

**PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES**

DATE: 2/25/14

TIME: 10am

LOCATION: Rhodes State Office Tower, Room 2925

30 East Broad Street, Columbus, Ohio 43215

Pursuant to Sections 5153.112, 5153.122 ,5153.123 and Chapter 119. of the Ohio Revised Code, the director of the Department of Job and Family Services gives notice of the department's intent to consider the amendment of rules as identified below and of a public hearing thereon. These rules are being filed as part of the five year rule review process.

OAC 5101:2-33-29 entitled **Verification of United States Citizenship and Immigration Status for all children in foster care.** This rule outlines what shall be used to verify citizenship for all children in foster care. A typo was corrected in paragraph (E). In paragraph (H), the words "on or after the effective date of this rule" were deleted. Paragraph (I) was removed.

OAC 5101:2-47-01 entitled **Administration of the Title IV-E Foster Care Maintenance Program.** This rule outlines the objectives, goals and responsibilities for the administration of the Title IV-E Foster Care Maintenance (FCM) program. In paragraph (B), language was changed to clarify the intent of the requirement. The words, "initial and continued", were deleted from paragraph (C)(2) as redetermination of eligibility is no longer required. Language was added to paragraph (C)(3) to clarify that the child must be in the legal responsibility of the Title IV-E agency. The words, "to ensure eligibility and assist the family in obtaining other needed assistance", were deleted from paragraph (C)(5). In paragraph (D), the words, "there are two distinct types of Title IV-E FCM status" were deleted. The reference to rule 5101:2-47-21 was removed as the rule no longer exists. Language was added to paragraph (F)(8) to clarify reimbursement for travel for visitation. In paragraph (F)(9), a clarification was made to the reimbursement for travel to the school the child was enrolled in prior to placement in foster care. Paragraph (I) was removed as the information is captured in another chapter of the Administrative Code.

OAC 5101:2-47-16 entitled **Foster care maintenance program reimbursability: Reimbursable placement settings.** This rule outlines the requirements for placement settings that are eligible for foster care maintenance reimbursement. In paragraph (A)(9), language was

added to explain that an alternative care setting is a family foster home at the same level of care as the current foster home for a child temporarily placed into for more than twenty-four hours, but for no more than fourteen days as long as the child returns to the original family foster home by the end of the fourteen days. Language was added to paragraph (B) to add clarity regarding reimbursement for payments made to hold a bed for a child on leave.

OAC 5101:2-47-17 entitled **Foster care maintenance program reimbursability: Reimbursements for FCM and child care for public foster homes, relative homes, and prefinalized adoptive homes.** This rule outlines the uniform statewide standards for foster care maintenance (FCM) minimum and maximum reimbursement amounts for public foster homes, relative homes licensed as foster homes and pre-finalized adoptive homes that continue to receive Title IV-E FCM reimbursements have been established by the Ohio Department of Job and Family Services. In paragraph (A), reference to rule 5101:2-47-24 of the Administrative Code was removed as the rule no longer exists. The use of the JFS 01659 "Title IV-E Auxiliary Payment Authorization" was removed from paragraph (B)(3) as all reimbursements are made through the statewide automated child welfare information system (SACWIS).

OAC 5101:2-47-18 entitled **Foster care maintenance program reimbursability: Reimbursements related to the difficulty of care needs of a child placed in a foster home, relative home, or pre-finalized adoptive home.** This rule outlines the requirements for services authorized for children who have special, exceptional or intensive needs that required special parenting. In paragraph (A), language was added to require the Title IV-E agency to enter the characteristics of the child into SACWIS beginning sixty days from the effective date of this rule.

OAC 5101:2-47-19 entitled **Foster care maintenance program reimbursability: Reimbursements, Graduation Expenses and Personal Incidentals.** This rule outlines the requirements for reimbursements for graduation expenses and personal incidentals. Language was added in paragraph (L) to require the Title IV-E agency to have documentation of graduation and personal incidental expenses.

A copy of the proposed rules is available, without charge, to any person affected by the rules at the address listed below. The rules are also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rules will be held at the date, time and location listed at the top of this notice. Either written or oral testimony will be taken at the public hearing. Additionally, written comments submitted or postmarked no later than the date of the public hearing will be treated as testimony.

Requests for a copy of the proposed rules or comments on the rules should be submitted by mail to the Ohio Department of Job and Family Services, Office of Legal and Acquisition Services, 30 East Broad Street, 31st Floor, Columbus, Ohio 43215, by fax at (614) 752-8289, or by e-mail at rules@jfs.ohio.gov.