

**PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES**

DATE: 10/19/10

TIME: 10:00 am

**LOCATION: Rhodes State Office Tower, Room 3110B
30 East Broad Street, Columbus, Ohio 43215**

Pursuant to sections 2151.33, 2151.353, 2151.412, 2151.416, 2151.421, 5101.02, 5103.03, and 5153.166 and Chapter 119. of the Revised Code, the director of the Ohio Department of Job and Family Services (JFS) gives notice of the department's intent to consider the amendment of the rules as identified below and of a public hearing thereon.

OAC 5101:2-38-05 entitled "PCSA case plan for children in custody or under protective supervision" sets forth the requirements that apply to the public children services agency (PCSA) case plans for children in custody or under protective supervision. This rule is being proposed for amendment as a result of the Fostering Connections Act. This rule is being amended in order to ensure PCSAs make reasonable efforts to place siblings jointly or provide for frequent visitation between siblings placed separately, unless visitation between siblings is contrary to any sibling's safety or well-being. Some language has been reformatted for clarity and revision dates of JFS forms referenced are updated.

OAC 5101:2-38-08 entitled "Child's education and health information" sets forth the requirements that apply to PCSAs for completing the child's education and health information. This rule is being proposed for amendment as a result of the Fostering Connections Act. This rule is being amended to require agencies to include a plan for ensuring the educational stability of the child while in foster care. Revision dates of JFS forms referenced are updated.

OAC 5101:2-38-10 entitled "Requirements for completing the semiannual administrative review" sets forth the requirements that apply for completing the semiannual administrative review. This rule is being proposed for amendment as a result of the Fostering Connections Act. This rule is being amended to require agencies to summarize the agency's ongoing efforts to identify an appropriate relative or kin placement for a child in a substitute care setting. Revision dates of JFS forms referenced are updated.

OAC 5101:2-39-01 entitled "Removal of a child from his or her own home" sets forth the requirements that apply to the PCSA and private child placing agency (PCPA) for removing a child from his or her home. This rule is being proposed for amendment as a result of the Fostering Connections Act. This rule is being amended in order to ensure PCSAs and PCPAs make reasonable efforts to place siblings jointly or provide for frequent visitations between siblings placed separately, unless visitation between siblings is contrary to any sibling's safety or well-being. New language is added for PCSAs and PCPAs to identify and notify adult relatives of the child removed, to document how the relative was notified, and maintain an ongoing list of the child's adult relatives. Revision dates of JFS forms referenced are updated.

OAC 5101:2-39-10 entitled "PCPA case plan for children in custody or under court-ordered protective supervision" sets forth the requirements that apply to the PCPA case plans for children in custody or under protective supervision. This rule is being proposed for amendment as a result

of the Fostering Connections Act. This rule is being amended in order to ensure PCPAs develop a visitation plan for siblings placed separately, unless visitation between siblings is contrary to any sibling's safety or well-being. New language is added for clarification to require PCPAs to complete case reviews and semiannual administrative reviews. Some language is reformatted for clarity and revision dates of JFS forms referenced are updated.

Forms:

JFS 01443 entitled "Child's Education and Health Information" (rev. 08/2010) is being revised to include the amendments set forth in rule 5101:2-38-08 of the Administrative Code.

JFS 01443-I entitled "Child's Education and Health Information Instructions" (rev. 08/2010) is being revised to include the revisions made to the referenced JFS form.

JFS 01413 entitled "Comprehensive Assessment Planning Model - I.S. Case Review" (rev. 08/2010) is being revised to include the amendments set forth in rule 5101:2-38-05 and 5101:2-39-10 of the Administrative Code.

JFS 01413-I entitled "Comprehensive Assessment Planning Model - I.S. Case Review Instructions" (rev. 08/2010) is being revised to include the revisions made to the referenced JFS form.

JFS 01412 entitled "Comprehensive Assessment Planning Model - I.S. Semiannual Administrative Review" (SAR) (rev. 08/2010) is being revised to include the amendments set forth in rule 5101:2-38-10 of the Administrative Code.

JFS 01412-I entitled "Comprehensive Assessment Planning Model - I.S. Semiannual Administrative Review Instructions" (rev. 08/2010) is being revised to include the revisions made to the referenced JFS form.

A copy of the proposed rule(s) is available, without charge, to any person affected by the rule(s) at the address listed below. The rule(s) is also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rule(s) will be held at the date, time, and location listed at the top of this notice. Either written or oral testimony will be taken at the public hearing. Additionally, written comments submitted or postmarked no later than the date of the public hearing will be treated as testimony. Requests for a copy of the proposed rule(s) or comments on the rule(s) should be submitted by mail to the Ohio Department of Job and Family Services, Office of Legal Services, 30 East Broad Street, 31st Floor, Columbus, Ohio 43215-3414, by fax at (614) 752-8298, or by e-mail at rules@jfs.ohio.gov.