

PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES

DATE: May 4 , 2005
TIME: 10:00 a.m.
LOCATION: Room 1823, Rhodes State Office Tower
30 East Broad St., Columbus, Ohio 43215

Pursuant to sections 2151.86, 5103.03, 5103.0316, 5153.16 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 adoption, amendment or rescission of the rule or rules identified below and of a public hearing thereon.

Rule 5101:2-5-09 entitled Personnel and prohibited convictions for employment is being proposed for amendment because of the addition of arson and aggravated arson to the list of prohibited crimes for agency employees

Rule 5101:2-5-11 entitled Complaint handling is being proposed for amendment to convey new information on how ODJFS may seek injunctive relief against agencies operating without a certificate or when ODJFS has entered an adjudication order to revoke an agency's operating certificate.

Rule 5101:2-5-32 entitled Occupancy limitations and accessibility is being proposed for amendment to convey new information on when a foster home may exceed five foster children in placement.

Rule 5101:2-5-33 entitled Foster caregiver preplacement and continuing training is being proposed for amendment to convey new information on training requirements for foster caregivers, to change the time frame by which training must be completed from an annual basis to a two-year certification period basis, clarifies that foster caregiver continuing training requirements are to be based on an written training needs assessment and the circumstances for when agencies may approve training waivers.

Rule 5101:2-5-38 entitled Payment of foster caregiver training stipends; reimbursement of training allowances to recommending agencies is being proposed for amendment to clarify that agencies are responsible for any foster caregiver stipend owed to a foster caregiver for training beyond the ODJFS reimbursement amounts, changes the training claims reimbursements from an annual basis to the two-year certification period basis, clarifies that ODJFS will not consider a private agency to have incurred a cost when a foster caregiver is enrolled without cost in a training program operated by a regional training center of the Ohio child welfare training program and adds a new requirement that training claims must be made within eighteen months of the date the training occurred.

Rule 5101:2-5-40 entitled Preplacement and Continuing Training Programs is being proposed for amendment to clarify that training proposals for private agencies must be submitted to ODJFS for approval, makes minor changes to the content of training proposals, changes some foster caregiver training topics,

clarifies that foster caregiver continuing training programs are to be based on foster caregiver training needs assessments, clarifies the circumstances under which private agencies and a regional training center of the Ohio child welfare training program may restrict training enrollments and clarifies that public agencies are not required to submit training proposals to ODJFS for approval as all foster caregiver training for public agencies is provided by the Ohio child welfare training program.

Rule 5101:2-7-16 entitled Additional requirements for a treatment foster caregiver and a treatment foster home is being proposed for amendment to change the time frame by which training must be completed from an annual basis to a two-year certification period basis and to clarify that children placed in a family foster home on or before the end of the phase-in period for treatment foster home rules on March 31, 2005 do not have to be moved to a treatment foster home.

Rule 5101:2-7-17 entitled Additional requirements for a medically fragile foster caregiver and a medically fragile foster home is being proposed for amendment to change the time frame by which training must be completed from an annual basis to a two-year certification period basis and to clarify that children placed in a family foster home on or before the end of the phase-in period for medically fragile foster home rules on March 31, 2005 do not have to be moved to a medically fragile foster home.

A copy of the proposed rules is available without charge to any person affected by the rules 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 rules 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 legal@odjfs.state.oh.us.