

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

DATE: September 29, 2021
TIME: 10:00 a.m.
LOCATION: Teleconference

Due to COVID-19 precautions this meeting will be held by teleconference. If you would like to submit oral testimony, please call in at the above date and time to 1-614-721-2972. Then enter the meeting I.D. which is 161 999 096#. Written testimony may also be submitted electronically to rules@jfs.ohio.gov.

Pursuant to sections 2151.316, 2151.86, 5103.02, 5103.03, 5103.0310, 5103.037 and Chapter 119. of the Ohio Revised Code, the director of the Ohio Department of Job and Family Services gives notice of the department's intent to consider the amendment, rescission and adoption of the rules as identified below and of a public hearing thereon. These rules are proposed for amendment, rescission and adoption as a result of the five year review process and recent legislative changes.

OAC 5101:2-5-09 entitled Personnel and Prohibited Convictions for Employment provides guidance to agencies on the background check requirements for personnel at an agency. Paragraph (K) was amended to add subcontractors, interns and volunteers to the criminal check requirements for employees. Paragraph (M) was amended to add subcontractors, interns and volunteers to the reference for criminal checks. Paragraph (P) was amended to include subcontractors, interns and volunteers in the alleged perpetrator search requirements. Paragraph (Q) was amended to add subcontractors, interns and volunteers to the sex offender registry search requirements. A new paragraph (R) was added to ensure agencies complete a search for all employees, subcontractors, interns and volunteers who have never had an alleged perpetrator search or a sex offender search.

OAC 5101:2-5-15 entitled Volunteers and College Interns provides guidance to agencies on what requirements are needed for volunteers and interns. The title of the rule has been changed to Volunteers, Interns and Subcontractors. Paragraph (A) was amended to include a requirement for subcontractors to be trained. A new paragraph (B) was added to ensure a volunteer, intern or subcontractor complies with the background check requirements of rule 5101:2-5-09 of the Administrative Code. For purposes of a criminal background check in rules 5101:2-5-09 and 5101:2-5-09.1 of the Administrative Code, the volunteer, intern or subcontractor will be evaluated as if they are an employee. Paragraphs (C), (D) and (E) were amended to add subcontractors.

OAC 5101:2-5-35 entitled Children's Rights provides guidance to agencies on the rights of children placed in their care. The title of the rule has changed to Foster Youth Bill of Rights. The entire rule has been re-written in a format more easily readable with new and improved rights and processes.

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. Written testimony may also be submitted electronically to rules@jfs.ohio.gov.

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 and Acquisition 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.