

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 5101:2-40-10

Rule Type: New

Rule Title/Tagline: The Ohio kinship and adoption navigator (OhioKAN) program.

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?**
2. **Is this rule the result of recent legislation?** Yes
 - A. **If so, what is the bill number, General Assembly and Sponsor?** HB 166 - 133
- Scott Oelslager
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 5101.855
5. **What statute(s) does the rule implement or amplify?** 5101.851, 5101.853, 5101.854
6. **What are the reasons for proposing the rule?**

House Bill 166 required the establishment of a statewide kinship navigator program and required that the Ohio Department of Job and Family Services adopt rules to implement the program.

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

This rule provides eligibility and program information about Ohio's new adoption and kinship navigator program, which has been developed in response to the Family First Prevention Services Act and requirements in sections 5101.851 through 5101.856 of the Ohio Revised Code. This rule describes navigation services that are available to kinship caregivers and families and post-adoptive parents and families.

- 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 (OAC). 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 121.76(A)(3).

This rule incorporates one or more references to the Ohio Revised Code. This question is not applicable to any incorporation by reference to the Ohio Revised Code because such reference is exempt from compliance with RC 121.71 to 121.74 pursuant to RC 121.76(A)(1).

- 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?**

Not Applicable.

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? Yes**
17. **Does this rule have an adverse impact on business? Yes**

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

Not Applicable.

- 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? Yes**

There are no fines or civil penalties for non-compliance with this rule. However, substantial non-compliance may result in loss of the OhioKAN agreement to be maintained as a navigator site.

- C. **Does this rule require specific expenditures or the report of information as a condition of compliance? Yes**

Sites that are selected as OhioKAN navigator sites will be responsible for housing the appointed number of full-time navigators and will receive money to fully fund the full-time employment of the navigator, including benefits that are equivalent to the benefits offered to other agency employees. There will also be funding included to compensate time that is necessary for agency supervision of the navigator. Navigators will be responsible for entering data into statewide automated child welfare information system as part of their role. Administrative time spent by the agency outside of the direct supervision of the navigator is not expected to be a significant expenditure.

- 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

Not Applicable.

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? No

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

Not Applicable

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

Not Applicable