

5101:2-48-06

Adoption agency staffing.

(A) A public children services agency (PCSA), private child placing agency (PCPA), or private noncustodial agency (PNA) that engages in the provision of adoption services shall employ or have under contract an assessor who shall be responsible for, but not limited to, performing the following duties:

- (1) Works with parents, guardians or persons having custody of a child who express the intent to surrender their child for adoption.
- (2) Works with persons seeking to adopt a child, including but not limited to, completing home studies on prospective adoptive applicants and completing prefinalization adoption assessments.
- (3) Works with the child in the permanent custody of an agency to prepare the child for adoption.
- (4) Initiates the adoptive placement or supervises the adoptive placement.
- (5) Completes the JFS 01616 "Social and Medical History" (rev. 06/2006) which shall be filed with the court.
- (6) Completes the JFS 01673 "Assessment for Child Placement" (rev. 05/2005).
- (7) Completes the JFS 01385 "Assessment for Child Placement Update" (rev. 12/2006).
- (8) Completes the JFS 01692 "Application for Adoption of a Foster Child" (rev. 12/2006).
- (9) Completes the JFS 01530 "Multiple Children/Large Family Assessment" (12/2006).
- (10) Completes the JFS 01349 "Foster Home Homestudy" (rev. 01/2003).
- (11) Completes the JFS 01699 "ODJFS Prefinalization Adoption Assessment Form" (rev. 12/2006).

(B) The PCSA, PCPA, or PNA shall assure that employees or persons under contract with its agency meet the following assessor qualifications:

- (1) Complies with the requirements in the definition of assessor contained in rule 5101:2-1-01 of the Administrative Code.
- (2) Effective July 1, 2009, a student who meets all requirements of an assessor in rule 5101:2-1-01 of the Administrative Code must be supervised by a professional counselor, social worker, marriage and family therapist or psychologist who has completed tier two assessor training and continues to

comply with all requirements outlined in this rule.

- (3) Completes or has completed all the prescribed Ohio department of job and family services (ODJFS) tier one assessor training sessions within one year of the start date of the tier one assessor training. An employee or contractor can only conduct assessor duties after they begin tier one training. If the employee or contractor is performing assessor duties prior to completion of the required training, the agency shall ensure that the employee or contractor is supervised by an assessor. An assessor who fails to complete the tier one training within one year of the start date of the tier one assessor training is not authorized to perform any assessor duties until the tier one assessor training has been completed.
- (4) Completes or has completed the prescribed ODJFS tier two assessor training within three years of the start date of tier one assessor training. A person who has not completed all of the tier one assessor training is not eligible to begin tier two assessor training.
- (a) An assessor who did not complete the required tier two assessor training within the three years of the start date of tier one assessor training is not authorized to perform assessor duties until tier two assessor training requirements are properly met unless an extension of no more than one year is granted by the agency's director due to justifiable organizational circumstances which impede the ability of the assessor to attend offered training. Such an extension must be documented on a signed JFS 01680 "Verification of Adoption Assessor Qualifications" (rev. 12/2006).
- (b) An assessor who did not complete the tier two assessor training within the required time periods of this rule shall immediately cease performing the duties of an assessor until the person has completed the tier two assessor training.
- (c) An assessor who did not complete the tier two training requirements of paragraph (B)(4)(a) of this rule, shall repeat the tier two assessor training in its entirety. Tier two training shall be completed within one year of the start date of the tier two assessor training. A person who fails to complete tier two assessor training within one year shall repeat the entire training process beginning with tier one.
- (5) Completes or completed six hours of ongoing training on adoption or foster care related issues, within two years of the completion date of tier two assessor training, to renew their assessor status. Completion of an additional six accredited training hours is required within each subsequent two year period from the completion date of the tier two assessor training.
- (a) Assessors who fail to complete the training within any two year period

must immediately cease performing the duties of an assessor until the six accredited training hours required have been completed.

- (b) Assessors who have completed tier two assessor training prior to the effective date of this rule, shall complete the six accredited training hours required within two years of this rule's effective date.
- (6) A person who is no longer employed by or under contract with a PCSA, PCPA, PNA or court to perform assessor duties may continue completing the additional six accredited training hours every two years or any other required assessor training to maintain their assessor status. However, an individual who is not employed by or in contract with a PCSA, PCPA, PNA or court shall not perform assessor duties. Upon resuming employment or contract with a PCSA, PCPA, PNA or court to perform assessor duties, the assessor may immediately perform assessor duties as long as the six hour training or other training requirement was met in accordance with this rule while the person was not employed or contracting with the PCSA, PCPA, PNA or court.
- (7) A person who is no longer employed with the PCSA, PCPA, PNA or court to perform assessor duties, who did not elect to continue to complete the assessor training hours to maintain their assessor status shall resume the assessor duties only after complying with all of the following:
- (a) Be in an active employment or contract status with a PCSA, PCPA, PNA or court to perform assessor duties.
- (b) Complete twelve hours Assessor Refresher training as prescribed by ODJFS on adoption or foster care related issues which shall include, but is not limited to:
- (i) An overview of the Multiethnic Placement Act of 1994, as amended by Section 1808 of the Small Business Job Protection Act of 1996, 42 U.S.C. 622(b)(9), 671(a)(18), 674(d) and 1996(b) (hereinafter "MEPA") and Title VI of the Civil Rights Act of 1964, 42 U.S.C. 2000d, et seq., as they apply to the adoption process hereinafter "Title VI"), and do not supersede the provision of the Indian Child Welfare Act of 1978, 25 U.S.C.A.1901 et seq., and issues of permanency.
- The cycle of having an additional ongoing six accrediting training hours required every two years begins with the completion of the twelve hours of training.
- (8) The assessor shall verify compliance with paragraph (B) of this rule by completing the JFS 01680 and having it signed by the PCSA, PCPA, PNA director or court. This document shall be kept in the agency personnel records

and a copy shall be sent to the ODJFS adoption services section. An assessor must be able to produce a copy of the JFS 01680 upon request. The assessor shall notify ODJFS within three days when any of the following occur:

- (a) The assessor completes any level of training required by this rule.
- (b) The assessor terminates his employment or contract with a PCSA, PCPA, PNA or court.
- (c) The assessor begins employment or enters into a contract with a new PCSA, PCPA, or PNA or court.
- (d) The assessor is no longer employed with the PCSA, PCPA, PNA or court but plans to continue to complete the six hour training requirement. The assessor shall, within three days of completing the six hour training requirement, submit the updated JFS 01680 to the ODJFS adoption services section.
- (e) The assessor is no longer appointed by or under contract with a PCSA, PCPA, PNA or court to perform duties of an assessor.
- (f) The assessor is not able to conduct assessor duties due to non-compliance with the training requirements outlined in this rule.

Replaces: 5101:2-48-06

Effective:

R.C. 119.032 review dates:

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 5101.35
Rule Amplifies: 3107.014, 3107.015
Prior Effective Dates: 7/01/1990, 9/01/94, 12/15/95 (Emer.), 3/1/96, 9/18/96,
12/31/96 (Emer.), 3/31/97, 2/13/98 (Emer.), 5/14/98,
09/01/2003