

5101:2-56-06**Termination of the state kinship guardianship assistance program (KGAP) payments.**

(A) The Ohio department of job and family services (ODJFS) is to terminate the state kinship guardianship assistance program (KGAP) if any of the following circumstances occur:

(1) The kinship caregiver(s) fail to apply for Ohio works first (OWF) cash assistance within sixty days of the journal entry granting the kinship caregiver legal custody or guardianship.

(2) The death of the child or the kinship caregiver.

(3) The kinship caregiver(s) are no longer financially supporting the child.

(4) The child reaches the age of eighteen. If the child is enrolled in school, payment will terminate at the end of the school year in which the child turns eighteen years of age.

(5) The terms of the state kinship guardianship assistance agreement have been fulfilled.

(6) The kinship caregiver requests termination.

(7) The successor guardian named in the kinship caregiver's JFS 00129 "State Kinship Guardianship Assistance Program Agreement" request to enter into a new agreement due to the death or incapacitation of the kinship caregiver pursuant to rule 5101:2-56-01 of the Administrative Code.

(8) The child enlists in the military. For the purpose of this rule, enlistment in the military is defined as the date of report for active duty.

(9) The child marries.

(B) ODJFS is to send notification of the termination using the JFS 00126 "State Kinship Guardianship Assistance Program (KGAP) Notice of Adverse Action" and the JFS 04065 "Prior Notice of the Right to a State Hearing" at least fifteen days prior to the effective date of the termination and include the reason for the termination and an explanation of the right to a state hearing pursuant to section 5101.35 of the Revised Code and Chapters 5101:6 through 5101:6-9 of the Administrative Code.

Effective: 1/1/2023

Five Year Review (FYR) Dates: 01/01/2028

CERTIFIED ELECTRONICALLY

Certification

10/11/2022

Date

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Statutory Authority: 5153.163, 5101.1417
Rule Amplifies: 5153.163, 5153.16