

PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES

DATE: 11/05/2018

TIME: 10:00 AM

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

Pursuant to sections 3125.25 and 3119.94 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 amendment of the rules as identified below and of a public hearing thereon.

The following Ohio Administrative Code (OAC) rules are being proposed for amendment as a result of a review conducted in accordance with section 106.03 of the Revised Code (ORC), which requires five-year reviews of all state agency rules and to comply with S.B 70 of the 132nd General Assembly.

- Rule 5101:12-60-50, "Termination of Support," describes how the Child Support Enforcement Agency (CSEA) with administrative responsibility for a child support order administratively terminates the current child support obligation and the medical support provisions when a required or optional administrative termination reason exists. Changes to the rule include: moving the language contained in the hanging paragraph under paragraph (A) into paragraph (A); adding to paragraph (A) the requirement of a IV-D application must be on file for a termination of support; removing "supplementary" and replacing with "supplemental" in paragraph (A); adding language to paragraph (C) to be consistent with new ORC language in 3119.87; amending paragraphs (D)(1), (D)(2), and (D)(3) to match the language in ORC 3119.88; moving language in paragraph (F)(2) to (D)(13); adding new paragraph (E) to be consistent with new ORC language in 3119.88(B); and updating the reference in paragraph (G).
- Rule 5101:12-60-50.1, " Administrative Termination Investigation, Findings and Recommendations, and Impounding Support," rule describes the process that the CSEA shall follow to complete an administrative termination investigation, issuing findings and recommendations as a result of that investigation, and the process for impounding support; and provides a formula for calculation the cash medical support when the CSEA terminates a child from an order and determines that there are other minor children subject to the child support order. Changes to the rule include: amending paragraph (A)(1)(b) to reflect the changes made in rule 5101:12-60-50; correcting a spelling mistake in paragraph (A)(2)(b)(ii)(b); amending paragraphs (A)(3) and (B)(1) to change the objection time frame from thirty days to fourteen days; and removing word "receipt and replacing with "the issuance" in paragraph (A)(3).
- Rule 5101:12-60-50.2, " Administrative Termination Hearing, Court Hearing, Administrative Termination Order, and Disbursement of Impounded Funds," describes the process for the CSEA to conduct an administrative termination hearing, to issue an administrative termination order, and the process of disbursing impounded funds once an order has been terminated. This rule also describes the ability for the parties of the order to request a court hearing when an administrative termination request is either denied or the

parties object to the outcome. Changes to the rule include: amending paragraphs (A)(1), (A)(3) and (B)(1) to change the objection time frame from thirty days to fourteen days; removing word "receipt and replacing with "the issuance" in paragraph (A)(1); and removing "obligor and obligee received" and replacing with "is issued" in paragraph (A)(3).

Copy 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 copies 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 and Acquisition Services, 30 East Broad Street, 31st Floor, Columbus, Ohio 43215-3414, by fax at (614) 752-8298, or by e- mail at rules@jfs.ohio.gov.