

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 5101:2-51-03

**Rule Type:** New

**Rule Title/Tagline:** Payments for the adoption assistance connections to age twenty-one.

**Agency Name:** Department of Job and Family Services

**Division:** Division of Social Services

**Address:** OFC- 4200 E. 5th Ave., 2nd fl. J6-06 P.O. Box 183204 Columbus OH 43218-3204

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#### I. Rule Summary

1. **Is this a five year rule review?** No
  - A. **What is the rule's five year review date?**
2. **Is this rule the result of recent legislation?** Yes
  - A. **If so, what is the bill number, General Assembly and Sponsor?** HB 50 - 131 - Representative Dorothy Pelanda
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 5101.1414
5. **What statute(s) does the rule implement or amplify?** 5101.1411, 5101.1412, 5101.1413, and 5101.1414
6. **What are the reasons for proposing the rule?**

This rule is being filed to follow the legislative mandates in complying with HB 50, 131st General Assembly. In accordance with section 5101.141 of the Revised Code, administrative rules have been written to outline the requirements for the Adoption Assistance Connections (AAC) to Age Twenty-One program. Adopted young adults who

are age 18 may continue adoption assistance payments to age 21. The AAC program provides adoption assistance payments on behalf of the adopted young adults that were in the permanent custody of a public children services agency (PCSA), had an adoption assistance agreement finalized after the age of 16 or 17 and finalized an adoption before age 18.

7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

This new rule outlines the payment process for the AAC program.

8. **Does the rule incorporate material by reference? Yes**
9. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.71 to 121.76, please explain the basis for the exemption and how an individual can find the referenced material.**

This rule incorporates one or more references to another rule or rules of the Ohio Administrative Code. This question is not applicable to any incorporation by reference to another OAC rule because such reference is exempt from compliance with RC 121.71 to 121.74 pursuant to RC 121.76(A)(3).

This rule incorporates one or more dated references to an ODJFS form or forms. Each cited ODJFS form is dated and is generally available to persons affected by this rule via the inner-web at <http://innerapp.odjfs.state.oh.us/forms/inner.asp> or on the inter-net at <http://www.odjfs.state.oh.us/forms/inter.asp> in accordance with RC 121.75(E).

This rule incorporates one or more references to the Ohio Revised Code. This question is not applicable to any incorporation by reference to the Ohio Revised Code because such reference is exempt from compliance with RC 121.71 to 121.74 pursuant to RC 121.76(A)(1).

10. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

This rule is being revised to add language in section (E)(4) of the rule to address when the mediation conference is not successful.

## **II. Fiscal Analysis**

11. **As a result of this proposed rule, please estimate the increase / decrease in revenues or expenditures affecting this agency, or the state generally, in the current biennium or future years. If the proposed rule is likely to have a different fiscal effect in future years, please describe the expected difference and operation.**

This will increase revenues.

\$1,299,919

The state is now responsible for the payment of the full nonfederal share of payments made on behalf of adopted young adults who are eligible for this program. The monthly adoption assistance payment will be paid with state and federal dollars if the person meets the requirements for the extension under House Bill 50.

The state's estimated expenditure amount is expected to be a maximum of \$331,607 for the remainder of SFY 2018.

The state's estimated expenditure amount is expected to be a maximum of \$968,312 for SFY 2019.

The state's estimated expenditure amount is expected to be remain constant or gradually increase based upon future numbers of eligible youth and future subsidy amounts.

The state's estimated expenditure amount for compliance for all persons and/or organizations is expected to be a maximum of \$260,000 for the remainder of SFY 2018.

The state's estimated expenditure amount for compliance for all persons and/or organizations is expected to be a maximum of \$520,000 for SFY 2019.

The state's estimated expenditure amount is expected to remain constant o gradually increase based upon future costs or administering/complying with the law.

**12. What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

No cost of compliance.

**13. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No**

**14. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No**

**III. Common Sense Initiative (CSI) Questions**

**15. Was this rule filed with the Common Sense Initiative Office? No**

**16. Does this rule have an adverse impact on business? No**

- A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No**
  
- B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? No**
  
- C. Does this rule require specific expenditures or the report of information as a condition of compliance? No**