

5101:2-47-21

**Title IV-E foster care maintenance (FCM) reimbursement for a child placed into a qualified residential treatment program (QRTP).**

- (A) FCM reimbursement begins the actual date of the child's placement in a QRTP, if the child meets all program eligibility and reimbursement criteria in the same month. If the eligibility requirements are not met in the same month, FCM reimbursement may go back to the first day of the month when all eligibility requirements are met.
- (B) FCM reimbursement is contingent upon satisfaction of all of the following:
- (1) The Title IV-E agency has legal responsibility for the ~~care and placement/custody/~~ care and placement of the child as described in rule 5101:2-47-13 of the Administrative Code.
  - (2) Meet the reasonable efforts requirement that a judicial determination for a court-ordered removal as described in rule 5101:2-47-22 of the Administrative Code, has been obtained.
  - (3) The child meets the ADC-relatedness requirements as described in rule 5101:2-47-14 of the Administrative Code.
  - (4) The facility meets the QRTP requirements as described in rule 5101:2-9-42 of the Administrative Code.
  - (5) A qualified individual, who is a trained professional or licensed clinician and meets the requirements in rule 5101:2-42-12 of the Administrative Code is to assess a child for each placement in a QRTP no earlier than thirty\_ days prior to the start of each placement or no later than thirty\_ days from the first day of placement.
  - (6) The requirements in rules 5101:2-47-11 and 5101:2-47-11.1 of the Administrative Code, as applicable. Any child placed prior to October 1, 2021\_ in a residential facility that is not certified as a QRTP is reimbursable until the child is discharged through October 1, 2024.
- (C) If the assessment is not completed thirty days prior to, including the date of placement or by the thirtieth day from the day of placement, the Title IV-E agency cannot claim FCM reimbursement for the entirety of the QRTP placement, including the first fourteen\_ days.
- (D) No later than sixty\_ days after, including the date of placement\_ the start of each Title IV-E eligible child's placement into the QRTP, the Title IV-E agency is to confirm that the juvenile court:

- (1) Considers the assessment, determination, and documentation made by the qualified individual conducting the assessment outlined in paragraph (B) of this rule.
  - (2) ~~Determined~~ Determines whether the needs of the child can be met through placement in a foster home, or, if not, whether the placement of the child in a QRTP provides the most effective and appropriate level of care for the child in the least restrictive environment and whether that placement is consistent with the short and long-term goals for the child, as specified in the permanency plan.
  - (3) Approves or disapproves of the placement of the child into a QRTP.
- (E) If the court does not approve the placement within the sixty-day timeframe, the Title IV-E agency may only claim FCM for the first sixty-days of the placement in the QRTP.
- (F) The Title IV-E agency may claim FCM to transition a child from the QRTP to the next placement or permanent home up to thirty-days after, including the date of one of following:
- (1) The assessment described in paragraph (C) of this rule determines that the QRTP is not appropriate.
  - (2) A court disapproves such a placement under paragraph (E) of this rule.
  - (3) A determination is made that a child in an approved QRTP placement is going to return home or be placed with fit and willing relative(s), a legal guardian(s), or an adoptive parent(s), or in a foster family home.
- ~~(G) For every QRTP the child is placed in for more than twelve consecutive months or eighteen nonconsecutive months or, in the case of a child who has not attained age thirteen, for more than six consecutive or nonconsecutive months, the Title IV-E agency is to maintain the following:~~
- ~~(1) Documentation submitted at every case review or permanency hearing regarding the child's case plan that supports a continued QRTP placement.~~
  - ~~(2) The signed approval of the Title IV-E agency director for the continued placement of the child in the QRTP pursuant to rule 5101:2-42-12 of the Administrative Code.~~
- (G) The QRTP placement requirement of obtaining the Title IV-E director signature is based on all time spent in QRTP placement(s) during the entirety of a child's custody/care and placement episode. The Title IV-E agency is to document in the

case plan the signed approval of the Title IV-E agency director for the continued reimbursement of the child in ORTP placement in accordance with rule 5101:2-42-12 of the Administrative Code.

(1) Due dates for the director signature are:

(a) A child aged thirteen to eighteen years of age that has been placed in ORTP placement(s) for twelve consecutive months or eighteen nonconsecutive months.

The signature is to be obtained by the last day of the month in which three hundred sixty-five consecutive days falls then again by the last day of the month in which five hundred forty-five nonconsecutive days falls, then due by the last day of the month every three hundred sixty-five days for the remainder of the custody/care and placement episode.

(b) A child who has not attained age thirteen, that has been placed in ORTP placement(s) for more than six consecutive months or six nonconsecutive months.

The signature is to be obtained by the last day of the month in which one hundred eighty consecutive days falls or one hundred eighty nonconsecutive days falls, then due by the last day of the month every one hundred eighty days for the remainder of the custody/care and placement episode until the child turns the age of thirteen and transitions to requirements of paragraph (G)(1)(a) of this rule.

(2) Documentation is to be submitted at every case review or permanency hearing regarding the child's case plan that supports a continued ORTP placement. Thereafter, the signature of the Title IV-E agency director is to be obtained in the applicable timeline until the child is discharged from ORTP placement episode.

(3) If the director signature is not obtained within the required timelines, the child is nonreimbursable for Title IV-E funding for ORTP placement(s) for the remainder of the custody/care and placement episode.

(4) When a child is discharged from agency custody/care and placement the director signature timeline related to the ORTP placement(s) ends.

(5) If a child reenters a Title IV-E agency's custody/care and placement, then the director signature timeline starts over for the new custody/care and placement episode.

- (H) The Title IV-E agency may claim for the first fourteen days when a child is placed into a non-QRTP.
- (I) Beginning with the date the non-QRTP meets the QRTP certification requirements, a child may be reimbursable back to the first day of that month if the following requirements are met:
- (1) A qualified individual, who is a trained professional or licensed clinician and meets the requirements in rule 5101:2-42-12 of the Administrative Code is to assess a child within thirty\_-days of the setting becoming a QRTP as described in rule 5101:2-42-12.1 of the Administrative Code.
  - (2) Within sixty\_-days of the setting becoming a QRTP, the Title IV-E agency is to confirm that the juvenile court:
    - (a) Considers the assessment, determination, and documentation made by the qualified individual conducting the assessment outlined in paragraph (B) of this rule.
    - (b) ~~Determined~~ Determines whether the needs of the child can be met through placement in a foster home, or, if not, whether the placement of the child in a QRTP provides the most effective and appropriate level of care for the child in the least restrictive environment and whether that placement is consistent with the short and long-term goals for the child, as specified in the permanency plan.
    - (c) Approves or disapproves of the placement of the child into a QRTP.
  - (3) The signature approval of the Title IV-E agency director for a child placed for more than twelve consecutive months or eighteen nonconsecutive months or, in the case of a child who has not attained age thirteen, for more than six consecutive or nonconsecutive months, as defined in paragraph (G) of this rule.
  - ~~(4) Documentation submitted at every case review or permanency hearing regarding the child's case plan that supports a continued QRTP placement, thereafter.~~
- (J) Title IV-E agencies may also claim administrative costs during the twelve month period for the administration of the Title IV-E program, which includes such things as case management as long as they meet the requirements pursuant to rule 5101:2-42-12 of the Administrative Code.
- (K) Title IV-E agencies may claim administrative costs for the duration of the placement in the QRTP regardless of whether the requirements pursuant to rule 5101:2-42-12 of the Administrative Code are met. These include only administrative costs for the

administration of the Title IV-E program, and not the costs of the administration and operation of the QRTP.

- (L) If the requirements in rule 5101:2-42-12 of the Administrative Code are not met, the Title IV-E agency may only claim placement administrative costs as defined in 45 C.F.R. 1356.60 (6/2016) for the administration of the Title IV-E program, and not the costs for the administration and operation of the QRTP. Administration and operation costs are only allowable when a Title IV-E FCM is provided for the child in the QRTP.
- (M) -A QRTP is to provide family-based aftercare support to any child placed into a QRTP for more than fourteen days if the child, even if the youth reaches the age of majority, is discharged to any family-based setting including those listed in rule 5101:2-9-42 of the Administrative Code.
- (N) A QRTP may provide aftercare services when the permanency planning team, which includes the youth and family agrees to the aftercare services as part of the discharge planning pursuant to rules 5101:2-9-42 and 5101:2-42-12 of the Administrative Code.
- (O) QRTP aftercare support/services as listed on the "schedule B" in the appendix to the "agreement for Title IV-E agencies for the provision of non-placement services" in the Ohio statewide automated child welfare information system (SACWIS) may be reimbursed through medicaid, private insurance or paid by the IV-E agency as part of the "schedule B." A child may become eligible for medicaid or other insurance after services begin.
- (P) A child who is discharged from a QRTP may be determined by the IV-E agency to be a candidate for family first prevention services (FFPS) as outlined in Chapter 5101:2-45 of the Administrative Code.
- (Q) Each Title IV-E agency is to enter all cases in Ohio SACWIS including documentation pertaining to the aftercare support/services being provided to the child.
- (R) Each QRTP is to enter all cases in Ohio residential treatment information system (RTIS) including documentation pertaining to the aftercare support/services being provided to the child.
- (S) The reimbursement may be retroactive to October 1, 2021, if the requirements outlined in this rule are met.

Effective:

Five Year Review (FYR) Dates: 10/1/2026

WITHDRAWN ELECTRONICALLY

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Certification

01/19/2023

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Date

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