

5101:6-2-04 PRIOR NOTICE OF ADVERSE ACTION.

WHEN THE AGENCY INTENDS TO WITHHOLD, REDUCE, SUSPEND, OR TERMINATE PUBLIC ASSISTANCE, SOCIAL SERVICES, OR FOOD STAMPS WITHIN THE CERTIFICATION PERIOD, OR TO CHANGE THE MANNER OR FORM OF ASSISTANCE TO PROTECTIVE, VENDOR, OR TWO-PARTY PAYMENT, THE ASSISTANCE GROUP SHALL BE PROVIDED PRIOR WRITTEN NOTICE OF THE ACTION.

- (A) THE NOTICE SHALL BE MAILED OR PERSONALLY DELIVERED NO LESS THAN FIFTEEN CALENDAR DAYS PRIOR TO THE PROCESSING OF THE PROPOSED ACTION.
- (B) THE NOTICE SHALL CONTAIN A CLEAR AND UNDERSTANDABLE STATEMENT OF THE PROPOSED ACTION AND THE REASONS FOR IT, CITE THE APPLICABLE REGULATIONS, EXPLAIN THE ASSISTANCE GROUP'S RIGHT TO AND THE METHOD OF OBTAINING A COUNTY CONFERENCE AND A STATE HEARING, EXPLAIN THE CIRCUMSTANCES UNDER WHICH A TIMELY HEARING REQUEST WILL RESULT IN CONTINUED BENEFITS, AND CONTAIN A TELEPHONE NUMBER TO CALL ABOUT FREE LEGAL SERVICES.
- (C) "PRIOR NOTICE OF RIGHT TO A STATE HEARING," ODHS 4065, OR ITS CRIS-E EQUIVALENT, SHALL BE USED.
- (D) IF A CHANGE IN THE ASSISTANCE GROUP'S CIRCUMSTANCES REQUIRES REDUCTION OR TERMINATION OF BOTH PA AND FOOD STAMP BENEFITS, THE AGENCY SHALL ISSUE A SINGLE ODHS 4065 FOR BOTH PA AND FOOD STAMP ACTIONS.

Effective Date: June 1, 1993

Certification: Arnold R. Tompkins

May 18, 1993
Date

Promulgated Under: Revised Code Chapter 119.
Statutory Authority: Revised Code Section 5101.35
Rule Amplifies: Revised Code Section 5101.35

Review Date: 12-30-02

Prior Effective Dates: 9-1-76, 4-1-80, 6-2-80, 12-1-80, 10-1-81, 1-18-82, 5-1-82, 7-1-82, 10-1-82, 1-1-83, 4-1-83, 8-1-83, 11-1-83(Temp.), 1-1-84, 3-1-84(Temp.), 6-1-84, 10-1-84(Temp.), 10-3-84(Emer.), 12-22-84, 8-20-86(Emer.), 11-15-86, 1-16-87(Emer.), 4-1-87, 4-6-87, 7-1-87(Emer.), 9-28-87, 4-1-89, 11-1-90