

TO BE RESCINDED

5101:4-3-31 **Food stamp employment and training (FSET): required hours.**

(A) FSET individuals not exempt, pursuant to the requirements of rule 5101:4-3-11 of the Administrative Code, shall be assigned pursuant to the provisions of rule 5101:4-3-29 of the Administrative Code. The total required hours of participation per month shall be as follows:

- (1) Work experience program (WEP) assignments: For food stamp assistance groups (AGs), the total required hours of participation per month for the mandatory FSET participant shall be the food stamp allotment amount divided by the federal or state minimum wage, whichever is higher. If there are multiple mandatory participants in a given food stamp AG, the total hours of participation shall be shared by all mandatory participants in the AG. Whether the participation requirement is being met by one or multiple AG members, the total required hours of participation cannot exceed the total food stamp benefit amount divided by the federal or state minimum wage, whichever is higher.
- (2) Education and training (E&T) assignments: For food stamp AGs, a mandatory FSET participant shall be assigned to E&T for the number of hours needed to complete the E&T assignment.
- (3) Job search assignments: For food stamp AGs, a mandatory FSET participant shall be assigned as scheduled for the number of hours established for the job search.

(B) Each of the following factors must be considered in determining the hours of participation for FSET cases when making the assignment:

- (1) The total hours of participation in a FSET component for any AG member individually in any month, together with any hours worked in a WEP under paragraph (A)(1) of this rule and any hours worked for compensation (in cash or in kind), must not exceed one hundred twenty.
- (2) Only the FSET participants shall meet the participation requirements for the food stamp allotment. An employable recipient of food stamp benefits only shall not be assigned the Ohio works first (OWF) required hours.
- (3) No FSET participant shall be required to work more than eight hours on any given day without his or her consent. An assignment to an activity shall not interfere with an individual's hours of paid employment so long as this employment is countable income pursuant to rule 5101:4-4-19 of the

Administrative Code.

- (4) County agencies may operate FSET activities in which individuals volunteer to participate.
 - (a) Individuals who are voluntarily participating in E&T activities will not have a limit on how many hours they can participate.
 - (b) County agencies shall not disqualify voluntary participants in a FSET component for failure to comply with FSET requirements.

Effective:

R.C. 119.032 review dates: 11/15/2011

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 5101.54
Rule Amplifies: 5101.54, 5107.40, 5107.69
Prior Effective Dates: 3/1/83, 8/1/85, 3/1/87, 12/1/87 (Emer.), 2/15/88,
6/30/89 (Emer.), 9/23/89, 4/2/90, 11/1/90, 4/1/91,
7/1/91, 10/1/91, 5/1/92, 11/1/92, 9/1/93, 2/1/94
(Emer.), 4/15/94, 12/1/95 (Emer.), 2/19/96, 7/1/96
(Emer.), 9/29/96, 10/1/97 (Emer.), 12/1/97 (Emer.),
1/8/98, 1/20/03, 12/29/06 (Emer.), 1/8/07, 10/1/08
(Emer.), 12/18/08