



Office of Child Support Services  
Policy Statement

Policy Name  Policy #

Classification  Administrative  Program Effective Date   
Revision Date

Application  All Agency Departments & Personnel  
 General Enforcement  Administrative Hearing Unit  
 Establishment  Financial Operations  
 Management Services  Planning & Development  
 Information Technology

Mandate  Legislative  State  
 County HR  County Executive/Council  
 Director  Bargaining Agreement

**Introduction**

Clients of the Cuyahoga County Office of Child Support Services (OCSS) have certain rights to request administrative hearings and, in certain cases court hearings, to question and challenge the findings, recommendations, and orders associated with the establishment, modification, enforcement, and termination of their child support orders. Ensuring that those rights are protected is an integral component of ensuring the fair and just administration of the Ohio Child Support Program in Cuyahoga County. The time frames in which clients may exercise those rights (commonly referred to as objection periods) for several OCSS processes have changed with the implementation of Senate Bill 70 (S.B. 70) on February 11, 2019. This policy collects relevant information about those changes into a single document.

**Policy Statement**

The changes to Ohio Revised Code (ORC) implemented with S.B. 70 occurred in multiple areas of the child support program. But objection periods under the various sections of ORC have been standardized at **fourteen (14) calendar days**. Consistent with Ohio Administrative Code (OAC) 5101:12-1-10(B), all objection periods shall begin on the day after an initiating event (e.g. date a document is issued) and include the last day, unless the last day falls on a Sunday, holiday, or day that the office is closed. In those instances, the last day of the objection period shall be on the next business day.



Per OAC 5101:12-1-10(A)(2) the date of issuance is defined as the date listed on the document unless it is otherwise indicated in the record that the document was sent by U.S. mail or hand-delivered on a date later than the date stated on the document.

The timeliness of a request for hearing or objection will be based on the date of the postmark from the United States Postal Service (USPS) for items received by mail or the date the document is hand-delivered to OCSS and stamped by the Front Desk. Hearing requests or objections postmarked or stamped by the Front Desk after the last day of the objection period will not be considered to have been filed timely and will result in the denial of the appropriate administrative review.

Below is information related to the objection periods for various OCSS processes:

#### **Paternity Establishment**

- Request for court hearing
  - Objection period begins the day after the date the administrative paternity order is issued
  - Governed by [ORC 3111.49](#)

#### **Support Establishment**

- Request for court hearing
  - Objection period begins the day after the date the administrative support order is issued
  - Governed by [ORC 3111.84](#)

#### **Medical Mistake of Fact**

- Applies only to support orders with cash medical provisions issued or modified prior to March 28, 2019
- Request for administrative hearing
  - Objection period begins the day after the date any of the following are issued:
    - JFS 04031 Notice Regarding Cash Medical Support Order
    - JFS 04032 Notice to Provide Cash Medical Support
    - JFS 04033 Notice to Provide Private Health Insurance
  - Governed by [ORC 3119.30\(D\)](#)
- Request for court hearing
  - Objection period begins the day after the date the JFS 07058 Medical Support Mistake of Fact Hearing Determination is issued
  - Governed by OAC 5101:12-57-08(I)

#### **National Medical Support Notice (NMSN) Mistake of Fact**

- Request for administrative hearing
  - Objection period begins the day after the date the JFS 04036 Notice of Medical Support Enforcement Activity is issued.
  - Governed by [ORC 3119.38](#)



- Request for court hearing
  - Objection period begins the day after the date the JFS 04037 Medical Support Enforcement Administrative Mistake of Fact Hearing Decision is issued.
  - Governed by [ORC 3119.38](#)

**Administrative Review and Adjustment (Modification)**

- Request for administrative hearing
  - Objection period begins the day after the date the JFS 07724 Administrative Adjustment Recommendation is issued.
  - Governed by [ORC 3119.61\(A\)](#)
- Request for court hearing
  - Objection period begins the day after the date the JFS 07770 Administrative Adjustment Hearing Decision is issued.
  - Governed by [ORC 3119.63\(F\)](#) (from 2/11/19 through 3/27/19) and [ORC 3119.63\(G\)](#) (effective 3/28/19)

**Default Mistake of Fact**

- Request for administrative hearing
  - Objection period begins the day after the date either of the following are issued:
    - JFS 04049 Notice to Obligor of Default and Potential Action
    - JFS 07083 Notice to Obligor Regarding Default & 20% Payment on Arrears
  - Governed by [ORC 3123.031\(G\)](#)
- Request for court hearing
  - Objection period begins the day after the date the administrative mistake of fact hearing determination is issued
  - Governed by [ORC 3123.031\(H\)](#)

**Termination of Support**

- Request for administrative hearing
  - Objection period begins the day after the date the administrative findings and recommendations regarding terminating the support order are issued.
  - Governed by [ORC 3119.90\(B\)\(4\)](#)
- Request for court hearing
  - Objection period begins the day after the date the administrative termination hearing decision is issued.
  - Governed by [ORC 3119.91](#)

All of the above objection periods supersede any listed in other OCSS policies or processes that were effective prior to February 11, 2019.

Tiffany Dobbins-Brazelton	02-28-2019
OCSS Director	Date