

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

**DATE: Monday, December 29, 2008**  
**TIME: 10:00 a.m.**  
**LOCATION: Rm. 3110B, Rhodes State Office Tower**  
**30 E. Broad St., Columbus, Ohio 43215**

Pursuant to sections 5101.141, 5101.35, 5111.01, 5111.011, 5153.16, 5153.163, 5153.166 and Chapter 119. of the Ohio Revised Code, the director of the Ohio Department of Job and Family Services (ODJFS) gives notice of the department's intent to consider the amendment of the rules as identified below and of a public hearing thereon.

OAC 5101:2-44-03 "Public children services agency (PCSA) administration of the state adoption subsidy program" outlines the PCSA's responsibilities for administering and determining eligibility for the state adoption subsidy. This rule is being amended to comply with the Department's required format for rules.

OAC 5101:2-44-05.1 "Covered families and children (CFC) Medicaid eligibility: special needs children" outlines the Medicaid eligibility for special needs children. This rule is being amended to comply with the Department's required format for rules.

OAC 5101:2-44-05.2 "Covered families and children (CFC) Medicaid eligibility for state adoption subsidy recipient moving from or to Ohio" outlines the Medicaid eligibility requirements for an adoptive child in receipt of a state adoption subsidy moving from or to Ohio. This rule is being amended to comply with the Department's required format for rules.

OAC 5101:2-44-06 "Eligibility of adoptive family and adoptive child for the state adoption maintenance subsidy program" outlines the eligibility requirements for the state adoption maintenance subsidy program. This rule is being amended to comply with the Department's required format for rules.

OAC 5101:2-44-08 "Redetermination and amendment of a state adoption maintenance subsidy" outlines the procedures for the redetermination and amendment of a state adoption maintenance subsidy. This rule is being amended to comply with the Department's required format for rules.

OAC 5101:2-44-09 "Requirements for the state adoption special services subsidy program" outlines the procedures and requirements for the state adoption special services subsidy program. This rule is being amended to comply with the Department's required format for rules.

OAC 5101:2-44-10 "Suspension of a state adoption maintenance subsidy" outlines the requirements for suspending a state adoption maintenance subsidy. This rule is being amended to comply with the Department's required format for rules.

OAC 5101:2-44-11 "Termination of a state adoption subsidy" outlines requirements for terminating a state adoption subsidy. This rule is being amended to comply with the Department's required format for rules.

OAC 101:2-44-12 "State adoption subsidy records" outlines what information must be contained in each state adoption subsidy record. This rule is being amended to comply with the Department's required format for rules.

OAC 5101:2-44-13 "Public children services agency (PCSA) administration of the post adoption special services subsidy (PASSS) program" outlines the procedures the PCSA must follow when issuing a post adoption special services subsidy. This rule is being amended to remove the language regarding the "qualified professional" and replace it with a reference to rule 5101:2-44-13.1 and to remove the requirement that a copy of the child's treatment plan be submitted by the public children services agency (PCSA) to the Ohio department of job and family services (ODJFS) within ten days of its receipt.

OAC 5101:2-44-13.1 "Eligibility and application process for the post adoption special services subsidy (PASSS) program" outlines the eligibility and application process for the post adoption special services subsidy program. This rule is being amended to expand the definition of "qualified professional" to include an occupational, physical or speech therapist and a licensed social worker (LSW) under the direct supervision of any of the other professional listed in this rule and to clarify the interventions involving planned physical restraint or coercion that shall not be provided utilizing PASSS dollars.

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, 31<sup>st</sup> Floor, Columbus, Ohio 43215, by fax at (614) 752-8298, or by e-mail at [rules@jfs.ohio.gov](mailto:rules@jfs.ohio.gov).