

**PUBLIC HEARING NOTICE****OHIO DEPARTMENT OF JOB AND FAMILY SERVICES****DATE:** 1/5/23**TIME:** 10:00AM**LOCATION:** Teleconference

**Due to COVID-19 precautions this meeting will be held by teleconference. If you would like to submit oral testimony, please call in at the above date and time to 1-614-721-2972. Then enter the meeting I.D. which is 985 711 468#. Written testimony may also be submitted electronically to [rules@jfs.ohio.gov](mailto:rules@jfs.ohio.gov).**

Pursuant to sections 3125.25, 5101.35, 5116.06 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 rules are being proposed for amendment as a result of the five-year review process.

**5101:6-1-01 "State hearings: general."** This rule describes the general hearing and appeal rights and procedures applicable to family services program benefits. The rule also provides general definitions applying to Chapters 5101:6-1 through 5101:6-9 of the Administrative Code. This rule is being amended to include the definition for "virtual" in paragraph (F)(12). Grammatical errors were also corrected.

**5101:6-2-51 "Notice of Interim Assistance."** This rule states that a local agency will provide written notice when in receipt of an individual's retroactive supplemental social security income (SSI). Paragraph (C) is being rescinded due to the referenced JFS form 07107 being obsoleted 9/2020.

**5101:6-3-01 "State Hearings: Grounds for Requesting a State Hearing."** This rule provides the grounds for requesting a state hearing across programs under jurisdiction. This rule is being amended to include "expunge" in paragraph (B)(2).

**5101:6-3-02 "State Hearings: State Hearing Requests."** This rule defines a state hearing request and the time-limit and other conditions for requesting a hearing. Paragraph (C) is being amended to change the time limit from one hundred twenty days to ninety days. Food assistance was changed to "Supplemental Nutrition Assistance Program." Grammatical errors were also corrected.

**5101:6-5-02 "State Hearings: Postponement of the State Hearing."** This rule provides the process for review and disposition across programs of a request to postpone a scheduled hearing. Food assistance was changed to "Supplemental Nutrition Assistance Program." Grammatical errors were also corrected.

**5101:6-5-03 “State Hearings: Denial and Dismissal of State Hearing Requests.”** This rule details the standards for denying or dismissing a state hearing request. Food assistance was changed to “Supplemental Nutrition Assistance Program.”

**5101:6-6-02 “State Hearings: Rights and Responsibilities of the Participants.”** This rule states the rights and responsibilities of all participants during the state hearing. References to “local agency” was replaced with “virtually” where applicable. Revision date references were updated. Grammatical errors were also corrected.

**5101:6-7-01 “State Hearings: State Hearing Decisions.”** This rule states who is responsible for preparing the hearing decision, guidelines for a timely issuance, basis and contents of the decision and notification of the decision. Revision date references were updated. Food assistance was changed to “Supplemental Nutrition Assistance Program.” Grammatical errors were also corrected.

**5101:6-8-01 “State Hearings: Administrative Appeal of the State Hearing Decision.”** This rule provides an overview of the administration appeal process. Revision dates for form references were removed. Grammatical errors were corrected

**5101:6-9-01 “State Hearings: Further Appeal Rights.”** This rule provides an overview of the judicial review process. Social Security Act effective date updated in paragraph (B)(4). Grammatical errors were corrected.

**5101:6-10-01 “State Hearings: State Hearings for the Comprehensive Case Management and Employment Program.”** This rule describes the hearing process for an individual who has been referred for or received comprehensive case management and employment program services. Rule reference was updated in paragraph (A). Grammatical errors were corrected.

**5101:6-20-13 “Effects of a Pending Administrative Disqualification Hearing.”** This rule describes the effects of pending administrative disqualification hearing as it pertains to application for program benefits and local agency actions for other reasons. Grammatical errors were corrected.

**5101:6-20-19 “Opportunity for Appeal of an Administrative Disqualification.”** This rule describes the rights to further appeal procedures following an administrative disqualification hearing decision. Grammatical errors were corrected.

A copy of the proposed rule(s) is available, without charge, to any person affected by the rule at the address listed below. The rule is also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rule 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 rule(s) or comments on the rule(s) 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](mailto:rules@jfs.ohio.gov).