

5101:2-47-20 **Foster care maintenance program reimbursability: supplemental Supplemental payments for the cost of care for the child of a Title IV-E recipient parent.**

- (A) For purposes of this rule, a parent in substitute care who is program reimbursable for Title IV-E foster care maintenance (FCM) will be referred to as the "parent," and the infant, child, or children of this parent will be referred to as the "child."
- (B) A Title IV-E agency need not assume custody of the child of a Title IV-E FCM recipient parent solely for the purpose of receipt of Title IV-E FCM funds to provide for the child's cost of care.
- (C) The cost of care for the child residing with his/her parent in a ~~family~~ foster home or residential parenting facility must be included as a supplemental payment to the Title IV-E FCM payment made on behalf of his/her parent. The child is also eligible for medical services under Title XIX and social services under Title XX.
- (D) If the parent and child no longer reside together in the same ~~family~~ foster home or residential parenting facility, the following shall apply:
- (1) The cost of care of the child can no longer be included as a supplemental payment to the FCM payment made on behalf of his/her parent.
 - (2) The child's Title IV-E FCM eligibility must be determined based on the child's current and individual circumstances.
- (E) A child whose cost of care is included as a supplemental payment to the Title IV-E FCM payment made on behalf of his/her parent based on paragraph (C) of this rule, shall not be included in the count of children in substitute care reported on the ~~ODHS 4284 JFS 04281~~ "Children Services Quarterly Statistical Report." The child shall be included in the occupancy limitations specified in rules 5101:2-1-01 and 5101:2-5-32 of the Administrative Code.
- (F) A child, as referred to in paragraphs (A) and (C) of this rule, need not have a separate case plan completed pursuant to rule ~~5101:2-39-081~~ 5101:2-39-08.1 of the Administrative Code nor separate semiannual administrative reviews completed pursuant to rule 5101:2-42-43 of the Administrative Code. The child shall be included in the case plan of the parent and any required semiannual administrative reviews of the parent.
- (G) If paragraph (D) of this rule applies, and the child is to remain in substitute care, the Title IV-E agency must establish legal responsibility for the child's care and placement, a case plan must be developed for the child pursuant to rule

~~5101:2-39-081~~ 5101:2-39-08.1 of the Administrative Code and semiannual administrative reviews for the child must be held pursuant to rule 5101:2-42-43 of the Administrative Code.

Effective:

R.C. 119.032 review dates: 08/07/2003

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 5101.141, 5103.03
Rule Amplifies: 5101.141, 5103.03, 5153.16
Prior Effective Dates: 11/1/93, 5/1/98, 6/13/00