

Date: April 1, 2011
Sequence: 2011-14C
Topic: Child and Adult Protective Services Allocation

In accordance with Section 512.90 Amended Substitute House Bill No 1 of the 128th General Assembly, the Ohio Department of Job and Family Services is revising the OAC 5101:9-6-12.5 (revised draft showing changes is attached) which provides details on the SFY 2011 allocation from the Tobacco Use Prevention and Control Foundation Endowment Fund. The rule will be emergency filed as a new rule and will be effective immediately.

We are changing the name of the rule to “Child and Adult Protective *and Community* Services Allocation”. Eligible expenditures section has been expanded to allow county agencies to utilize the funding for the same purposes as the Child, Family, and Adult Community and Protective Services allocation (commonly known as 533 funds). As with the 533 funds, agencies may choose to share the allocation with the CSEA.

The name of the allocation will remain as “Child and Adult Protective Services” in CFIS. Additional coding has been established for the **PA** agency as follows:

Project: JFSFA 857 Child & Adult Protect Services PCSA Account: 518001

Project: JFSFA 858 Child & Adult Protect Services CSEA Account: 518001

Additional coding has been established for the **PCSA** agency as follows:

Project: JFSFP 857 Child & Adult Protect Services PA Account: 518001

Project: JFSFP 858 Child & Adult Protect Services CSEA Account: 518001

The PA or PCSA agency may direct charge or may perform a coding adjustment to move allocated expenditures from the original allocation to the Child and Adult Protective and Community Services Allocation.

The CSEA may use the allocation to cover ceiling excess for State Match or other local expenditures that meet the allocation requirements by the following steps:

- The CSEA will invoice the CDJFS or PCSA
- The CDJFS or PCSA will code the expenditure using the appropriate code
- The CSEA will code the receipt using 903 - 471000

Please contact your ODJFS Fiscal Supervisor if you have any further questions.

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5101:9-6-12.5 **Child and adult protective and community services allocation.**

(A) The Ohio department of job and family services (ODJFS) ~~will issue~~ issued the child and adult protective and community services allocation to the county departments of job and family services agencies (CDJFS) and the public children services agencies (PCSA) to enhance the administration of family and social service duties. This allocation is based on appropriations by the Ohio general assembly.

(B) The child and adult protective and community services allocation is issued for state fiscal year (SFY) 2011.

(C) Allocation methodology

(1) ODJFS ~~will distributed~~ d the child and adult protective services allocation to the CDJFS in accordance with the Title XX methodology outlined in rule 5101:9-6-12 of the Administrative Code.

(2) ODJFS ~~will distributed~~ d the child and adult protective services allocation to the PCSA in accordance with state child protective allocation (SCPA) methodology as outlined in rule 5101:9-6-19 of the Administrative Code.

(D) Eligible expenditures

(1) The CDJFS and PCSA ~~shall~~ may utilize the child and adult protective services allocation to support child and adult protective services under Title XX of the Social Security Act, 88 Stat. 2337 (1974) 42 U.S.C. 1397, as amended. Allowable expenditures are defined in paragraphs (QQ) and (RR) of rule 5101:2-25-01 of the Administrative Code as follows:

(4a) "Protective services for adult" means:

(a) Services or activities designed to prevent or remedy abuse, neglect or exploitation of adults who are unable to protect their own interest.

(b) Situations that may require protective services including injury due to maltreatment or domestic violence; lack of adequate food, clothing or shelter; lack of essential medical treatment or rehabilitation services; and lack of necessary financial or other resources.

(c) Component services or activities that may include investigation; immediate intervention; emergency medical services; emergency shelter; developing case plans; initiation of legal action (if needed); counseling for the individual and family; assessment/evaluation of family circumstances; arranging alternative or improved living arrangements; preparing for foster

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care placement, if needed; and case management and referral to service providers.

(2b) "Protective services for children" means:

(a) Services or activities designed to prevent or remedy abuse, neglect or exploitation of children who may be harmed through physical or mental injury, sexual abuse or exploitation, and negligent treatment or maltreatment, including failure to be provided with adequate food, clothing, shelter, or medical care.

(b) Component services or activities that may include immediate investigation and intervention; emergency medical services; emergency shelter; developing case plan initiation of legal action (if needed); counseling for the child and family; assessment/evaluation of family circumstances; arranging alternative living arrangements; preparing for foster placement, if needed; and case management and referral to service providers.

(2) The CDJFS or PCSA may also utilize the child and adult protective and community services allocation for any of the purposes listed in paragraph (D) (2) of this rule, or may use the funding as state or local match for costs associated with these purposes.

(a) To assist individuals to achieve or maintain self-sufficiency, including by reducing or preventing dependency among individuals with family income not exceeding two hundred per cent of the federal poverty guidelines;

(b) To provide outreach and referral services regarding home and community-based services to individuals at risk of placement in a group home or institution, regardless of the individual's family income and without need for a written application;

(c) To provide outreach, referral, application, assistance, and other services to assist individuals to receive assistance, benefits, or services under medicaid; Title IV-A programs, as defined in section 5101.80 of the Revised Code; food assistance issued under the supplemental nutrition assistance program (SNAP); and other public assistance (PA) programs; and

(d) To provide protective services to a child or adult as part of a response to a report of abuse, neglect, or exploitation without regard to income or need for a written application.

(3) The CDJFS or PCSA may provide all or a portion of its allocation to a "stand alone" child support enforcement agency (CSEA) through an interagency agreement. The CSEA shall utilize the funding for any purposes outlined in this paragraph or may use the funding as state or local match for costs associated with these purposes.

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(E) Funding Utilization

To utilize the funding:

- (1) The CDJFS will submit draw requests and report expenditures for this allocation using codes established in the county finance information system (CFIS) for this purpose; and
- (2) ODJFS will issue funding to the PCSA as an advance during the last two quarters of SFY 2011.

~~(E) Funding utilization~~

- ~~(1) The CDJFS shall utilize the allocation by submitting draw requests and reporting the following expenditures:~~
 - ~~(a) Title XX adult protective services expenditures initially claimed against the adult protective services allocation as defined in rule 5101:9-6-14 of the Administrative Code; and~~
 - ~~(b) Expenditures claimed against the child, family and adult community and protective services allocation as defined in rule 5101:9-6-12.4 of the Administrative Code that were initially charged as Title XX adult protective services allocation or Title XX expenditures related to the services outlined in paragraph (D) of this rule.~~
- ~~(2) ODJFS will issue the funding to the PCSA as an advance during the last two quarters of SFY 2011. The PCSA shall charge costs associated with child protective services activities to the allocation as follows:~~
 - ~~(a) To cover ceiling excess in the SCPA allocation; or~~
 - ~~(b) To cover the local match for eligible expenditures being claimed against other federal allocations.~~

~~(F)~~(F) ODJFS will establish separate financial codes for each program in the county finance information system (CFIS). The CDJFS and PCSA and CSEA shall upload financial data using CFIS codes established by ODJFS and report expenditures on the monthly financial reports as contained in rule 5101:9-7-29 of the Administrative Code. as follows:

- ~~(1) The CDJFS shall report expenditures on the JFS 02827 "Monthly Financial Statement Public Assistance Fund"; and~~

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~~(2) The PCSA shall report expenditures on the JFS 02820 "Monthly Financial Statement Childrens Services Fund."~~

(G) The definitions, requirements, and responsibilities contained in rule 5101:9-6-50 of the Administrative Code are applicable to this rule.

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