

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 5101:2-33-55

**Rule Type:** Amendment

**Rule Title/Tagline:** Education and in-service training requirements for PCSA caseworkers.

**Agency Name:** Department of Job and Family Services

**Division:** Division of Social Services

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#### I. Rule Summary

1. **Is this a five year rule review?** No
  - A. **What is the rule's five year review date?** 10/31/2024
2. **Is this rule the result of recent legislation?** Yes
  - A. **If so, what is the bill number, General Assembly and Sponsor?** HB 110 - 134  
- Representative Oelslager
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 5153.124
5. **What statute(s) does the rule implement or amplify?** 5153.112, 5153.122, 5153.123, 5153.124, 5153.125, 5153.127
6. **What are the reasons for proposing the rule?**

Revisions to Section 5153.124 of the Ohio Revised Code mandated the Ohio Department of Job and Family Services to adopt rules to establish additional circumstances under which an executive director of a Public Children Services Agency may waive portions of caseworker core training.

7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

This rule sets forth the requirements that apply to a PCSA when hiring and training caseworkers. Paragraphs within the rule have been restructured and re-worded to promote clarity and to remove information incorporated into the statewide learning management system (LMS) functionality. Revisions were made to provide PCSA directors or their designees with more discretion when waiving caseworker core training requirements, allowing them to complete an individualized assessment of a caseworker's core training needs within the first six months of the caseworker's employment in that position. PCSA supervisors have also been given more discretion in approving caseworkers' annual training requirements insofar as the training hours are relevant to the caseworker's assigned duties and entered into the statewide LMS. In addition, requirements for human trafficking and domestic violence trainings have been aligned.

8. **Does the rule incorporate material by reference? Yes**
9. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.**

This rule incorporates one or more references to another rule or rules of the Ohio Administrative Code. This question is not applicable to any incorporation by reference to another OAC rule because such reference is exempt from compliance with RC 121.71 to 121.74 pursuant to RC 121.75(A)(1)(d).

10. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

*Not Applicable*

## **II. Fiscal Analysis**

11. **Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will have no impact on revenues or expenditures.

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Not applicable.

12. What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?

No new costs.

13. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No

14. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No

15. If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.

Not Applicable.

### III. Common Sense Initiative (CSI) Questions

16. Was this rule filed with the Common Sense Initiative Office? No

17. Does this rule have an adverse impact on business? No

A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No

B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? No

C. Does this rule require specific expenditures or the report of information as a condition of compliance? No

D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No

### IV. Regulatory Restrictions (This section only applies to agencies indicated in R.C. 121.95 (A))

18. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? Yes

**A. How many new regulatory restrictions do you propose adding? 0**

**B. How many existing regulatory restrictions do you propose removing? 11**

5101:2-33-55(C) At the time of employment, the PCSA shall inform the employee of the educational requirements in order to continue employment with the agency.

5101:2-33-55 (F) PCSA caseworkers hired after January 1, 2007 shall complete all of the following:

5101:2-33-55 (F)(1)(a) This training requirement shall be met by attending the Ohio child welfare training program's (OCWTP), child welfare caseworker core training as described in section 5153.122 of the Revised Code.

5101:2-33-55 (F)(3) Training shall include but is not limited to all of the following:

5101:2-33-55 (F)(4) A PCSA caseworker shall complete an introductory course in human trafficking within two years of the date of hire.

5101:2-33-55 (G) All PCSA caseworkers shall complete an introductory course in human trafficking as defined in this rule. This may count toward the thirty-six hours of required annual in-service training.

5101:2-33-55 (I) A newly hired PCSA caseworker who completed the UPP, shall do all of the following within the first year of employment:

5101:2-33-55 (K) If a waiver is granted pursuant to paragraph (J)(3) of this rule, the PCSA shall provide in-service training to the caseworker on changes in policy and procedures occurring during the lapse in time since the caseworker completed the course.

5101:2-33-55 (N)(4) When calculating in-service training hours through completion of courses offered by colleges or universities, the PCSA shall use the number of semester/quarter hours awarded by the college or university as indicated on the college or university transcript.

I (2) Caseworkers who completed this training as a UPP student, shall not be required to repeat this training.

F (4)- Training shall include but is not limited to all of the following: