

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

DATE: August 7, 2007
TIME: 10:00 a.m.
LOCATION: Room 3110B, Rhodes State Office Tower
30 East Broad St., Columbus, Ohio 43215

Pursuant to sections 2151.86, 5103.03, 5103.0316, 5153.16 and Chapter 119. of the Ohio Revised Code, the director of the Ohio Department of Job and Family Services gives notice of the department's intent to consider the adoption, amendment or rescission of the rule or rules identified below and of a public hearing thereon.

OAC rule 5101:2-47-05 entitled **Title XIX Medicaid coverage for Title IV-E foster care maintenance recipients in accordance with the "Consolidated Omnibus Budget Reconciliation Act" (COBRA)** this rule is being rescinded and a new rule is being proposed with changes that include combining information within paragraphs (A) and (B) for clarity. The information within the paragraphs has not changed. The acronym PCSA has been changed to Title IV-E agency. The statewide automated child welfare information system (SACWIS) has been used in place of FACSIS/SIS.

OAC rule 5101:2-47-09 entitled **Administrative procedure: Case record requirements for foster care maintenance** this rule is being proposed for amendment with the specific requirements for determining eligibility which is detailed in Chapter 5101:2-47 of the Administrative Code, is to be contained in a file outside of the child's case record. Included in the file is the eligibility determination documentation, court orders, placement log, foster care license(s), ADC related documentation and citizenship verification. The citizenship verification requirement and immigration status for all children in foster care has been added. Revision dates of forms have been included. The wording "giving the Title IV-E agency legal responsibility" has been added to paragraph (B).

OAC rule 5101:2-47-14.1 entitled **Title IV-E eligibility under the Personal Responsibility and Work Opportunity Reconciliation Act of 1996** this rule is being proposed for amendment which includes the definition of a "public agency" and the time frame for determining Title IV-E Foster Care Maintenance IV-E eligibility. The rule is authorized by the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 which defines the Aid to Dependent Child relatedness to the federal requirement under the Social Security Act to be eligible for Title IV-E Foster Care Maintenance. The timeframe for completing the eligibility determination was changed from thirty to sixty days in paragraph (C).

OAC rule 5101:2-47-22 entitled **Foster care maintenance: reasonable efforts requirements** this rule is being proposed for amendment to replace the word "placement" with the word "removal" in paragraphs (A), (B) and (C). Paragraph (F) was reorganized with wording changes and the addition of the wording "which has legal responsibility for a child."

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 Services, 30 East Broad Street, 31st Floor, Columbus, Ohio 43215, by fax at (614) 752-8298, or by e-mail at rules@odjfs.state.oh.us.