

5101:2-36-12      **PCSA ~~requirement~~requirements for cross-referring reports of child abuse and/or neglect.**

- (A) The provisions of rule 5101:2-33-21 of the Administrative Code regarding confidentiality apply to all cross-referrals of child abuse and/or neglect required by this rule.
- (B) At minimum, the ~~The~~ public children services agency (PCSA) ~~shall~~ is to make a cross referral to law enforcement; ~~if the report alleges a criminal offense.~~
- (1) Upon receiving information alleging a criminal offense.
  - (2) Within seven calendar days of screening in a report alleging abuse in which law enforcement is not the referent.
  - (3) Within seven calendar days of screening in a report alleging neglect in which law enforcement is not the referent if the PCSA enacts a safety plan, including but not limited to removal, due to neglect.
- (C) The PCSA shall cross refer reports of child abuse and or neglect in accordance with the PCSA's county child abuse and neglect memorandum of understanding, and if applicable, the interagency agreement with a child advocacy center pursuant to rule 5101:2-33-26 of the Administrative Code and section 2151.428 of the Revised Code.
- (D) The PCSA shall contact the following licensing and supervising authorities, as applicable, no later than the next working day from the date the referral was screened in to share information pursuant to rules 5101:2-33-21 and 5101:2-36-04 of the Administrative Code:
- (1) The Ohio department of developmental disabilities (ODDD) division of developmental centers quality assurance if the report involves a developmental center managed by ODDD; or the office of licensure if the report involves a foster or group home licensed by ODDD.
  - (2) The local county board of developmental disabilities (DD) if the report involves any program managed by the county board of DD.
  - (3) The local board of alcohol, drug addiction, and mental health and the Ohio department of mental health and addiction services (OMHAS) if the report involves a qualified residential treatment program certified by OMHAS ~~residential care facility licensed by ODMH.~~
  - (4) The Ohio department of youth services' (ODYS) chief inspector if the report involves an institution or facility for delinquent children managed by ODYS; or the juvenile judge and ODYS' division of parole, courts, and community

services if the report involves a detention or rehabilitation facility managed by a juvenile court and approved by ODYS.

- (5) The superintendent of the local schools or the Ohio department of education's (ODE) legal counsel if the report involves the school for the deaf or blind or early education programs managed by ODE.
- (6) The Ohio department of job and family services (ODJFS), foster care licensing, if the report involves a foster home, group home, ~~or~~ children's residential facility, or qualified residential treatment program certified by ODJFS.
- (7) The ODJFS, child care licensing, if the report involves a child care center (~~more than twelve children~~) or a type A or type B family child care home which is or should be licensed by ODJFS.
- (8) The local county department of job and family services (CDJFS) if the report involves an in-home aide who is certified by the CDJFS or a type B family child care provider.

Effective:

Five Year Review (FYR) Dates: 6/3/2022

---

Certification

---

Date

Promulgated Under: 119.03  
Statutory Authority: 2151.421, 5153.166  
Rule Amplifies: 2151.421, 5153.166, 2151.4210  
Prior Effective Dates: 02/01/1982, 10/01/1982, 01/01/1987, 01/01/1988,  
03/15/1988, 01/01/1990, 10/01/1995, 06/01/1996,  
06/01/1997, 04/01/2001, 03/01/2006, 10/01/2009,  
03/01/2012, 03/01/2014, 06/17/2018