

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 5101:2-33-56

Rule Type: Amendment

Rule Title/Tagline: In-service training requirements for PCSA supervisors.

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?** 5153.123
5. **What statute(s) does the rule implement or amplify?** 5153.123, 5153.124, 5153.126, 5153.127
6. **What are the reasons for proposing the rule?**

This rule was updated concurrently with 5101:2-33-55. Revisions to Section 5153.124 of the Ohio Revised Code mandated the Ohio Department of Job and Family Services (ODJFS) to adopt rules to establish additional circumstances under which an executive director of a Public Children Services Agency (PCSA) 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 training requirements for PCSA supervisors. Paragraphs within the rule have been restructured and re-worded to promote clarity and to remove information incorporated into the statewide LMS functionality. PCSA directors or their designees have also been given more discretion in approving supervisors' annual training requirements insofar as the training hours are relevant to the supervisor'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? 7

5101:2-33-56 (A) A public children services agency (PCSA) supervisor, as defined in rule 5101:2-1-01 of the Administrative Code, shall complete all of the following:

5101:2-33-56 (A)(4) Training shall include, at a minimum, the following:

5101:2-33-56 (A)(5) A PCSA supervisor shall complete an introductory course in human trafficking within two years of the date of hire.

5101:2-33-56 (A)(5) Training shall include, but is not limited to all of the following:

5101:2-33-56 (D) If a waiver is granted pursuant to paragraph (C)(1) of this rule, the PCSA shall provide in-service training to the supervisor on any changes in policy and procedures occurring since the supervisor completed the course.

5101:2-33-56 (G)(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.

5101:2-33-56 (H) The PCSA shall be responsible for all of the following: