



June 21, 2022

Family, Children and Adult Services Manual Transmittal Letter No. 498

TO: Family, Children and Adult Services Manual Holders
FROM: Matt Damschroder, Director
SUBJECT: Amendment of Title IV-E Foster Care Maintenance Rule 5101:2-47-04

This letter transmits amendment to Ohio Administrative Code (OAC) rule 5101:2-47-04 as part of a five-year review. The rule will be effective on July 1, 2022.

The following is a brief explanation of the changes.

OAC 5101:2-47-04 entitled "Intercounty and interstate case management responsibility for foster care maintenance" describes the transfer of a child's foster care maintenance (FCM) case and the case management responsibilities for FCM when a case is transferred to another county. Minor changes were made to paragraphs (A), (B) and (E) by adding the word "custody." Paragraph (C) was revised to add clarity regarding the child's placement in another state.

INSTRUCTION:

The following chart shows what materials should be inserted into the Family, Children and Adult Services Manual (FCASM).

LOCATION	REMOVE AND FILE AS OBSOLETE	INSERT/REPLACEMENT
MANAGEMENT AND ADMINISTRATION	5101:2-47-04	5101:2-47-04
PROCEDURE LETTERS		
TRANSMITTAL LETTERS		FCASMTL No. 498

5101:2-47-04

Intercounty and interstate case management responsibility for foster care maintenance.

- (A) The Title IV-E agency that holds legal responsibility as defined in rule 5101:2-47-13 of the Administrative Code for the care and placement/custody of the child retains responsibility for the management of the foster care maintenance (FCM) case regardless of where the biological family is living or where the child is placed.
- (B) When legal responsibility for the care and placement/custody is transferred to an agency in another county, the FCM case shall be transferred to the new agency.
- (C) ~~When a child receiving FCM moves or is placed from one state to another, Title XIX medicaid services will be provided by the state where the child is placed, and Title XX social services block grant services will be provided by the county where the child is placed.~~ When a child who is eligible for FCM reimbursement moves or is placed into a reimbursable setting in another state, Title XIX medicaid services will be provided by the receiving state. The child's placement must be made in accordance with the requirements of the interstate compact on the placement of children (ICPC) contained in Chapter 5101:2-52 of the Administrative Code.
- (D) When a Title IV-E agency places a ~~Title IV-E~~ FCM eligible child in another Ohio county, the child will be provided with Title XX services by the county where the child is placed, in accordance with that county's Title XX plan.
- (E) When legal responsibility for the care and placement/custody of a child is transferred from the Title IV-E agency to a private child placing agency (PCPA), the child is no longer eligible for FCM.

Effective: 7/1/2022

Five Year Review (FYR) Dates: 4/11/2022 and 07/01/2027

CERTIFIED ELECTRONICALLY

Certification

06/16/2022

Date

Promulgated Under: 119.03
Statutory Authority: 5103.03, 5153.166, 5101.141
Rule Amplifies: 5103.03, 5153.16, 5101.141
Prior Effective Dates: 01/01/1983, 04/01/1986 (Emer.), 07/01/1986,
07/02/1987, 05/01/1998, 04/23/2007, 06/01/2012,
04/15/2017