federal funds for claims submitted.
- (1) Title IV-E administrative costs are subject to the requirements of rules 5101:9-6-28 and 5101-5-09 of the Administrative Code. Administrative costs charged to Title IV-E cannot be charged concurrently to another federal program. Reimbursement shall be at the prevailing FFP.
 - (2) Training costs are chargeable to Title IV-E. Training costs, such as salary, travel and per diem, may include costs when a worker is engaged in or preparing for training, either as a trainer for other agency staff or a trainee. Training must be related to child welfare services and will be charged in proportion to the percentage of Title IV-E eligible children. Preparing for and training of substitute care providers is not an allowable training cost, but may be claimed as an administrative cost. Reimbursement for training costs will be at the FFP.
 - (3) Costs related to training foster parents are to be claimed in accordance with procedures detailed in rule 5101:2-5-38 of the Administrative Code.
- (H) To claim reimbursement for Title IV-E administrative costs, each Title IV-E agency

is required to participate in the social service random moment study (SSRMS) as described in rule 5101:9-7-20 of the Administrative Code.

(I) The Title IV-E agency shall submit the following information to ODJFS:

(1) A JFS 04281 "Children Services Quarterly Statistical Report" which provides information on the agency's substitute care population; and

(2) Pursuant to rule 5101:9-10-29 of the Administrative Code, a JFS 02820 "Children Services Monthly Financial Statement" and JFS 02827 "Monthly Financial Statement Job and Family Services Public Assistance Fund Certification Sheet" which provides information on the social services expenditures for the agency's social services cost pool (SSCP).

(J) Failure to comply with the requirements set forth in paragraphs (G), (H) and (I) of this rule will adversely affect the compensation for Title IV-E administrative and training costs of the Title IV-E agency. "Adversely affect" means that the agency's Title IV-E training and administration reimbursement from ODJFS will be decreased or delayed.

(K) Cost reporting and reimbursement procedures contained in Chapters 5101:9, 5101-1 and 5101:2-47 of the Administrative Code shall apply with regard to the Title IV-E program. Expenditures are subject to audit and audit findings. Findings due to agency error will result in charges against the agency.

(L) The JFS 02911 "Single Cost Report" is subject to audit and audit findings whether submitted by public or private agencies. ODJFS will conduct the county audit process in accordance with rule 5101-9-29 of the Administrative Code. Any overpayments or underpayment of federal funds to the Title IV-E agency due to adjustments of cost report amounts as a result of an audit, shall be recovered or paid to the Title IV-E agency which is utilizing the public or private agency's services.

Replaces: 5101:2-47-02, 5101:2-47-03

Effective:

R.C. 119.032 review dates: 04/28/2009

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 5101.11, 5101.141, 5103.03, 5153.166
Rule Amplifies: 5101.11, 5101.141, 5103.03, 5153.166
Prior Effective Dates: 1/1/83, 1/4/83, 9/30/85 (Emer.), 12/22/85, 4/1/86 (Emer.), 7/1/86, 9/10/86 (Emer.), 11/16/86, 7/2/87, 4/15/88 (Emer.), 7/11/88, 9/1/88, 9/1/92, 3/20/93, 5/1/98, 7/1/04