

5101:2-47-05

**Administrative procedure: Title XIX ~~medical~~ medicaid coverage for Title IV-E foster care maintenance recipients in accordance with the Consolidated Omnibus Budget Reconciliation Act (COBRA).**

(A) For Title IV-E foster care maintenance (FCM) recipients who move or are placed out of state by the Title IV-E agency, the following shall apply:

(1) Within twenty working days after the Title IV-E agency places a Title IV-E FCM eligible child out of state, or such a child moves out of state, the following actions must be taken by the Title IV-E agency in order to transfer Title XIX ~~medical~~ medicaid coverage to the state of residence:

(a) The Title IV-E agency must provide written notification to the responsible Title XIX ~~medical~~ medicaid authority in the state in which the child is residing or has moved of Ohio's intent to terminate Ohio Title XIX ~~medical~~ medicaid coverage. Notification shall, at a minimum, include:

(i) The proposed effective termination date of Ohio's Title XIX ~~medical~~ medicaid coverage; and

(ii) A statement that the out of state agency will continue to receive Title IV-E FCM payments on the child's behalf and Title XIX ~~medical~~ medicaid coverage will be provided by the state where the child moves or is placed.

(b) The Title IV-E agency shall request that the Title XIX ~~medical~~ medicaid authority in the state of residence provide written notification when it will begin paying for the child's Title XIX ~~medical~~ medicaid coverage. Once the out of state agency begins Title XIX coverage, the Ohio Title IV-E agency shall terminate ~~medical~~ medicaid coverage in the Family and Children Services Information System (FACSIS).

(c) The custodial Title IV-E agency, as any other recipient of ~~medical~~ medicaid assistance, has a right to a state hearing in accordance with Chapters 5101:6-1 through 5101:6-9 and rule 5101:6-3-01 of the Administrative Code.

(2) Effective October 1, 2003, ~~No~~ no less than once every ~~six~~ twelve months, the Title IV-E agency shall provide the responsible Title XIX ~~medical~~ medicaid authority in the state where the child is placed or has moved with verification of the child's continuing eligibility for Title IV-E FCM. When the Title IV-E agency determines the child is not Title IV-E FCM program reimbursable, the Title IV-E agency shall provide written notification to the responsible Title

XIX ~~medical~~ medicaid authority in the state where the child is placed or has moved, within twenty working days of the date Ohio terminated Title IV-E FCM.

(B) For Title IV-E FCM recipients who move to or are placed in Ohio by ~~out-of-state~~ out of state custodial agencies, the following shall apply:

- (1) When a child receiving Title IV-E FCM payments from a custodial agency in another state moves to or is placed in Ohio, the child is eligible for Title XIX ~~medical~~ medicaid coverage provided by Ohio.
- (2) Within twenty working days after being notified by a custodial agency that a Title IV-E FCM eligible child has moved to or has been placed in Ohio, the following actions must be taken in order to authorize Title XIX ~~medical~~ medicaid coverage.
  - (a) The Ohio public children services agency (PCSA) must obtain the following information, in writing, from the custodial agency:
    - (i) The child's name, social security number, and date of birth;
    - (ii) The substitute care provider's name and address;
    - (iii) The address where the ~~medical~~ medicaid card should be sent;
    - (iv) Verification of eligibility for Title IV-E FCM, which may include an approved Title IV-E FCM application;
    - (v) The name, address and phone number of a contact person at the custodial agency with Title IV-E case management responsibility;
    - (vi) The date Title XIX medical coverage in the state where the child was placed or has moved from will be terminated; and
    - (vii) Any additional information regarding other health insurance coverage the child may have, including third-party liability.
  - (b) The PCSA must enter the appropriate COBRA Title IV-E FCM events in FACSIS which will authorize ~~medical~~ medicaid coverage.
  - (c) The PCSA must provide written notification to the responsible Title XIX

~~medical~~ medicaid authority in the state where the child was placed or has moved from of the effective date Ohio Title XIX ~~medical~~ medicaid coverage will begin.

- (d) The PCSA must complete the ~~ODHS-6612~~ JFS 06612 "Health Insurance Information ~~Form~~ Sheet" if there is information that the child is covered under a health insurance plan.
- (3) No less than once every ~~six~~ twelve months, the Ohio PCSA shall request verification of continuing Title IV-E FCM eligibility from the custodial agency in the state making Title IV-E FCM payments on behalf of a child placed or residing in Ohio. Upon notification from the custodial agency that the child does not meet the Title IV-E FCM program reimbursability criteria, the Ohio PCSA shall take steps to:
- (a) Terminate Title XIX ~~medical~~ medicaid coverage in FACSIS and follow the procedures outlined in Chapters 5101:6-1 to 5101:6-9 and rule 5101:6-3-01 of the Administrative Code.
  - (b) Advise the custodial agency that Ohio Title XIX ~~medical~~ medicaid coverage on behalf of the child may be explored.
- (4) The Title IV-E agency shall maintain a separate case record for each Title IV-E FCM recipient who moves to or is placed in Ohio by an ~~out-of-state~~ out of state custodial agency. At a minimum, the case record shall contain all of the information required in paragraph (B) of this rule.
- (C) No child for whom Ohio has Title IV-E FCM case management responsibility shall be denied Title XIX ~~medical~~ medicaid coverage from Ohio if the state of residence does not make Title XIX ~~medical~~ medicaid coverage available.

Effective: 09/01/2003

R.C. 119.032 review dates: 04/17/2003 and 09/01/2007

CERTIFIED ELECTRONICALLY

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Certification

07/10/2003

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Date

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