

## TO BE RESCINDED

5101:2-47-04

**Administrative procedure: intercounty and interstate case management responsibility for foster care maintenance and adoption assistance.**

(A) Foster care maintenance (FCM) intercounty and interstate case management changes are handled as follows:

- (1) The Title IV-E agency responsible for the care and placement of the child retains responsibility for the management of the FCM case regardless of where the biological family is living or where the child is placed.
- (2) When responsibility for the care and placement is transferred to an agency in another county, the FCM case shall be transferred to the new agency.
- (3) When a child receiving FCM moves or is placed from one state to another, Title XIX services will be provided by the state where the child moves or is placed, and Title XX services will be provided by the county where the child moves or is placed. The child's placement must be made in accordance with interstate compact on the placement of children (ICPC) contained in Chapter 5101:2-42 of the Administrative Code.
- (4) When a Title IV-E agency places a Title IV-E FCM eligible child in another Ohio county, or such a child moves to another Ohio county, the child will be provided with Title XX services by the county where the child is placed or has moved, in accordance with that county's Title XX plan.
- (5) When responsibility for the care and placement of a child is transferred from the Title IV-E agency to a private child-placing agency (PCPA), FCM program eligibility no longer exists.
- (6) For Ohio Title IV-E FCM children, placement must be made in accordance with ICPC rules contained in Chapter 5101:2-42 of the Administrative Code.

(B) Adoption assistance (AA) intercounty and interstate changes are handled as follows:

- (1) The ODHS 1453 "Adoption Assistance Agreement" remains in effect even though the parent(s) and their adopted child move to another county or state.
- (2) If the parent(s) and their adopted child move to another county in Ohio or another state, the responsibility for Title IV-E AA case management remains with the Ohio public children services agency (PCSA) that managed the case

prior to the move.

- (3) If the parent(s) and their adopted child for whom an Ohio-executed ODHS 1453 is in effect reside in or move to another state, the child will be provided Title XIX and Title XX services by the state in which the child resides or moves.
- (4) If the parent(s) and their adopted child for whom an ODHS 1453 is in effect reside in or move to another Ohio county, the child will be provided with Title XX services by the county where the child resides or has moved. If any of the Title XX services specified in the ODHS 1453 are not available in the Title XX plan in the county where the child resides or has moved, the PCSA which entered into the agreement shall be responsible for providing or securing those services.
- (5) Nothing shall prohibit an adoptive family for whom an ODHS 1453 is in effect from seeking Title XX services available in the Title XX plan in the county of residence, even if they are not already specified in the ODHS 1453. The adoptive parent(s) may:
  - (a) Apply for the Title XX services in the county where they reside; or
  - (b) Seek to modify or amend the child's ODHS 1453.
- (6) At the request of the agency with Title IV-E AA case management responsibility, the PCSA in the county of residence shall assist both the Title IV-E case management agency and the parent(s) of the adopted child. The parent(s) may need assistance in completing the ODHS 1451 "Title IV-E Adoption Assistance Application/Determination of Continuing Eligibility" and/or the ODHS 1453. The Title IV-E case management agency may need assistance in documenting the present situation of the adopted special needs child.
- (7) In the event that the parent(s) and their adopted child move out of state, the PCSA shall comply with any interstate requirements for AA. The PCSA may ask the children services agency (CSA) in the new state to document the family's present situation and to assist the family in completing all required forms.

Replaces: 5101:2-47-08  
Effective: 04/23/2007  
R.C. 119.032 review dates: 01/10/2007

**CERTIFIED ELECTRONICALLY**

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Certification

03/19/2007

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Date

Promulgated Under: 119.03  
Statutory Authority: 5103.03, 5101.141  
Rule Amplifies: 5103.03, 5153.16, 5101.141  
Prior Effective Dates: 05/01/1998