

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

DATE: May 4, 2006

TIME: 10:00 a.m.

**LOCATION: Room 3110B, Rhodes State Office Tower, 30 East Broad St.,
Columbus, Ohio 43215**

Pursuant to sections 3123.81 and 3125.25 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 or rescission of the rules as identified below and of a public hearing thereon.

The following rule is being proposed for rescission as part of the OCS rule reorganization, which involves reviewing each child support rule in Division 5101:1 of the Ohio Administrative Code and transitioning it to Division 5101:12:

- Rule 5101:1-30-77, entitled "Federal offset program to enforce past-due support obligations." This rule describes the federal income tax refund offset program and passport denial program. It is being replaced by rules 5101:12-50-30, 5101:12-50-32 to 5101:12-50-32.10, and 5101:12-50-34.

The following rules are being proposed for adoption as part of the OCS rule reorganization, which involves reviewing each child support rule in Division 5101:1 of the Ohio Administrative Code and transitioning it to Division 5101:12:

- Rule 5101:12-50-30, "Federal offset program," provides an overview of the federal offset program. This rule replaces part of rule 5101:1-30-77.
- Rule 5101:12-50-32, "Federal income tax refund offset program," defines terms used in its supplemental rules. This rule replaces part of rule 5101:1-30-77.
- Rule 5101:12-50-32.1, "Submission criteria," describes the criteria which must be met to submit an obligor to the federal income tax refund offset program. This rule replaces part of rule 5101:1-30-77.
- Rule 5101:12-50-32.2, "The federal match process and pre-offset notice," describes the process that occurs after the Ohio tax offset file is transmitted to the federal Office of Child Support Enforcement. This rule replaces part of rule 5101:1-30-77.
- Rule 5101:12-50-32.3, "Adding, updating, and deleting obligors from the Ohio tax offset file," describes the process for adding, updating, and deleting obligor information. This rule replaces part of rule 5101:1-30-77.
- Rule 5101:12-50-32.4, "Rejected submissions," explains the process by which OCSE rejects an obligor who was submitted for a federal income tax refund offset. This rule replaces part of rule 5101:1-30-77.
- Rule 5101:12-50-32.5, "Administrative offset review of federal tax refund offset program submittals," describes the process for requesting and conducting an

administrative offset review when the obligor contests a submission. This rule replaces part of rule 5101:1-30-77.

- Rule 5101:12-50-32.6, "The federal income tax refund offset process," describes the federal income tax refund offset process. This rule replaces part of rule 5101:1-30-77.
- Rule 5101:12-50-32.7, "Service fee," describes the service fee for a federal income tax refund offset charged to the Ohio Department of Job and Family Services by the Financial Management Service. This rule replaces part of rule 5101:1-30-77.
- Rule 5101:12-50-32.8, "Federal income tax refund offset report," describes the reports provided to child support enforcement agencies (CSEA) by the Office of Child Support regarding federal income tax refund offsets. This rule replaces part of rule 5101:1-30-77.
- Rule 5101:12-50-32.9, "Federal adjustments, state payments, and recovery of disbursed collections," describes the actions a CSEA must take as a result of a federal adjustment or when it must make a state payment. This rule replaces part of rule 5101:1-30-77.
- Rule 5101:12-50-32.10, "Joint refunds," describes the disbursement process for a federal income tax refund offset joint return. This rule replaces part of rule 5101:1-30-77.
- Rule 5101:12-50-34, "Passport denial," describes the passport denial and reversal processes. This rule replaces part of rule 5101:1-30-77.

Copies of the proposed rules are 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 43215-3414, by fax at (614) 752-8298, or by e- mail at rules@odjfs.state.oh.us.