

5101:9-6-19

State child protective allocation (SCPA).

- (A) With the consent of the county, the SCPA is issued to the county agency responsible for children services. This allocation assists in meeting the expense of services to children.
- (B) This allocation consists of state child protective services funds, state foster parent day care funds, and state kinship care funds. Funds received by the county agency must be deposited in the county's children services fund.
- (C) The allocation is issued for the state fiscal year (SFY), July first through June thirtieth.
- (D) The following methodology is used to distribute available funds for this allocation.
- (1) Available funds equal to the immediately preceding fiscal year allocation are distributed with each county receiving an amount equal to the amount it received in the preceding fiscal year.
 - (2) The amount of available funds exceeding the amount initially appropriated for the immediately preceding fiscal year is allocated as follows:
 - (a) Twelve per cent is divided equally among all counties.
 - (b) Forty-eight per cent is distributed based on the total number of county residents under the age of eighteen as compared to the total statewide residents under the age of eighteen for the most recent calendar year available.
 - (c) Forty per cent is distributed based on the number of county residents with incomes under the federal poverty level as compared to the statewide total of residents with incomes under the federal poverty level as defined by the United States office of management and budget as revised by the U.S. department of health and human services.
- (E) The county agency receives an advance of this allocation within thirty days after the beginning of each calendar year quarter. The advance will not exceed one-fourth of the total allocation each quarter.
- (F) County agency expenditures which may be properly charged against this allocation are those for the purpose of meeting the expenses of the children services program, including costs for the care of a child who resides with a caretaker relative and other services a PSCA considers necessary to protect children from abuse, neglect, or dependency.
- (G) County agency expenditures are reported on the JFS 02820 "Children Services Monthly Financial Statement" and/or the JFS 02827 "Monthly Financial Statement" as detailed in rule 5101-10-29 of the Administrative Code.

(H) The county agency must return any unspent funds to ODJFS within ninety days after the end of the SFY. Unused funds that are not returned will be certified for collection with the Ohio attorney general. However, upon state controlling board approval, the county's SFY 1999 consolidated SCPA will also include unspent funds remaining from the county's SFY 1998 consolidated SCPA.

(I) The county agency must notify ODJFS, county finance section, in writing by June fifteenth each year if the county elects not to receive the consolidated SCPA. In this instance, instead of receiving a consolidated allocation, the county receives the following separate allocations:

(1) State child protective allocation;

(2) Foster parent day care allocation; and

(3) Kinship care allocation.

All three of the above allocations are distributed according to the methodology contained in paragraph (D) of this rule. However, allowable expenditures under each of the separate allocations is limited according to statutory and administrative rules.

(J) The definitions of "county family services agency," "family services duty," and "financial assistance" are the same as in rule 5101:9-6-50 of the Administrative Code.

(K) Each county family services agency shall be responsible for using financial assistance, as defined in rule 5101:9-6-50 of the Administrative Code, provided by ODJFS solely for performance of family services duties in accordance with state, federal, and local laws, rules, and regulations including the requirements and conditions of the corresponding federal grant award listed in rule 5101:9-6-50 of the Administrative Code.

(L) Each county family services agency shall monitor each private and government entity that receives financial assistance from the county agency to ensure that family services duties, including expenditures, cash management, and reporting, are in compliance with state, federal, and local requirements. If a private or government entity is not performing family services duties in accordance with state, federal, and local requirements, the county family services agency shall require the entity to promptly comply with a corrective action plan approved by the county agency. Except when ODJFS certifies a claim to the attorney general in accordance with section 5101.141 of the Revised Code, the county family services agency shall take prompt action to recover any financial assistance that is not expended in accordance with state, federal, and local requirements.

(M) Financial assistance provided by ODJFS to a county family services agency is

subject to the availability of state and federal funds and appropriations by the general assembly. If at any time the ODJFS director determines that state or federal funds are insufficient to sustain the financial assistance for county family services agencies, the ODJFS director may reduce, suspend, or terminate the financial assistance.

Replaces: 5101:9-6-19

Effective: 04/22/2004

R.C. 119.032 review dates: 04/22/2009

CERTIFIED ELECTRONICALLY

Certification

04/12/2004

Date

Promulgated Under: 111.15
Statutory Authority: 5101.14
Rule Amplifies: 5101.14
Prior Effective Dates: 6/2/79, 7/1/80, 7/1/83,
11/20/83, 11/1/85 (Emer.),
1/21/86 (Emer.), 4/1/86,
8/19/90, 11/23/91, 4/8/96,
7/1/96, 4/14/97, 9/28/02