

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

**DATE:** October 25, 2022  
**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 885-920-226#. Written testimony may also be submitted electronically to [rules@jfs.ohio.gov](mailto:rules@jfs.ohio.gov).**

Pursuant to sections 2151.412, 2151.421, 5103.03, 5103.13, 5103.54, 5153.166 and 119.03 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 and adoption of the rules as identified below and of a public hearing thereon. The rules are being proposed as a result of five year rule review, HB 166 and HB 267/SB 167.

**OAC 5101:2-1-01** entitled Children Services Definitions of Terms is amended to include two new definitions, Family Preservation Center and Residential Infant Care Center, along with a reference correction for the definition of relative.

**OAC 5101:2-5-03** entitled Certification of an Agency to Perform Specific Functions is amended to provide guidance on the types of foster care certifications an agency may receive from ODJFS. Paragraphs (A), (C), and (D) were amended to add the new facility types of Residential Infant Care Centers and Family Preservation Centers.

**OAC 5101:2-9-36** entitled Additional requirements for children's crisis care facilities is amended to provide guidance for children crisis care facilities. The amendment is removing waivers from the rule and providing instruction to the facility providing an engagement plan to the parent or agency placing the child. The amendments include protective monitoring methods for sleeping infants and hygiene for children after bathroom usage, outside play and handling animals. Other grammatical changes have been made for clarity and correction within the rule.

**OAC 5101:2-9-43** entitled Residential Infant Care Center is a new rule and sets forth guidance with the primary purpose the provision of residential services for infants affected by substance use and the preservation of families through infant diversion practices and programs.

**OAC 5101:2-9-44** entitled Family Preservation Center is a new rule and sets forth guidance for a new certificate and prevention service for actively licensed Children's Crisis Care Facility or a Residential Infant Care Center.

A copy of the proposed rule is available, without charge, to any person affected by the rule at the address listed below. The rule is also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rule will be held at date, time, and location listed at the top of this letter. 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 or comments on the rule should be submitted by mail to the Ohio Department of Job and Family Services, Office of Legal and Acquisition Services, 30 East Broad Street, 31<sup>st</sup> floor, Columbus, Ohio 43215-3414, by fax at (614) 752-8298, or by e-mail at [rules@odjfs.state.oh.us](mailto:rules@odjfs.state.oh.us).