



Ohio Administrative Code Rule 122:5-1-05 Decision requirements.

Effective: September 2, 2016

- (A) The hearing officer shall, within fifteen calendar days following the hearing, provide the deputy chief of the community services division with a written decision.
- (B) Within seven calendar days of the receipt of the written decision of the hearing officer, the deputy chief of the community services division shall provide the director of the Ohio development services agency with a written recommendation.
- (C) Within fifteen calendar days of the receipt of the written recommendation of the deputy chief of the community services division, the director of the Ohio development services agency, or his designee who shall not be an officer or employee within the community services division, shall issue a final decision on behalf of the state.
- (D) A proposed and final decision shall include findings of fact and regulations supporting such actions. Findings of fact shall be based solely on the evidence in the record and on matters officially noticed in the record, and, if set forth in statutory language, shall be accompanied by a concise and explicit statement of underlying facts supporting the findings.
- (E) The deputy chief of the community services division shall give prompt notice of the decision of the director of the Ohio development services agency by mailing a copy of the decision by certified mail, return receipt requested, to the chairperson of the governing board of the eligible entity.
- (F) Review by the secretary of health and human services. In accordance with Pub. L. No. 97-35 of the United States Code, as amended by Pub. L. No. 98-558 of the United States Code, the eligible entity may appeal the decision of the state to the secretary of the United States department of health and human services and request the secretary to review any termination of community services block grant funding to a community action agency, or migrant and seasonal farmworker organization.