

As Introduced

132nd General Assembly

Regular Session

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H. B. No. 533

Representative Pelanda

Cosponsors: Representatives Kick, Riedel, Seitz, Reineke

A BILL

To amend sections 5103.031 and 5103.032 and to
enact sections 5103.037 and 5103.0310 of the
Revised Code regarding foster caregiver training
and foster home assessor requirements.

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

Section 1. That sections 5103.031 and 5103.032 be amended
and sections 5103.037 and 5103.0310 of the Revised Code be
enacted to read as follows:

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

(A) If the foster home is a family foster home, at least
~~thirty-six~~ twenty-one hours;

(B) If the foster home is a specialized foster home, at 19
least ~~thirty-six~~twenty-one hours. 20

Sec. 5103.032. (A) Except as provided in divisions (C), 21
(D), and (E) of this section and in section 5103.033 of the 22
Revised Code and subject to division (B) of this section, the 23
department of job and family services may not renew a foster 24
home certificate under section 5103.03 of the Revised Code 25
unless the foster caregiver successfully completes the following 26
amount of continuing training in accordance with the foster 27
caregiver's needs assessment and continuing training plan 28
developed and implemented under section 5103.035 of the Revised 29
Code: 30

(1) If the foster home is a family foster home, at least 31
~~forty~~twenty hours in the preceding two-year period; 32

(2) If the foster home is a specialized foster home, at 33
least ~~sixty~~thirty hours in the preceding two-year period. 34

The continuing training required by this section shall 35
comply with rules the department adopts pursuant to section 36
5103.0316 of the Revised Code. 37

(B) A foster caregiver may fulfill up to twenty per cent 38
of the required amount of continuing training described in 39
division (A) of this section by teaching one or more training 40
classes for other foster caregivers or by providing mentorship 41
services to other foster caregivers. The department of job and 42
family services shall adopt rules in accordance with Chapter 43
119. of the Revised Code as necessary for the qualification of 44
foster caregivers to provide training or mentorship services to 45
other foster caregivers. 46

(C) At the beginning of a foster caregiver's two-year 47

certification period, a public children services agency, private 48
child placing agency, or private noncustodial agency acting as a 49
recommending agency for a foster caregiver holding a certificate 50
issued under section 5103.03 of the Revised Code for a family 51
foster home or specialized foster home may waive up to eight 52
hours of continuing training the foster caregiver is otherwise 53
required by division (A) of this section to complete in that 54
two-year certification period if all of the following apply: 55

(1) The foster caregiver has held a certificate issued 56
under section 5103.03 of the Revised Code for a family foster 57
home or specialized foster home for at least two years; 58

(2) The foster caregiver has provided foster care for at 59
least ninety days of the twelve months preceding the date the 60
agency issues the waiver; 61

(3) The foster caregiver has not violated any requirements 62
governing certification of foster homes during the twelve months 63
preceding the date the agency issues the waiver; 64

(4) The foster caregiver has complied in full with the 65
needs assessment and continuing training plan developed for the 66
foster caregiver under section 5103.035 of the Revised Code for 67
the preceding certification period. 68

(D) Each recommending agency shall establish and implement 69
a policy regarding good cause for a foster caregiver's failure 70
to complete the continuing training in accordance with division 71
(A) of this section. If the foster caregiver complies with the 72
policy, as determined by the agency, the department may renew 73
the foster caregiver's foster home certificate. The agency shall 74
submit the policy to the department and provide a copy to each 75
foster home the agency recommends for certification or renewal. 76

The policy shall include the following:	77
(1) What constitutes good cause, including documented illness, critical emergencies, and lack of accessible training programs;	78 79 80
(2) Procedures for developing a scheduled corrective action plan that provides for prompt completion of the continuing training;	81 82 83
(3) Procedures for recommending revocation of the foster home certificate if the foster caregiver fails to comply with the corrective action plan.	84 85 86
(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 in accordance with rules adopted by the department of job and family services if either of the following applies:	87 88 89 90 91
(1) The foster caregiver has served in active duty outside this state with a branch of the armed forces of the United States for more than thirty days in the preceding two-year period.	92 93 94 95
(2) The foster caregiver has served in active duty as a member of the Ohio organized militia, as defined in section 5923.01 of the Revised Code, for more than thirty days in the preceding two-year period and that active duty relates to either an emergency in or outside of this state or to military duty in or outside of this state.	96 97 98 99 100 101
<u>Sec. 5103.037. Preplacement training required under section 5103.031 of the Revised Code may be provided online.</u>	102 103
<u>Sec. 5103.0310. (A) A county sheriff or a designee who is</u>	104

employed in the county sheriff's office may conduct a home study 105
of a family foster home or treatment foster home if: 106

(1) The study is conducted at the request of a public 107
children services agency, private child placing agency, or 108
private noncustodial agency to which the duty to inspect and 109
approve such a home has been delegated under section 5103.03 of 110
the Revised Code; and 111

(2) The sheriff or designee has completed training in 112
accordance with rules adopted under division (B) of this 113
section. 114

(B) The director of job and family services shall adopt 115
rules in accordance with Chapter 119. of the Revised Code 116
governing the training necessary for a sheriff or designee to 117
conduct a home study under this section. 118

Section 2. That existing sections 5103.031 and 5103.032 of 119
the Revised Code are hereby repealed. 120