



**DEPARTMENT OF HEALTH & HUMAN SERVICES**

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**ADMINISTRATION FOR CHILDREN AND FAMILIES**  
**Administration on Children, Youth and Families**  
330 C Street, S.W.  
Washington, D.C. 20201

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

June 2, 2017

Cynthia Dungey  
Director  
Ohio Department of Job and Family Services  
30 East Broad Street  
Columbus, OH 43215

Dear Director Dungey:

I am writing to inform you of a revised disallowance amount associated with the secondary title IV-E eligibility review of Ohio's title IV-E foster program conducted by the Children's Bureau (CB) during the week of October 31, 2016. The net effect of our revision is to reduce the total disallowance by \$92 in Federal Financial Participation (FFP).

On April 25, 2017, we sent you a letter and final report of review findings advising you that the state's title IV-E foster care maintenance program was found in substantial compliance. The letter also notified you of a disallowance of \$780,432 FFP, comprised of \$545,244 FFP in title IV-E foster care maintenance payments and \$235,188 FFP in related title IV-E administrative costs.

After issuance of our report, during our quality check of IV-E review findings, we determined that the disallowance amount for one case included in our letter and final report was incorrect. The revised disallowance amount affects case 47, in which CB determined that the maintenance disallowance should have been \$92 less than originally cited. The case originally had a foster care maintenance disallowance of \$142,972 which is now reduced to \$142,880. There was no change in the administrative disallowance for that case or the review as a whole. No change has been made in our determination of substantial compliance or the number of cases with improper payments.

**Disallowance Notice:**

This letter constitutes our notice of a revised disallowance of \$545,152 FFP in maintenance payments for title IV-E foster care funds claimed improperly. The previously issued disallowance of \$235,188 FFP in related administrative costs is unchanged. The revised total disallowance for the secondary review is \$780,340 FFP.

Ohio previously submitted decreasing adjustments based on the disallowance amounts in our April 25, 2017 letter and final report on the Quarterly Report of Expenditures of the Title IV-E Programs, Form CB-496, for the quarter ending 3/31/17. You may submit an increasing adjustment of \$92 in title IV-E maintenance payments on the Form CB-496 to recover maintenance payments that were incorrectly disallowed in our previous letter. In the comment box in Part 2 of the form you must include a note that identifies the adjusted amount as being associated with a "IV-E Review" and include the date of this revised disallowance notice.

**Appeal Notice:**

This is the final decision of the Administration for Children and Families. It shall be the final decision of the Department of Health and Human Services unless you submit a written notice of appeal to the Departmental Appeals Board (DAB), in accordance with 45 CFR Part 16. Your written notice of appeal must be sent within 30 calendar days of receiving this decision from the Children's Bureau about the IV-E review finding and payment disallowance. Your notice of appeal must note you intend to appeal, give the amount in dispute, and briefly say why you think the IV-E review decision is incorrect. You must attach a copy of this decision to your notice of appeal. The DAB will notify you of further procedures.

A notice of appeal may be submitted to the DAB by mail, by facsimile (fax) if under 10 pages, or electronically using the DAB's electronic filing system (DAB E-File). Submissions are considered made on the date they are postmarked, sent by certified or registered mail, deposited with a commercial mail delivery service, faxed (where permitted), or successfully submitted via DAB E-File.

If you mail your notice of appeal, it should be addressed to:

U.S. Department of Health and Human Services  
Departmental Appeals Board, MS 6127  
Appellate Division  
330 Independence Ave., SW  
Cohen Building, Room G-644  
Washington, D.C. 20201

If you fax your notice of appeal (permitted only if the appeal notice is under 10 pages), you should use the Appellate Division's fax number, (202) 565-0238.

If you use DAB E-File to submit your notice of appeal, you or your representative must first become a registered user by (1) clicking "Register" at the bottom of the DAB E-File homepage, <https://dab.efile.hhs.gov/>; (2) entering requested information on the "Register New Account" form; and (3) clicking the "Register Account" button. Once registered, you or your representative should (1) login to DAB E-File using the e-mail address and password provided during registration; (2) click "File New Appeal" on the menu; (3) click the "Appellate" button; and (4) provide and upload the requested information and documents on the "File New Appeal-Appellate Division" form. Detailed instructions can be found on the DAB E-File homepage.

When you submit your appeal to the DAB, you must also send a copy to Kendall Darling, the Child Welfare Regional Program Manager in Region 5 of the Children's Bureau.

**Interest and Penalties**

If you appeal, you may repay the amount at issue pending a decision by the DAB, or you may retain the funds pending that decision. If you repay the funds, an adjustment to return the disallowed funds to avoid an interest assessment must be submitted on the Form CB-496, as described above for payment adjustments. If you retain the funds and the DAB sustains all or part of the disallowance, interest and penalties will be charged on improperly paid funds in accordance with 45 CFR Part 30.18. Interest will accrue on the funds from the date of this disallowance letter to the date of repayment. The current interest rate is 10 percent.

We regret any inconvenience caused by the recalculation of the review's disallowance. Should you have questions about the review findings, you may contact Kendall Darling, at 312-353-9672 or by e-mail at [kendall.darling@acf.hhs.gov](mailto:kendall.darling@acf.hhs.gov). Questions concerning the disallowance should be directed to Margaret Harrell in the Administration for Children and Families Region 5 office, at 312-353-4720 or by email at [margaret.harrell@acf.dhhs.gov](mailto:margaret.harrell@acf.dhhs.gov).

Sincerely,

/s/

Joseph J. Bock  
Acting Associate Commissioner  
Children's Bureau

cc: Michael McCreight, Assistant Director, ODJFS, Columbus, OH  
Carla K. Carpenter, Deputy Director, ODJFS, Columbus, OH  
Deanna Robb, Policy Specialist, ODJFS, Columbus, OH  
Kendall Darling, Child Welfare Regional Program Manager, Region 5; Chicago, IL  
Barbara Putyra, Child and Families Program Specialist, Region 5, Chicago, IL  
Gail Collins, Children's Bureau, Director, Division of Program Implementation; Washington, DC  
Jennifer Butler-Hembree, Child Welfare Program Specialist, Children's Bureau, Washington, DC  
Eric Staples, Regional Grants Management Officer, Region 5; Chicago, IL  
Margaret Harrell, Office of Grants Management, ACF Region 5, Chicago, IL