

Rule Summary and Fiscal Analysis (Part A)**Department of Job and Family Services**

Agency Name

Division of Social Services

Division

Mike Lynch

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5101:2-48-16

Rule Number

AMENDMENT

TYPE of rule filing

Rule Title/Tag Line

Adoption preplacement and placement procedures.**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,

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.

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

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? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**

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? **No**

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? **No**

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? **No**

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 potential match with the child through the automated match system or who expressed an interest in being considered for the child through any recruitment event, other recruitment materials or by telephone; however, they are not being presented at the matching conference.

Family Name	Reason Family is not Being Presented at Matching Conference	Family Serving Agency

Were families identified and considered as an adoptive placement for this child at the matching conference? No Yes
If no, explain why.

Were there legitimate factors, such as a family's personal circumstances that resulted in the consideration of one or more families being postponed or withdrawn from consideration? No Yes

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.

- NOT ABLE TO MEET:
 - 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.

- + MEETS NEED VERY WELL:
 - 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).

A. Safety Needs	Meets child's health needs	Meets child's physical needs	No child specific health hazards in home <input type="checkbox"/> N/A	Adequate supervision to meet child's needs	Other <input type="checkbox"/> N/A
Families' Names					

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

Comments regarding Matching Ratings

Record any additional considerations/components that were central to the placement option selected

This staffing decision is based on discussions regarding this child(ren)'s needs and review of the available placement resources. The family(s) that appears best able to meet this child's needs are

1st choice

List reasons why family was selected as first choice.

2nd choice

List reasons why family was selected as second choice.

3rd choice

List reasons why family was selected as third choice

4th choice

List reasons why family was selected as fourth choice.

