



**TED STRICKLAND**  
GOVERNOR  
STATE OF OHIO

**Executive Order 2008 –07S**

**Immediate Adoption of Rules to Establish Eligibility and Related Requirements for the Children's Buy-In Program**

1. **Creation of the Children's Buy-In Program.** Ohio law requires the Director of the Ohio Department of Job and Family Services (ODJFS) to create the Children's Buy-In (CBI) Program. The Program will be created to provide health care coverage to certain uninsured individuals under age nineteen who have family income of over 300% of the federal poverty guidelines. In order to effectively implement the Program, ODJFS must also adopt rules that establish various requirements associated with the implementation and administration of the Program.
2. **Making the New Rules Establishing Eligibility and Related Requirements Effective April 1, 2008.** Because ODJFS is scheduled to begin accepting applications for the CBI Program beginning April 1, 2008, amendments to the Ohio Administrative Code establishing eligibility, monthly premium, co-pay, and other program requirements must be enacted immediately.
3. **Procedure for Immediate Adoption of New Rules.** Section 119.03 of the Ohio Revised Code authorizes the Governor, on the request of a state agency, to suspend the normal rule-making procedures with respect to a specific rule when an emergency exists necessitating the immediate adoption, amendment or recession of the rule. When such a determination is made, the agency may immediately adopt that rule, but the rule is valid for only ninety (90) days.

4. **Determination of an Emergency.** I believe that an emergency exists justifying the suspension of the normal rule-making process when failure to act immediately would negatively impact the citizens of Ohio. ODJFS has asked me to determine, and I have determined, that the failure to immediately adopt rules establishing eligibility and related requirements for the CBI Program will negatively impact Ohioans who will rely on the Program when they are deemed eligible in order to secure health coverage and benefits that would not otherwise be affordable. Therefore, an emergency exists necessitating the immediate adoption of new administrative rules in this regard.
  
5. **Authorization for Immediate Rule Implementation.** Accordingly, the normal rule-making procedures are suspended with respect to adoption of Rules 5101:1-42-30, 5101:3-25-01, 5101:3-25-02, 5101:3-25-02.1, 5101:3-25-03, 5101:3-25-03.1, 5101:3-25-05, 5101:3-25-05.1, 5101:3-25-06, 5101:3-25-07, 5101:3-25-07.1, 5101:3-25-08, 5101:3-25-08.2, 5101:3-25-08.3, 5101:3-25-08.4, 5101:3-25-08.5, 5101:3-25-09, 5101:3-25-09.1, 5101:3-25-10, 5101:3-25-11, 5101:3-25-12 of the Ohio Administrative Code, establishing eligibility and related requirements for the Children's Buy-In Program. ODJFS may, therefore, adopt these rules immediately by electronically filing them with the Secretary of State, the Director of the Legislative Service Commission and the Joint Committee on Agency Rule Review.
  
6. I signed this Executive Order on April 1, 2008. It will expire at the end of the ninetieth day it is in effect, June 30, 2008.



*Ted Strickland*  
Ted Strickland, Governor

ATTEST:

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Jennifer Brunner, Secretary of State