

As Introduced

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H. B. No. 8

Representatives Manchester, Galonski

**Cosponsors: Representatives Lipps, Riedel, Smith, T., Seitz, Kick, Carfagna,
Ginter, Russo, O'Brien, Crossman, Stein, Strahorn**

A BILL

To amend sections 2151.353, 5103.031, 5103.032,
5103.033, 5103.035, 5103.038, 5103.0313,
5103.0314, 5103.0316, and 5103.31 and to repeal
sections 5103.039 and 5103.0311 of the Revised
Code regarding foster caregiver training.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 2151.353, 5103.031, 5103.032,
5103.033, 5103.035, 5103.038, 5103.0313, 5103.0314, 5103.0316,
and 5103.31 of the Revised Code be amended to read as follows:

Sec. 2151.353. (A) If a child is adjudicated an abused,
neglected, or dependent child, the court may make any of the
following orders of disposition:

- (1) Place the child in protective supervision;
- (2) Commit the child to the temporary custody of any of
the following:
 - (a) A public children services agency;
 - (b) A private child placing agency;

(c) Either parent;	17
(d) A relative residing within or outside the state;	18
(e) A probation officer for placement in a certified foster home;	19 20
(f) Any other person approved by the court.	21
(3) Award legal custody of the child to either parent or to any other person who, prior to the dispositional hearing, files a motion requesting legal custody of the child or is identified as a proposed legal custodian in a complaint or motion filed prior to the dispositional hearing by any party to the proceedings. A person identified in a complaint or motion filed by a party to the proceedings as a proposed legal custodian shall be awarded legal custody of the child only if the person identified signs a statement of understanding for legal custody that contains at least the following provisions:	22 23 24 25 26 27 28 29 30 31
(a) That it is the intent of the person to become the legal custodian of the child and the person is able to assume legal responsibility for the care and supervision of the child;	32 33 34
(b) That the person understands that legal custody of the child in question is intended to be permanent in nature and that the person will be responsible as the custodian for the child until the child reaches the age of majority. Responsibility as custodian for the child shall continue beyond the age of majority if, at the time the child reaches the age of majority, the child is pursuing a diploma granted by the board of education or other governing authority, successful completion of the curriculum of any high school, successful completion of an individualized education program developed for the student by any high school, or an age and schooling certificate.	35 36 37 38 39 40 41 42 43 44 45

Responsibility beyond the age of majority shall terminate when 46
the child ceases to continuously pursue such an education, 47
completes such an education, or is excused from such an 48
education under standards adopted by the state board of 49
education, whichever occurs first. 50

(c) That the parents of the child have residual parental 51
rights, privileges, and responsibilities, including, but not 52
limited to, the privilege of reasonable visitation, consent to 53
adoption, the privilege to determine the child's religious 54
affiliation, and the responsibility for support; 55

(d) That the person understands that the person must be 56
present in court for the dispositional hearing in order to 57
affirm the person's intention to become legal custodian, to 58
affirm that the person understands the effect of the 59
custodianship before the court, and to answer any questions that 60
the court or any parties to the case may have. 61

(4) Commit the child to the permanent custody of a public 62
children services agency or private child placing agency, if the 63
court determines in accordance with division (E) of section 64
2151.414 of the Revised Code that the child cannot be placed 65
with one of the child's parents within a reasonable time or 66
should not be placed with either parent and determines in 67
accordance with division (D)(1) of section 2151.414 of the 68
Revised Code that the permanent commitment is in the best 69
interest of the child. If the court grants permanent custody 70
under this division, the court, upon the request of any party, 71
shall file a written opinion setting forth its findings of fact 72
and conclusions of law in relation to the proceeding. 73

(5) Place the child in a planned permanent living 74
arrangement with a public children services agency or private 75

child placing agency, if a public children services agency or 76
private child placing agency requests the court to place the 77
child in a planned permanent living arrangement and if the court 78
finds, by clear and convincing evidence, that a planned 79
permanent living arrangement is in the best interest of the 80
child, that the child is sixteen years of age or older, and that 81
one of the following exists: 82

(a) The child, because of physical, mental, or 83
psychological problems or needs, is unable to function in a 84
family-like setting and must remain in residential or 85
institutional care now and for the foreseeable future beyond the 86
date of the dispositional hearing held pursuant to section 87
2151.35 of the Revised Code. 88

(b) The parents of the child have significant physical, 89
mental, or psychological problems and are unable to care for the 90
child because of those problems, adoption is not in the best 91
interest of the child, as determined in accordance with division 92
(D)(1) of section 2151.414 of the Revised Code, and the child 93
retains a significant and positive relationship with a parent or 94
relative. 95

(c) The child has been counseled on the permanent 96
placement options available to the child, and is unwilling to 97
accept or unable to adapt to a permanent placement. 98

(6) Order the removal from the child's home until further 99
order of the court of the person who committed abuse as 100
described in section 2151.031 of the Revised Code against the 101
child, who caused or allowed the child to suffer neglect as 102
described in section 2151.03 of the Revised Code, or who is the 103
parent, guardian, or custodian of a child who is adjudicated a 104
dependent child and order any person not to have contact with 105

the child or the child's siblings. 106

(B) (1) When making a determination on whether to place a 107
child in a planned permanent living arrangement pursuant to 108
division (A) (5) (b) or (c) of this section, the court shall 109
consider all relevant information that has been presented to the 110
court, including information gathered from the child, the 111
child's guardian ad litem, and the public children services 112
agency or private child placing agency. 113

(2) A child who is placed in a planned permanent living 114
arrangement pursuant to division (A) (5) (b) or (c) of this 115
section shall be placed in an independent living setting or in a 116
family setting in which the caregiver has been provided by the 117
agency that has custody of the child with a notice that 118
addresses the following: 119

(a) The caregiver understands that the planned permanent 120
living arrangement is intended to be permanent in nature and 121
that the caregiver will provide a stable placement for the child 122
through the child's emancipation or until the court releases the 123
child from the custody of the agency, whichever occurs first. 124

(b) The caregiver is expected to actively participate in 125
the youth's independent living case plan, attend agency team 126
meetings and court hearings as appropriate, complete training, 127
as ~~provided in division (B) of~~ developed and implemented under 128
section 5103.035 of the Revised Code, related to providing the 129
child independent living services, and assist in the child's 130
transition into adulthood. 131

(3) The department of job and family services shall 132
develop a model notice to be provided by an agency that has 133
custody of a child to a caregiver under division (B) (2) of this 134

section. The agency may modify the model notice to apply to the 135
needs of the agency. 136

(C) No order for permanent custody or temporary custody of 137
a child or the placement of a child in a planned permanent 138
living arrangement shall be made pursuant to this section unless 139
the complaint alleging the abuse, neglect, or dependency 140
contains a prayer requesting permanent custody, temporary 141
custody, or the placement of the child in a planned permanent 142
living arrangement as desired, the summons served on the parents 143
of the child contains as is appropriate a full explanation that 144
the granting of an order for permanent custody permanently 145
divests them of their parental rights, a full explanation that 146
an adjudication that the child is an abused, neglected, or 147
dependent child may result in an order of temporary custody that 148
will cause the removal of the child from their legal custody 149
until the court terminates the order of temporary custody or 150
permanently divests the parents of their parental rights, or a 151
full explanation that the granting of an order for a planned 152
permanent living arrangement will result in the removal of the 153
child from their legal custody if any of the conditions listed 154
in divisions (A)(5)(a) to (c) of this section are found to 155
exist, and the summons served on the parents contains a full 156
explanation of their right to be represented by counsel and to 157
have counsel appointed pursuant to Chapter 120. of the Revised 158
Code if they are indigent. 159

If after making disposition as authorized by division (A) 160
(2) of this section, a motion is filed that requests permanent 161
custody of the child, the court may grant permanent custody of 162
the child to the movant in accordance with section 2151.414 of 163
the Revised Code. 164

(D) If the court issues an order for protective supervision pursuant to division (A)(1) of this section, the court may place any reasonable restrictions upon the child, the child's parents, guardian, or custodian, or any other person, including, but not limited to, any of the following:

(1) Order a party, within forty-eight hours after the issuance of the order, to vacate the child's home indefinitely or for a specified period of time;

(2) Order a party, a parent of the child, or a physical custodian of the child to prevent any particular person from having contact with the child;

(3) Issue an order restraining or otherwise controlling the conduct of any person which conduct would not be in the best interest of the child.

(E) As part of its dispositional order, the court shall journalize a case plan for the child. The journalized case plan shall not be changed except as provided in section 2151.412 of the Revised Code.

(F)(1) The court shall retain jurisdiction over any child for whom the court issues an order of disposition pursuant to division (A) of this section or pursuant to section 2151.414 or 2151.415 of the Revised Code until the child attains the age of eighteen years if the child is not mentally retarded, developmentally disabled, or physically impaired, the child attains the age of twenty-one years if the child is mentally retarded, developmentally disabled, or physically impaired, or the child is adopted and a final decree of adoption is issued, except that the court may retain jurisdiction over the child and continue any order of disposition under division (A) of this

section or under section 2151.414 or 2151.415 of the Revised 194
Code for a specified period of time to enable the child to 195
graduate from high school or vocational school. The court shall 196
retain jurisdiction over a person who meets the requirements 197
described in division (A) (1) of section 5101.1411 of the Revised 198
Code and who is subject to a voluntary participation agreement 199
that is in effect. The court shall make an entry continuing its 200
jurisdiction under this division in the journal. 201

(2) Any public children services agency, any private child 202
placing agency, the department of job and family services, or 203
any party, other than any parent whose parental rights with 204
respect to the child have been terminated pursuant to an order 205
issued under division (A) (4) of this section, by filing a motion 206
with the court, may at any time request the court to modify or 207
terminate any order of disposition issued pursuant to division 208
(A) of this section or section 2151.414 or 2151.415 of the 209
Revised Code. The court shall hold a hearing upon the motion as 210
if the hearing were the original dispositional hearing and shall 211
give all parties to the action and the guardian ad litem notice 212
of the hearing pursuant to the Juvenile Rules. If applicable, 213
the court shall comply with section 2151.42 of the Revised Code. 214

(G) Any temporary custody order issued pursuant to 215
division (A) of this section shall terminate one year after the 216
earlier of the date on which the complaint in the case was filed 217
or the child was first placed into shelter care, except that, 218
upon the filing of a motion pursuant to section 2151.415 of the 219
Revised Code, the temporary custody order shall continue and not 220
terminate until the court issues a dispositional order under 221
that section. In resolving the motion, the court shall not order 222
an existing temporary custody order to continue beyond two years 223
after the date on which the complaint was filed or the child was 224

first placed into shelter care, whichever date is earlier, 225
regardless of whether any extensions have been previously 226
ordered pursuant to division (D) of section 2151.415 of the 227
Revised Code. 228

(H) (1) No later than one year after the earlier of the 229
date the complaint in the case was filed or the child was first 230
placed in shelter care, a party may ask the court to extend an 231
order for protective supervision for six months or to terminate 232
the order. A party requesting extension or termination of the 233
order shall file a written request for the extension or 234
termination with the court and give notice of the proposed 235
extension or termination in writing before the end of the day 236
after the day of filing it to all parties and the child's 237
guardian ad litem. If a public children services agency or 238
private child placing agency requests termination of the order, 239
the agency shall file a written status report setting out the 240
facts supporting termination of the order at the time it files 241
the request with the court. If no party requests extension or 242
termination of the order, the court shall notify the parties 243
that the court will extend the order for six months or terminate 244
it and that it may do so without a hearing unless one of the 245
parties requests a hearing. All parties and the guardian ad 246
litem shall have seven days from the date a notice is sent 247
pursuant to this division to object to and request a hearing on 248
the proposed extension or termination. 249

(a) If it receives a timely request for a hearing, the 250
court shall schedule a hearing to be held no later than thirty 251
days after the request is received by the court. The court shall 252
give notice of the date, time, and location of the hearing to 253
all parties and the guardian ad litem. At the hearing, the court 254
shall determine whether extension or termination of the order is 255

in the child's best interest. If termination is in the child's 256
best interest, the court shall terminate the order. If extension 257
is in the child's best interest, the court shall extend the 258
order for six months. 259

(b) If it does not receive a timely request for a hearing, 260
the court may extend the order for six months or terminate it 261
without a hearing and shall journalize the order of extension or 262
termination not later than fourteen days after receiving the 263
request for extension or termination or after the date the court 264
notifies the parties that it will extend or terminate the order. 265
If the court does not extend or terminate the order, it shall 266
schedule a hearing to be held no later than thirty days after 267
the expiration of the applicable fourteen-day time period and 268
give notice of the date, time, and location of the hearing to 269
all parties and the child's guardian ad litem. At the hearing, 270
the court shall determine whether extension or termination of 271
the order is in the child's best interest. If termination is in 272
the child's best interest, the court shall terminate the order. 273
If extension is in the child's best interest, the court shall 274
issue an order extending the order for protective supervision 275
six months. 276

(2) If the court grants an extension of the order for 277
protective supervision pursuant to division (H) (1) of this 278
section, a party may, prior to termination of the extension, 279
file with the court a request for an additional extension of six 280
months or for termination of the order. The court and the 281
parties shall comply with division (H) (1) of this section with 282
respect to extending or terminating the order. 283

(3) If a court grants an extension pursuant to division 284
(H) (2) of this section, the court shall terminate the order for 285

protective supervision at the end of the extension. 286

(I) The court shall not issue a dispositional order 287
pursuant to division (A) of this section that removes a child 288
from the child's home unless the court complies with section 289
2151.419 of the Revised Code and includes in the dispositional 290
order the findings of fact required by that section. 291

(J) If a motion or application for an order described in 292
division (A) (6) of this section is made, the court shall not 293
issue the order unless, prior to the issuance of the order, it 294
provides to the person all of the following: 295

(1) Notice and a copy of the motion or application; 296

(2) The grounds for the motion or application; 297

(3) An opportunity to present evidence and witnesses at a 298
hearing regarding the motion or application; 299

(4) An opportunity to be represented by counsel at the 300
hearing. 301

(K) The jurisdiction of the court shall terminate one year 302
after the date of the award or, if the court takes any further 303
action in the matter subsequent to the award, the date of the 304
latest further action subsequent to the award, if the court 305
awards legal custody of a child to either of the following: 306

(1) A legal custodian who, at the time of the award of 307
legal custody, resides in a county of this state other than the 308
county in which the court is located; 309

(2) A legal custodian who resides in the county in which 310
the court is located at the time of the award of legal custody, 311
but moves to a different county of this state prior to one year 312
after the date of the award or, if the court takes any further 313

action in the matter subsequent to the award, one year after the 314
date of the latest further action subsequent to the award. 315

The court in the county in which the legal custodian 316
resides then shall have jurisdiction in the matter. 317

Sec. 5103.031. Except as provided in section 5103.033 of 318
the Revised Code, the department of job and family services may 319
not issue a certificate under section 5103.03 of the Revised 320
Code to a foster home unless the prospective foster caregiver 321
successfully completes ~~the following amount of~~ preplacement 322
training through a preplacement training program approved by the 323
department of job and family services under section 5103.038 of 324
the Revised Code or preplacement training provided under 325
division (B) of section 5103.30 of the Revised Code~~:-~~ 326

~~(A) If the foster home is a family foster home, at least~~ 327
~~thirty six hours;~~ 328

~~(B) If the foster home is a specialized foster home, at~~ 329
~~least thirty six hours. Up to twenty per cent of the required~~ 330
~~preplacement training may be provided online.~~ 331

Sec. 5103.032. (A) Except as provided in ~~divisions (C),~~ 332
~~(D), and (E)~~ division (B) of this section and in section 333
5103.033 of the Revised Code ~~and subject to division (B) of this~~ 334
~~section,~~ the department of job and family services may not renew 335
a foster home certificate under section 5103.03 of the Revised 336
Code unless the foster caregiver successfully completes ~~the~~ 337
~~following amount of~~ continuing training in accordance with the 338
foster caregiver's needs assessment and continuing training plan 339
developed and implemented under section 5103.035 of the Revised 340
Code~~:-~~ 341

~~(1) If the foster home is a family foster home, at least~~ 342

~~forty hours in the preceding two year period;~~ 343

~~(2) If the foster home is a specialized foster home, at~~ 344
~~least sixty hours in the preceding two year period.~~ 345

~~The continuing training required by this section shall~~ 346
~~comply with rules the department adopts pursuant to section~~ 347
~~5103.0316 of the Revised Code.~~ 348

~~(B) A foster caregiver may fulfill up to twenty per cent~~ 349
~~of the required amount of continuing training described in~~ 350
~~division (A) of this section by teaching one or more training~~ 351
~~classes for other foster caregivers or by providing mentorship~~ 352
~~services to other foster caregivers. The department of job and~~ 353
~~family services shall adopt rules in accordance with Chapter~~ 354
~~119. of the Revised Code as necessary for the qualification of~~ 355
~~foster caregivers to provide training or mentorship services to~~ 356
~~other foster caregivers.~~ 357

~~(C) At the beginning of a foster caregiver's two year~~ 358
~~certification period, a public children services agency, private~~ 359
~~child placing agency, or private noncustodial agency acting as a~~ 360
~~recommending agency for a foster caregiver holding a certificate~~ 361
~~issued under section 5103.03 of the Revised Code for a family~~ 362
~~foster home or specialized foster home may waive up to eight~~ 363
~~hours of continuing training the foster caregiver is otherwise~~ 364
~~required by division (A) of this section to complete in that~~ 365
~~two year certification period if all of the following apply:~~ 366

~~(1) The foster caregiver has held a certificate issued~~ 367
~~under section 5103.03 of the Revised Code for a family foster~~ 368
~~home or specialized foster home for at least two years;~~ 369

~~(2) The foster caregiver has provided foster care for at~~ 370
~~least ninety days of the twelve months preceding the date the~~ 371

~~agency issues the waiver;~~ 372

~~(3) The foster caregiver has not violated any requirements governing certification of foster homes during the twelve months preceding the date the agency issues the waiver;~~ 373
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~~(4) The foster caregiver has complied in full with the needs assessment and continuing training plan developed for the foster caregiver under section 5103.035 of the Revised Code for the preceding certification period.~~ 376
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~~(D) Each recommending agency shall establish and implement a policy regarding good cause for a foster caregiver's failure to complete the continuing training in accordance with division (A) of this section. If the foster caregiver complies with the policy, as determined by the agency, the department may renew the foster caregiver's foster home certificate. The agency shall submit the policy to the department and provide a copy to each foster home the agency recommends for certification or renewal. The policy shall include the following:~~ 380
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~~(1) What constitutes good cause, including documented illness, critical emergencies, and lack of accessible training programs;~~ 389
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~~(2) Procedures for developing a scheduled corrective action plan that provides for prompt completion of the continuing training;~~ 392
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~~(3) Procedures for recommending revocation of the foster home certificate if the foster caregiver fails to comply with the corrective action plan.~~ 395
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~~(E) A foster caregiver shall be given an additional amount of time within which the foster caregiver must complete the continuing training required under division (A) of this section~~ 398
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in accordance with rules adopted by the department of job and 401
family services if either of the following applies: 402

(1) The foster caregiver has served in active duty outside 403
this state with a branch of the armed forces of the United 404
States for more than thirty days in the preceding two-year 405
period. 406

(2) The foster caregiver has served in active duty as a 407
member of the Ohio organized militia, as defined in section 408
5923.01 of the Revised Code, for more than thirty days in the 409
preceding two-year period and that active duty relates to either 410
an emergency in or outside of this state or to military duty in 411
or outside of this state. 412

Sec. 5103.033. (A) The department of job and family 413
services may issue or renew a certificate under section 5103.03 414
of the Revised Code to a foster home for the care of a child who 415
is in the custody of a public children services agency or 416
private child placing agency pursuant to an agreement entered 417
into under section 5103.15 of the Revised Code regarding a child 418
who was less than six months of age on the date the agreement 419
was executed if the prospective foster caregiver or foster 420
caregiver successfully completes the following ~~amount of~~ 421
~~training:~~ 422

~~(1) For an initial certificate, at least twelve hours of~~ 423
~~preplacement training through a~~ A ~~preplacement training program~~ 424
~~approved by the department of job and family services under~~ 425
~~section 5103.038 of the Revised Code or~~ preplacement training a 426
program ~~provided under division (B) of section 5103.30 of the~~ 427
Revised Code; 428

~~(2) For renewal of a certificate, at least twenty four~~ 429

~~hours of continuing training in the preceding two year period in~~ 430
~~accordance with the foster caregiver's needs assessment and~~ 431
~~continuing training plan developed and implemented under section~~ 432
~~5103.035 of the Revised Code~~ Continuing training in accordance 433
with the foster caregiver's needs assessment and continuing 434
training plan developed and implemented under section 5103.035 435
of the Revised Code. 436

(B) A foster caregiver to whom either division (B) (1) or 437
(2) of this section applies shall be given an additional amount 438
of time within which to complete the continuing training 439
required under division (A) (2) of this section in accordance 440
with rules adopted by the department of job and family services: 441

(1) The foster caregiver has served in active duty outside 442
this state with a branch of the armed forces of the United 443
States for more than thirty days in the preceding two-year 444
period. 445

(2) The foster caregiver has served in active duty as a 446
member of the Ohio organized militia, as defined in section 447
5923.01 of the Revised Code, for more than thirty days in the 448
preceding two-year period and that active duty relates to either 449
an emergency in or outside of this state or to military duty in 450
or outside of this state. 451

Sec. 5103.035. A public children services agency, private 452
child placing agency, or private noncustodial agency acting as a 453
recommending agency for a foster caregiver shall develop and 454
implement a written needs assessment and continuing training 455
plan for the foster caregiver in accordance with rules adopted 456
under section 5103.0316 of the Revised Code. ~~Each needs~~ 457
~~assessment and continuing training plan shall satisfy all of the~~ 458
~~following requirements:—~~ 459

~~(A) Be effective for the two year period the foster
caregiver's certificate is in effect;~~

~~(B) Be appropriate for the type of foster home the foster
caregiver operates, and include training for the caregiver that
relates to providing independent living services, as defined in
section 2151.81 of the Revised Code, to a child placed as
provided in division (B) (2) of section 2151.353 of the Revised
Code;~~

~~(C) Require the foster caregiver to successfully complete
the training required by the department in rules adopted
pursuant to section 5103.0316 of the Revised Code and any other
courses the agency considers appropriate;~~

~~(D) Include criteria the agency is to use to determine
whether the foster caregiver has successfully completed the
courses;~~

~~(E) Guarantee that the courses the foster caregiver is
required to complete are available to the foster caregiver at
reasonable times and places;~~

~~(F) Specify the number of hours of continuing training, if
any, the foster caregiver may complete by teaching one or more
training classes to other foster caregivers or by providing
mentoring services to other foster caregivers pursuant to
division (B) of section 5103.032 of the Revised Code;~~

~~(G) Specify the number of hours of continuing training, if
any, the agency will waive pursuant to division (C) of section
5103.032 of the Revised Code.~~

Sec. 5103.038. (A) Every other year by a date specified in
rules adopted under section 5103.0316 of the Revised Code, each
private child placing agency and private noncustodial agency

that seeks to operate a preplacement training program or 489
continuing training program under section 5103.034 of the 490
Revised Code shall submit to the department of job and family 491
services a proposal outlining the program. The proposal may be 492
the same as, a modification of, or different from, a model 493
design developed by the department. 494

(B) Not later than thirty days after receiving a proposal 495
under division (A) of this section, the department shall either 496
approve or disapprove the proposed program. The department shall 497
approve a proposed preplacement training program if it complies 498
with ~~section 5103.039 or 5103.0311~~ rules adopted under section 499
5103.0316 of the Revised Code, as appropriate, and, in the case 500
of a proposal submitted by an agency operating a preplacement 501
training program at the time the proposal is submitted, the 502
department is satisfied with the agency's operation of the 503
program. The department shall approve a proposed continuing 504
training program if it complies with rules adopted ~~pursuant to~~ 505
~~division (C) of~~ under section 5103.0316 of the Revised Code and, 506
in the case of a proposal submitted by an agency operating a 507
continuing training program at the time the proposal is 508
submitted, the department is satisfied with the agency's 509
operation of the program. If the department disapproves a 510
proposal, it shall provide the reason for disapproval to the 511
agency that submitted the proposal and advise the agency of how 512
to revise the proposal so that the department can approve it. 513

(C) The department's approval under division (B) of this 514
section of a proposed preplacement training program or 515
continuing training program is valid only for two years 516
following the year the proposal for the program is submitted to 517
the department under division (A) of this section. 518

Sec. 5103.0313. Except as provided in section 5103.303 of 519
the Revised Code, the department of job and family services 520
shall compensate a private child placing agency or private 521
noncustodial agency for the cost of procuring or operating 522
preplacement and continuing training programs approved by the 523
department of job and family services under section 5103.038 of 524
the Revised Code for prospective foster caregivers and foster 525
caregivers who are recommended for initial certification or 526
recertification by the agency. 527

The compensation shall be paid to the agency in the form 528
of an allowance to reimburse the agency for the ~~minimum required~~ 529
~~amount of preplacement and continuing cost of training provided~~ 530
~~or received under section 5103.031 or 5103.032 of the Revised~~ 531
~~Code pursuant to the rules adopted by the department of job and~~ 532
~~family services in accordance with section 5103.0316 of the~~ 533
~~Revised Code.~~ 534

Sec. 5103.0314. The department of job and family services 535
shall not compensate a recommending agency for any training the 536
agency requires a foster caregiver to undergo as a condition of 537
the agency recommending the department certify ~~or recertify~~ the 538
foster caregiver's foster home under section 5103.03 of the 539
Revised Code if the training is in ~~addition to the minimum~~ 540
~~excess of the training required by under section 5103.031 or~~ 541
~~5103.032~~ of the Revised Code. 542

The department of job and family services shall not 543
compensate a recommending agency for any training the agency 544
requires a foster caregiver to undergo as a condition of the 545
agency recommending the department recertify the foster 546
caregiver's foster home under section 5103.03 of the Revised 547
Code if the training is in addition to the minimum training 548

required under section 5103.032 of the Revised Code. 549

Sec. 5103.0316. The department of job and family services 550
shall adopt rules in accordance with Chapter 119. of the Revised 551
Code as necessary for the efficient administration of sections 552
5103.031 to 5103.0316 of the Revised Code. The rules shall 553
provide for all of the following: 554

(A) For the purpose of section 5103.038 of the Revised 555
Code, the date by which a private child placing agency or 556
private noncustodial agency that seeks to operate a preplacement 557
training program or continuing training program under section 558
5103.034 of the Revised Code must submit to the department a 559
proposal outlining the program; 560

(B) Requirements governing the department's compensation 561
of private child placing agencies and private noncustodial 562
agencies under sections 5103.0312 and 5103.0313 of the Revised 563
Code, including the allowance to reimburse the agencies for the 564
cost of providing the training under sections 5103.031, 565
5103.032, and 5103.033 of the Revised Code; 566

(C) Requirements governing the continuing training 567
required by sections 5103.032 and 5103.033 of the Revised Code; 568

(D) The amount of training hours necessary for 569
preplacement training and continuing training for purposes of 570
sections 5103.031, 5103.032, and 5103.033 of the Revised Code; 571

(E) Courses necessary to meet the preplacement and 572
continuing training requirements for foster homes under sections 573
5103.031, 5103.032, and 5103.033 of the Revised Code; 574

(F) Criteria used to create a written needs assessment and 575
continuing training plan for each foster caregiver as required 576
by section 5103.035 of the Revised Code; 577

(G) Any other matter the department considers appropriate. 578

Sec. 5103.31. Training provided under section 5103.30 of 579
the Revised Code shall provide the knowledge, skill, and ability 580
needed to do the jobs that the training is for. The Ohio child 581
welfare training program coordinator shall identify the 582
competencies needed to do the jobs that the training is for so 583
that the training helps the development of those competencies. 584
In addition, the training shall do all of the following: 585

(A) In the case of the training provided under division 586
(A) of section 5103.30 of the Revised Code, comply with the 587
rules adopted under section 3107.015 of the Revised Code; 588

(B) In the case of the preplacement training provided 589
under division (B) of section 5103.30 of the Revised Code, 590
comply with ~~section 5103.039 of the Revised Code and division~~ 591
~~(A) of the rules adopted under section 5103.0311-5103.0316 of~~ 592
the Revised Code; 593

(C) In the case of the continuing training provided under 594
division (C) of section 5103.30 of the Revised Code, comply with 595
rules adopted under ~~division (C) of section 5103.0316 of the~~ 596
Revised Code; 597

(D) In the case of the training provided under divisions 598
(D) and (E) of section 5103.30 of the Revised Code, comply with 599
rules adopted under section 5153.124 of the Revised Code. 600

Section 2. That existing sections 2151.353, 5103.031, 601
5103.032, 5103.033, 5103.035, 5103.038, 5103.0313, 5103.0314, 602
5103.0316, and 5103.31 and sections 5103.039 and 5103.0311 of 603
the Revised Code are hereby repealed. 604