

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 5101:2-16-08

Rule Type: Amendment

Rule Title/Tagline: County agency responsibilities for the administration and determination of eligibility for publicly funded child care.

Agency Name: Department of Job and Family Services

Division: Division of Social Services

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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? 10/20/2024
2. Is this rule the result of recent legislation? No
3. What statute is this rule being promulgated under? 119.03
4. What statute(s) grant rule writing authority? 5104.38, 5104.34, 5104.30
5. What statute(s) does the rule implement or amplify? 5104.01, 5104.38, 5104.341, 5104.34, 5104.32, 5104.30
6. Does the rule implement a federal law or rule in a manner that is more stringent or burdensome than the federal law or regulation requires? No
 - A. If so, what is the citation to the federal law or rule? Not Applicable
7. What are the reasons for proposing the rule?

This rule is being amended to convert Publicly Funded Child Care (PFCC) into the Ohio benefits integrated eligibility system.

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

5101:2-16-08 "County agency responsibilities for the administration and determination of eligibility for publicly funded child care" outlines the county agency responsibilities for administering and determining eligibility for PFCC. The following changes were made:

- Replaced "redetermination" with "recertification".
- Removed references to "child care information data system" and "CCIDS" for child care's conversion to Ohio benefits integrated eligibility system for all eligibility processing.
- Removed "OB" and replaced with " Ohio benefits integrated eligibility system".
- Removed references for counties using OB due to all counties' utilization of the Ohio benefits integrated eligibility system.
- Removed the county's responsibility for assigning child care eligibility pay codes due to the Ohio benefits integrated eligibility system's automated pay code assignment functionality.
- Clarified that counties are to provide the caretaker a JFS 07204 "Request to Reapply for Cash Assistance, SNAP and/or Child Care" at recertification.
- Removed references to the JFS 01124 "Re-Determination Application for Child Care Benefits" due to child care being included on the JFS 07204 "Request to Reapply for Cash Assistance, SNAP and/or Child Care."
- Clarified the county is to propose the expiration of benefits on or after the first day of the next-to-last month of eligibility, but before the first day of the last month of eligibility and that benefits will expire if the JFS 07204, household income and any other required documentation are not received prior to the end of the current eligibility period.
- Fixed spelling error in (I)(2).
- Clarified that all PFCC joint applications are to be processed in accordance with Chapter 5104. of the ORC and Chapter 5101:2-16 of the OAC.

9. Does the rule incorporate material by reference? Yes

10. If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.

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 121.75(A)(1)(a).

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 121.75(A)(1)(d).

This rule incorporates one or more references to a form or a digital application into which data is entered. This question is not applicable to any incorporation by reference to forms or digital data applications because such reference is exempt from compliance with RC 121.75 to 121.74 pursuant to RC 121.75(B)(4).

This rule incorporates one or more dated references to a federal act or acts. This question is not applicable to any dated incorporation by reference to a federal act because such reference is exempt from compliance with RC 121.71 to 121.74 in accordance with RC 121.75(A)(2)(c).

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

Not Applicable

II. Fiscal Analysis

- 12. Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will have no impact on revenues or expenditures.

\$0.00

Not Applicable

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

Not Applicable

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

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

- 16. If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.**

Not Applicable

III. Common Sense Initiative (CSI) Questions

17. Was this rule filed with the Common Sense Initiative Office? No
18. 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
 - D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No

IV. Regulatory Restriction Requirements under S.B. 9. Note: This section only applies to agencies described in R.C. 121.95(A).

19. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? Yes
- A. How many new regulatory restrictions do you propose adding to this rule? 0
 - B. How many existing regulatory restrictions do you propose removing from this rule? 1

(G)(4) The county agency shall assign each family a payment code according to the family's programmatic eligibility for publicly funded child care benefits, if the county agency is utilizing CCIDS for child care determinations.
 - C. If you are not removing existing regulatory restrictions from this rule, please list the rule number(s) from which you are removing restrictions.
Not applicable
 - D. Please justify the adoption of the new regulatory restriction(s).

Not Applicable