Rule Summary and Fiscal Analysis (Part A)

Department of Job and Family Services

Agency Name

Division of Social Services

Division

Contact

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5101:2-48-16 AMENDMENT

Rule Number TYPE of rule filing

Rule Title/Tag Line <u>Adoption preplacement and placement procedures.</u>

RULE SUMMARY

- 1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **No**
- 2. Are you proposing this rule as a result of recent legislation? No
- 3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: 119.03
- 4. Statute(s) authorizing agency to adopt the rule: 5101.141, 5103.03, 5153.166
- 5. Statute(s) the rule, as filed, amplifies or implements: **5103.03**, **3107.10**, **5153.16**
- 6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

This rule is being amended to update policy relating to the administration of the foster care and adoption program.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE,

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then summarize the content of the rule:

This rule outlines the pre-adoptive staffing, matching and placement procedures for public children services agencies (PCSAs) and private child placing agencies (PCPAs). Changes include: clarification that PCSAs and PCPAs shall e-mail information regarding the upcoming matching conferences to the Ohio Department of Job and Family Services (ODJFS), Multiethnic Placement Act (MEPA) coordinator at matchingconference@jfs.ohio.gov; and to clarify agencies have the option to continue matching conferences up to the child's twenty-first birthday, if she/he meets criteria specified in section 3107.02 of the Revised Code.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

This rule incorporates one or more dated references to a federal act or acts. This question is not applicable to any dated incorporation by reference to a federal act because such reference is exempt from compliance with RC 121.71 to 121.74 in accordance with RC 121.75 (C).

This rule incorporates one or more references to the Ohio Revised Code. This question is not applicable to any incorporation by reference to the Ohio Revised Code because such reference is exempt from compliance with RC 121.71 to 121.74 pursuant to RC 121.76(A)(1).

This question 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)

This rule incorporates one or more dated references to an ODJFS form or forms. Each cited ODJFS form is dated and is generally available to persons affected by this rule via the "Info Center" link on the ODJFS web site (http://jfs.ohio.gov//) in accordance with RC 121.75 (E).

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

Not applicable.

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10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

Not Applicable.

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so. If applicable, indicate each specific paragraph of the rule that has been modified:

There are no changes to the content of the rule. Form JFS 01689 has been uploaded as an RSFA attachment.

12. 119.032 Rule Review Date: 3/1/2015

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

FISCAL ANALYSIS

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

0.00

This rule will have no impact on the current budget.

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

Not applicable.

15. Provide a summary of the estimated cost of compliance with the rule to all

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directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

No additional costs are anticipated.

- 16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? N_0
- 17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? N_0

S.B. 2 (129th General Assembly) Questions

- 18. Has this rule been filed with the Common Sense Initiative Office pursuant to R.C. 121.82? N_0
- 19. Specific to this rule, answer the following:
- A.) Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? N_0
- 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? N_0
- C.) Does this rule require specific expenditures or the report of information as a condition of compliance? No

violation).

Ohio Department of Job and Family Services

DOCUMENTATION OF THE PLACEMENT DECISION-MAKING PROCESS

The JFS 01689 is to be completed at each Matching Conference. One JFS 01689 is to be completed for each child or sibling group who are being considered to be matched for placement in the same adoptive family. Attach additional sheets and/or documents if necessary.

Child(ren) Names to be Considered for Matching						
Date of matching conference						
List all families who were identified as a pote interest in being considered for the child thro not being presented at the matching conferen	ugh any recruitment event, other recruitment					
Reason Family is not Being Presented at						
Family Name	Matching Conference	Family Serving Agency				
Were families identified and considered as an If no, explain why.	n adoptive placement for this child at the mate	ching conference?				
· · · · · · · · · · · · · · · · · · ·						
Were there legitimate factors, such as a famil postponed or withdrawn from consideration?		e consideration of one or more families being				

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Name of Family	Withdrawn or Postponed	Reason

Match Chart and Placement Decision

Instructions for completing the remaining portion of this form:

For families, discussed in the matching conference, consider the specified factors reflected in the first row of each of the columns. The names of families presented in the Matching Conference should be listed in the rows of the first column on the left. Note, some factors may not apply. In those cases, check the "N/A -not a child need" box. For each column identify the response that most accurately describes the family's ability to meet the child's need. The impact on the child can be positive (+), negative (-) or neutral (0). Use the following guidelines to determine the rating for the family's ability to meet a specific characteristic.

No experience or insight with the child's specific need

Unmotivated to learn or be trained about the child's need Family's lifestyle is incompatible with meeting the child's need Family denies the importance or relevance of the child's need

No support or resources exist in the environment to assist the caregiver or child.

O PARTIALLY ABLE TO

MEET NEED

Some experience with the child's need in the family's background

ambivalent about attending training

Family's lifestyle requires significant alteration Limited understanding of the child's need

Some support or resources in the environment to assist the caregiver and child.

+ <u>MEETS NEED VERY WELL:</u> Extensive experience with the child's need in the family's background

Understands and/or seeks out the need for training and education

Family's lifestyle will accommodate the child currently or with some modifications

Family readily recognizes the child's need or issue as important

Specialized support and resources exist in the environment to assist the caregiver and child.

(It is possible for one component to override all other components. For example, a family who otherwise seems ideal for a child, may be ruled out on one (-) should that issue pose a significant threat to the child=s safety, health, permanency or well-being).

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		No child specific health hazards in Adequate		Other	
A. Safety Needs	Meets child's health needs	Meets child's physical needs	home N/A	supervision to meet child's needs	□ N/A
Families' Names					

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	Family dually licensed/approved	Open to contact with significant persons	Willing to adopt available siblings	Willing to adopt siblings who become available in the future	Wants to be contacted if siblings enter PC of agency	Has positive relationship with birth family
B. Permanency Needs	□ N/A	□ N/A	□ N/A	□ N/A	□ N/A	□ N/A
Families' Names						

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	Child has positive relationship with his current family	Child will remain in current environment	Child will remain in current school	Child will remain in current activities	Child will remain in current faith community	Other
C. Stability & Continuity	□ N/A	□ N/A	□ N/A	□ N/A	□ N/A	□ N/A
Families' Names						

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D.	Child needs to be	Child needs to be	Child needs	Other
Adoptive/Foster Family	placed with siblings	oldest, youngest or only child in home	additional support during the day time	_
Constellation Families' Names	□ N/A	□ N/A	□ N/A	□ N/A
Tammes Ivames				

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	Child needs separate bedroom	Child needs specially adapted	Other
	D NI/A	home	D NI/A
E. Physical Environment Families' Names	□ N/A	□ N/A	□ N/A
Families Names			

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F. Child's Therapeutic Needs	Child needs mental health therapy	Able to participate in child's treatment plan	Understands child's special education issues	Willing to accept child's limited life expectancy	Able to cope with frequent clinic visits/hospitalizations
Families' Names					

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	Has experience parenting child with barriers to communication	Other
G. Communication	child with barriers to communication N/A	□ N/A
Families' Names	IVA	IVA

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	Has knowledge of community resources child will	Has experience working with other birth parents	Has cared for other kinship/foster/adoptive child	Has parented other child who was sexually abused	Has parented other child who is a sexual perpetrator
H. Experience Families' Names	require	□ N/A	□ N/A	□ N/A	□ N/A
Tummes Tumes					

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H. Experience (Cont)	Has parented other child with similar mental health diagnosis	Has history of honoring commitments	Other
Families' Names	11/11	communents	14/11

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I. Family Preferences, Expectations & Lifestyle Issues	Comfortable with birth parent lifestyle and characteristics	Expects child to be involved in family activities	Does not expect child to attend church with adoptive family	Has realistic academic expectations	Will be supportive of child's vocational goals
Families' Names					

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			Other
I. Family Preferences, Expectations & Lifestyle Issues (CONT)	Family meets readiness factor	Preferred child characteristics match the child's needs	□ N/A
Families' Names			_

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	Level of activity meets child's need	Child needs highly/less structured environment	Child needs a strong paternal/maternal figure/equal parenting	Child needs family with special parenting skills	Has personality traits that compliment child's personality
J. Parenting Styles	□ N/A	□ N/A	□ N/A	□ N/A	□ N/A
Families' Names					

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K. Support System	Extended family has positive attitude about adoption	Has connectedness to the community	Other
Families' Names	i i		

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Comments regarding Matching Ratings	
Record any additional considerations/components that w	vere central to the placement ontion selected
The state and an analysis and the state and	ore community and precedent option solution
This staffing decision is based on discussions regardamily(s) that appears best able to meet this child's	rding this child(ren)'s needs and review of the available placement resources. The needs are
1 st choice	List reasons why family was selected as first choice.
1 CHOICE	List reasons why rainity was selected as first choice.
2 nd choice	Tisk assessment for the constitution of the design of the
2 choice	List reasons why family was selected as second choice.
Terd	
3 rd choice	List reasons why family was selected as third choice
4 th choice	List reasons why family was selected as fourth choice.

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List all families who were presented but not matched and the reason why the family was not matched			
Family Name	Reason Family was not Matched	Family Serving Agency	
	,		
Summarize any other outcomes or provide additional comments.			

Summarize any other outcomes or provide additional comments.	

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Matching Conference Signature Page

Child's Name	Date

Name of Individual Who Was Invited	Agency/Organization and Role	Signature (of those attending)

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