

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 5101:2-42-19

**Rule Type:** Amendment

**Rule Title/Tagline:** Requirements for the provision of independent living services to youth in custody.

**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?** Yes
  - A. **What is the rule's five year review date?** 11/7/2018
2. **Is this rule the result of recent legislation?** No
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 5153.166, 5103.03, 5101.141
5. **What statute(s) does the rule implement or amplify?** 5101.141, 5153.166, 5103.03
6. **What are the reasons for proposing the rule?**

This rule is being amended to implement provisions of The Family First Prevention Services Act, Public Law 115-123, to clarify supervision services; and to make minor grammatical changes.

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

The rule sets forth requirements for Public Children Services Agencies (PCSAs) and Private Child Placing Agencies (PCPAs) to prepare youth for transitioning into adulthood and independence. Content was amended to include driving instructions as a daily living skill in the area of housing, education and home management training. The definition of supervision services was clarified for youth living independently.

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. 121.71 to 121.76, 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 121.76 (A)(3)
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. **As a result of this proposed rule, please estimate the increase / decrease in revenues or expenditures affecting this agency, or the state generally, in the current biennium or future years. If the proposed rule is likely to have a different fiscal effect in future years, please describe the expected difference and operation.**

This will have no impact on revenues or expenditures.

0.00

No fiscal effects expected on current or future budgets.

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

No cost of compliance.

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**

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

15. **Was this rule filed with the Common Sense Initiative Office? Yes**

16. **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? Yes**

Each private child placing agency must have a license to operate the business of placing children into foster homes.

- 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**

License can be suspended or revoked if the agency fails to comply with the rule.

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

Documentation is required within the State Automated Child Welfare Information System (SACWIS). This is the system where documentation is stored and collected to review for compliance.