

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 5101:2-42-64
Rule Type: Amendment
Rule Title/Tagline: Preplacement services.
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?** 7/2/2019
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?** 5103.03, 5153.166
5. **What statute(s) does the rule implement or amplify?** 5103.03, 5153.16
6. **What are the reasons for proposing the rule?**

Five-year review and as a result of the Family First Prevention Services Act of 2018, P.L. 115-123 that included the introduction to substance use disorder residential facility as a placement for children with their parents.

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

The rule provides the requirements for public and private agencies to provide or arrange pre-placement services when substitute care of the child is to occur. The

change in this rule is the inclusion of children residing with a parent in a substance use disorder residential facility as a placement option.

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.

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no fiscal effects expected on current or future budget.

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**

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

The agency has received a license/certificate to conduct business and is to comply with the requirements set forth in rule.

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

If the agency were to fail in compliance the license given to conduct business could be revoked or suspended.

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

Add documentation is required to be entered into the state automated child welfare information system (SACWIS) and in some instances maintain a case record. All information is to be retrievable for the purpose of monitoring and case review.