

PFOF Advisory Committee Meeting
August 8, 2013
Examples of Substantive Rule Change Recommendations

SACWIS / Administrative Rule Review Team

OAC 5101:2-33-23 Case Records for Children Services. Now mandates that PCSAs put all information into the SACWIS system. What can't be put in there as yet can still be maintained hard copy.

OAC 5101:2-33-56 Education and In-Service Training Requirements for PCSA Supervisors – requests a legislative change that supervisors be required to hold a bachelors degree to bring rule in line with requirements for caseworkers.

OAC 5101:2-33-22 Access/confidentiality of child welfare information contained in the uniform statewide automated child welfare information system (SACWIS) – Rescinded and requirements placed in to rules 5101:2-33-21 and 5101:2-33-70

OAC 5101:2-33-70 Access and use of the Statewide automated child welfare information system (SACWIS). Now incorporates parts of old rule 5101:2-33-22. Also prohibits direct access to SACWIS by researchers and excludes access to SACWIS in the definition of "disseminate all information" used throughout the OAC.

OAC 5101:2-42-60 Placement Services for Infants of Incarcerated Mothers – adds the requirement that PCSAs complete any requested homestudies prior to the expected due date of the birth of the child as "expeditiously as possible."

OAC 5101:2-48-20 Release of Identifying and Nonidentifying Information – removes the word "birth" from the term "birth parent" as the term is now viewed as pejorative.

Case Planning and Reviews Rule Review Team

The recommended changes to the case plan and review rules were not substantive

OAC 5101:2-38-01 Requirements for PCSA Case Plan for In-Home Supportive Services Without Court Order

OAC 5101:2-38-02 Protective Supervision by PCSAs

OAC 5101:2-38-05 PCSA Case Plan for Children in Custody or Under Protective Supervision

OAC 5101:2-38-08 Child's education and health information

OAC 5101:2-38-09 PCSA requirements for completing the case review

OAC 5101:2-38-10 Requirements for a semiannual administrative review

OAC 5101:2-38-20 Public Children Services Agencies Requirements for Child Abuse and Neglect Reports Receiving On-Going Services in Alternative Response

OAC 5101:2-39-03 Removal of a Child from Substitute Care Placement

OAC 5101:2-39-10 PCPA Case Plan for Children in Custody or Under Court-Ordered Protective Supervision

OAC 5101:2-39-11 Required Contents of a Private PCPA Case Plan Document

OAC 5101:2-39-30 Protective Supervision by PCPAs

OAC 5101:2-42-68 Necessity for continued substitute care placement: court reviews and hearing requirements

Resource Home Certification and Approval Rule Review Team

A substantive change was recommending the move of the Chapter 5 rules that address foster care only to Chapter 7. This recommendation will result in combining several rules and eliminating duplication.

Chapter 5

OAC 5101:2-5-02 Application for an Agency to Perform Specific Functions: Amended Applications.

Substantive change recommended was to paragraph (H) (6) to eliminate the 60 day time frame to submit the JFS 01290 notifying ODJFS of the agency's wish to make a change in the children's residential center or group home. It also includes the addition of the need for supporting documentation to be submitted with the JFS 01290. Links were created to allow ease of access to forms and referencing other rules.

OAC 5101:2-5-04 Recertification of an Agency to Perform Specific Functions. No substantive changes were made to the rule itself, however, legislative changes were recommended that included changes needed to change requirement for GAGAS audit to a GAS audit, and either extend the certification period to 4 years or, once certified, continue until withdrawn, revoked, sold, transferred, etc. In regard to the extension of the certification, it was suggested that a committee be formed to look at the options and determine which is best for Ohio. The team also recommended updates to the JFS 01290 for electronic submission.

OAC 5101:2-5-05 Agency Appeal of Findings of Noncompliance. Recommendations to this rule included extending the time frame for submission of the appeal from 5 working days to 10 business days. Clarification was given as to requirements for a meeting to be arranged between the licensing supervisor and the appellant if requested. In addition to the written decision, it was recommended that an explanation be provided within ten business days after the review of the appeal.

Paragraph (B) was added specifying that retaliation by ODJFS employees against persons making appeals regarding findings of non-compliance is prohibited.

OAC 5101:2-5-06 Corrective Action Plans. In paragraph (A), the timeframe for the submission of the corrective action plan was extended from within 10 working days to within 15 working days of the exit interview or of the receipt of an appeal decision unless an extension has been requested and approved by the supervisor.

The following is a substantive change that was added to paragraph (D): "Upon receipt of a corrective action plan, ODJFS shall, within 10 business days of receipt, review the corrective action plan and notify the agency of the approval or disapproval of the plan".

OAC 5101:2-5-07 Denial or Revocation of an Agency's Certificate or Certification to Perform Specific Functions; Temporary Certificates. Substantive changes were made to paragraph (F). In regard to the issuance of a temporary certificate, it was added that this would be issued at the recommendation of

the Licensing Review Committee. Further clarification requiring supporting documentation was added to paragraph (F) (1). Paragraph (F) (3) provided additional information as to verification of compliance with minimum requirements.

OAC 5101:2-5-08 PCPA and PNA Governance and Administration. This rule pertains to the requirement of oversight of PCPAs and PNAs through a governing board and administrative functions. The team has recommended that this requirement be applied only to “not for profit” PCPAs and PNAs. This change was made to Paragraph (A).

OAC 5101:2-5-09 Personnel and Prohibited Convictions for Employment. Paragraph (C) (1) was changed to reflect the date of October 2, 2008 as the date after which all administrator hirings require at least a bachelor’s degree from a college or accredited university. In cases where a prospective employee has been convicted of or plead guilty to an offense listed in paragraph (I) of this rule, a condition of hire that the victim of the offense was not a person sixty years of age or older was moved from paragraph (H) (3) (f) and combined with (H) (3) (a) for the purpose of clarity and brevity. Paragraph (H) (3) (c) was removed.

OAC 5101:2-5-09.1 Criminal Records Check Required for Certain Prospective Employees and Certified Foster Caregivers. The recommendation for this rule was to rearrange the components and group for foster caregivers and employees as the current rule appears too disjointed. Recommendation was also made to create a legislative change to ORC 109.572 (C) (2) reflecting technical changes to reflect web check. Most changes made in this rule were to update the rule to include references to web check and delete obsolete practices.

OAC 5101:2-5-15 Volunteers and College Interns. Paragraphs (D) and (E) were reordered for clarification. Some language in paragraph (D) was changed for clarification.

OAC 5101:2-5-16 Consideration to be Given to Child's Religion, Beliefs and Practices. The title of this rule was changed to include “beliefs and Practices”. In Paragraph (B) reference to dietary restrictions were added to the religious beliefs for clarification. No other substantive changes were made.

OAC 5101:2-5-17 Discharge Summary. Substantive changes to this rule addressed repetitive discharges for respite services. Paragraph (D) was added to address this issue requiring discharge summaries to be prepared on a 6 month intervals or at the conclusion of the service, whichever is soonest in cases of planned respite care.

OAC 5101:2-5-18 Waivers and Variances. In paragraph (B), the term “once” was removed. Language was also removed from paragraph (F) for the purpose of clarification and to eliminate unnecessary wording.

OAC 5101:2-5-20 Initial Application and Agency Assessment for Child Placement in Foster Care. OAC 5101:2-5-20 and 5101:2-5-21 was combined into this rule to eliminate duplication. It was also recommended that this rule be moved from Chapter 5 to Chapter 7. Language changes were made to eliminate duplication, combining information from both rules; for clarification, and for grammar.

OAC 5101:2-5-22 Recommendations for Initial Foster Home Certification. Language changes were made for clarification. References to the JFS 01673 “Assessment for Child Placement” were removed from the rule.

OAC 5101:2-5-23 Form and Duration of a Foster Home Certificate Recommendation was to delete this rule.

OAC 5101:2-5-24 Foster Home Recertification Procedure. It was recommended that this rule be moved to Chapter 7. In paragraph (G) time frames were removed regarding relocation of a foster home. Paragraph (J) was added, requiring the JFS 01681 "Applicant Financial Statement" if any substantial changes to the foster parent(s) financial situation occurred.

OAC 5101:2-5-25 Changing the Certification of a Foster Caregiver from One Type of Foster Home to Another. It was recommended that this rule be moved to Chapter 7 to keep it consistent with the other licensing rules. Other changes to this rule included dividing paragraph (D) up into sections for clarification.

OAC 5101:2-5-26 Revocation, Denial of Initial Certification or Denial of Recertification of a Foster Home Certificate. It was recommended that this rule be moved to Chapter 7 to keep it consistent with the other licensing rules. Also, in paragraph (B), the recommendation to send the notification of denial of initial certification, recertification or revocation certified was made.

OAC 5101:2-5-27 Termination of a Foster Home Certificate. The recommendation for this rule is to move it to chapter 7 to keep it consistent with the other licensing rules. Paragraph (B) was changed to include the use of the JFS 01317 "Recommendation for Certification/Recertification of a Foster Home" and to add the JFS 01318 "SACWIS Private Agency Provider Data". No other substantive changes were made.

OAC 5101:2-5-28 Cause for Denial of Initial Certification, Denial of Recertification, or Revocation of a Foster Home Certificate. It was recommended that this rule be moved to chapter 7 to keep it consistent with the other licensing rules. It was also recommended that the rules be renumbered so that this rule follows rule 5101:2-5-26. Language was added to paragraph (E)(1) to say "At a minimum, an investigation begins with the implementation of (B) of this rule or documenting the contact of the agency, any third party or law enforcement agency investigating the allegations to determine if the recommending agency can proceed with the rule noncompliance investigation". No other substantive changes were made.

OAC 5101:2-5-29 Foster Home Records. It was recommended this rule be moved to Chapter 7 to keep it consistent with the other licensing rules. Paragraph (C) (4) was changed to include "reason" in the documentation of child placement discharges from the foster home. No other substantive changes were made.

OAC 5101:2-5-30 Change in Household Occupancy; Change in Marital Status; Change of Address. Recommendation was made to combine this rule with rule 5101:2-7-14 and house them in chapter 7.

Original paragraph (A) (2) was deleted to eliminate duplication. Information is covered in paragraph (A) (1). The time frame in paragraph (B) (2) regarding training was extended from 120 to 180 days. Other minor language changes were made for clarification.

OAC 5101:2-5-31 Sharing or Transfer of a Foster Home. A new paragraph (A) was added to this rule to require only official homestudy documents to be considered by PCSAs, or PCPAs. No copies of record from a foster caregiver can be accepted.

Language in several paragraphs was bulleted and condensed for clarification purposes. The information in the rule was reordered for clarification. It was also recommended that this rule be moved to Chapter 7 to make it consistent with the other foster home licensing rules.

OAC 5101:2-5-32 Occupancy Limitations and Accessibility. Recommended changes to Ohio Revised Code regarding (C) (2) to count relative or adoptive placement as the same as children related by blood or marriage when considering maximum number of foster children placed in home. This rule is recommended to move to chapter 7 to maintain consistency with other foster home rules. It was also recommended that the definition of “sibling group” be added and to include current, future and previous legal/biological connections.

OAC 5101:2-5-33 Foster Caregiver Preplacement and Continuing Training. Language changes were made to this rule for the purposes of brevity, updating, grammar, and clarification. In paragraph (C)(3)(i), the required hours of training on cultural issues was increased to three hours from two hours. Paragraph (C)(5) was changed to include “individual development plan” in the required minimum training. Paragraph (F)(3) added the clarification that training completed outside a classroom without a trainer present can be used for no “more than six hours of” preplacement training. Other paragraphs were moved or combined for clarification and brevity.

OAC 5101:2-5-35 Children’s Rights. Some language in paragraphs was moved for brevity and clarification. Paragraph (A)(11) was changed to say “The right to confer and meet with their guardian ad litem and attorney”.

OAC 5101:2-5-36 Additional Requirements for an Agency that Acts as a Representative of ODJFS in Recommending Treatment Foster Homes for Certification

Recommendation was made to move this rule to Chapter 7 for consistency in foster care rules. Language changes were made for clarification and brevity purposes. Paragraph (N)(2)(a) was changed to include “marriage and family therapist” in the list of approved licensed professionals.

OAC 5101:2-5-37 Additional Requirements for an Agency that Acts as a Representative of ODJFS in Recommending Foster Caregiver for Medically Fragile Children for Certification. It was recommended that this rule be moved to Chapter 7 to keep it consistent with the other foster care rules. Language was changed or added for the purpose of clarity, grammar, and updating.

OAC 5101:2-5-38 Payment of Foster Caregiver Training Stipends; Reimbursement of Training Allowances to Recommending Agencies. It was recommended that this rule be moved to Chapter 7 to keep it consistent with the other foster care rules. provides guidance to agencies regarding stipend payments to foster caregivers and the reimbursement of the stipends to the agency. Paragraph (B) was amended to clarify when the stipend payment to the foster caregiver was required to be made. The paragraph was also amended to clarify the agency responsible for making the stipend payment to the caregiver. Paragraph (C) was amended to clarify the amount of the lump sum stipend payment to be made when a caregiver becomes certified. Paragraph (D) was amended to require the agency that records a training allowance is also the agency responsible for making the stipend payment to the caregiver. Paragraph (K)

was added to clarify that if an agency fails to pay a stipend to a foster caregiver within the required timeframes of this rule it will result in the forfeiture of any stipend reimbursement or allowance payment owed to the agency. Other nonsubstantive changes were made for clarity.

OAC 5101:2-5-40 Preplacement and Continuing Training Programs. Recommendation was made to move this rule to Chapter 7 to keep it consistent with the other foster care rules. All references throughout the rule to “administrative director” were changed to “administrator or designee”.

The term “learning activities” was added to paragraph (G) (4) and (G)(5) for clarifying description whenever there was reference to courses and course offerings. Paragraphs were combined and language was shortened for brevity and clarification purposes.

OAC 5101:2-7-12 Site and Safety Requirements for a Foster Home. It was recommended that the safety audit form be updated to include “All prescription drugs in a foster home shall be stored in a locked cabinet or storage area”.

Paragraph (F) (4) was added to read: “If a foster caregiver has a carry a concealed weapon permit, documentation must be provided to the recommending agency. The foster caregiver must either have the weapon on their person (or “in their control and possession” whichever is more appropriate) or stored according to this rule and compliant with all carry conceal weapon laws.”

Paragraph (Q) was changed to include gas and oil heaters in the list of prohibited heaters.

Paragraph (W) was added in regard to prescription drug storage to read: “All prescription drugs in a foster home shall be stored in a locked cabinet or storage area except that an inhaler or medication may be available to a person with a special health condition, who may need these for an emergency.”

Program Eligibility and Reimbursement Rule Review Team

OAC 5101:2-47-05 Title XIX Medicaid coverage for Title IV-E foster care maintenance (FCM) recipients in accordance with the Consolidated Omnibus Budget Reconciliation Act (COBRA) outlines the foster care maintenance (FCM) eligibility requirements for COBRA. The rule has been rescinded and filed as new to clearly explain the requirements.

OAC 5101:2-47-09 Case record requirements for foster care maintenance (FCM) set forth the case record responsibilities for FCM. Minor changes were made to provide clarity. Language was added to require initial court orders placing a child in detention to be in the FCM case record file. The FCM case record may be integrated into the child's case record once the child is no longer in the care and placement of the title IV-E agency.

OAC 5101:2-47-12 Foster care maintenance: Initial determination of program eligibility and reimbursability outlines the requirements for determining FCM eligibility and reimbursement. Language was added to inform Title IV-E agencies that initial eligibility can be corrected, if it was done in error. Agencies can continue FCM to age nineteen if they have documentation from educational

providers that FCM eligible children are reasonably expected to graduate by age nineteen. Language was also added when a child is no longer reimbursable.

OAC 5101:2-47-13 Foster care maintenance program eligibility: Legal responsibility requirements sets forth the legal responsibility requirements for FCM. Changes were made to include the initial court order that removes a child and places the child in detention.

OAC 5101:2-47-14 Foster care maintenance program eligibility: ADC-relatedness outlines the aid to dependent children (ADC) program requirements for foster care maintenance. Language was added to clearly define the eligibility month based on the way a child enters care, references to specified relative instead of home of removal.

OAC 5101:2-47-14.1 Title IV-E eligibility under the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 outlines that the ADC relatedness requirements for FCM eligibility are based on the ADC relatedness eligibility requirements that were in effect on July 16, 1996, these rules are contained in appendix A of this rule. References to the JFS 01452 "Title IV-E Foster Care Maintenance Determination" were removed because all FCM eligibility determinations are made in the statewide automated child welfare information system (SACWIS).

OAC 5101:2-47-20 Foster care maintenance program reimbursability: Supplemental reimbursement for the cost of care for the child of a Title IV-E recipient parent outlines the process to receive reimbursement for a child of a minor parent that is not in the custody of a Title IV-E agency. Paragraphs (F) and (G) were removed to delete duplication of rules since these requirements are in the Family, Children and Adult Services Manual, Social Services section.

+

OAC 5101:2-47-22 Reasonable efforts requirements for foster care maintenance outlines the federal requirements regarding reasonable efforts for foster care maintenance eligibility. The rule has been rescinded and filed as new to clearly explain the requirements. It was reorganized to provide clarity and eliminate duplication.

OAC 5101:2-47-23 Beginning date of reimbursability for foster care maintenance outlines the requirements to begin reimbursement for FCM. The rule has been rescinded and filed as new to clearly explain the requirements. It was reorganized to provide clarity and eliminate duplication.

Protective Services Rule Review Teams

Chapter 36

OAC 5101:2-36-01 Intake and screening procedures for child abuse, neglect, dependency and family in need of services reports; and information and/or referral intakes outlines the PCSA response to gathering information from a referent. This rule includes the PCSA responsibilities in recording referral information, categorizing referral information, completing a screening decision with referral information in the statewide automated child welfare information system (SACWIS), and assigning a report to a pathway. Screening requirements that were previously addressed in other rules have been collapsed into this rule for ease of use by PCSA staff and to provide clarity for the reader. The involvement of out-of-state Children Services Agency (CSA) has been addressed. The criteria for traditional pathway assignment have been revised to synchronize with the Ohio Revised Code.

OAC 5101:2-36-03 PCSA requirements for intra-familial child abuse and/or neglect assessment/investigations outlines the PCSA requirements for responding to accepted reports of intra-familial child abuse and neglect. Criteria in determining when to conduct an intra-familial assessment/investigation have been revised. Revisions have been made regarding interviewing children absent parental consent and the criteria for notifying a parent have been clarified. Time frames for completion of the assessment/investigation, the assessment tools, and disposition have been extended to forty-five (45) days. Criteria establishing the lead agency and have been revised. Requirements addressing the completion of the safety assessment have been condensed and streamlined.

OAC 5101:2-36-04 PCSA requirements for conducting a specialized assessment/investigation sets forth the PCSA requirements for conducting a specialized assessment/investigation of abuse or neglect. Qualifying criteria for a specialized assessment/investigation of abuse and neglect have been clarified and incorporated into this rule. Revisions have been made regarding interviewing children absent parental consent and the criteria for notifying a parent have been clarified. Time frames for completion of the assessment/investigation, the assessment tools, and disposition have been extended to forty-five (45) days. Criteria establishing the lead agency have been revised. The activities required completing a specialized assessment/investigation have been revised. Notification requirements to out-of-home administrators and licensing authorities have been clarified. Rule references have been corrected within this rule.

OAC 5101:2-36-05 PCSA requirements for conducting stranger danger investigations sets forth the PCSA requirements for conducting a stranger danger investigation. Qualifying criteria for a stranger danger investigation of abuse have been clarified and incorporated into this rule. Revisions have been made regarding interviewing children absent parental consent and the criteria for notifying a parent have been clarified. Time frames for completion of the assessment/investigation, the assessment tools, and disposition have been extended to forty-five (45) days. Criteria establishing the lead agency have been revised. Requirements addressing the completion of the safety assessment have been condensed and streamlined.

OAC 5101:2-36-06 PCSA requirements for a deserted child assessment/investigation sets forth the PCSA requirements for conducting a deserted child assessment/investigation. The sequencing of several paragraphs has been altered. Time frames for completion of the assessment/investigation have been extended to forty-five (45) days.

OAC 5101:2-36-07 PCSA requirement for conducting an assessment/investigation of the alleged withholding of medically indicated treatment from a disabled infant with life-threatening conditions sets forth the PCSA requirements for conducting an assessment/investigation regarding the medical neglect of a disabled infant with life-threatening conditions. Time frames for completion of the assessment/investigation and report disposition have been extended to forty-five (45) days.

OAC 5101:2-36-08 PCSA requirements for involving a third party in the assessment/investigation of a child abuse or neglect report addresses when a PCSA shall involve a third party in the assessment/investigation of child abuse or neglect. Criteria identifying conflicts of interest have been clarified and incorporated into this rule. Additional procedures have been clarified regarding who may

serve as a third party, third party involvement, third party notifications, and leading assessment/investigations.

OAC 5101:2-36-09 Requirements for dependent child assessments sets forth the PCSA requirements for conducting a dependent child assessment. Revisions have been made regarding interviewing children absent parental consent and the criteria for notifying a parent have been clarified. Time frames for completion of the assessment and the assessment tools have been extended to forty-five (45) days. Criteria establishing the lead agency have been revised. Requirements addressing the completion of the safety assessment have been condensed and streamlined.

OAC 5101:2-36-10 PCSA requirements for responding to family in need of services reports sets forth the PCSA requirements for responding to family in need of services reports. Ohio Administrative Code chapter references have been updated.

OAC 5101:2-36-11 Justification to extend time frames for completion or waive completion of assessment/investigation activities outlines the process to extend the timeframe to complete assessment/investigation activities and outlines which assessment/investigation activities may be waived. The title has been revised to clarify the purpose of the rule. This rule has been amended to incorporate allowable extensions of assessment/investigative activities specific to Alternative Response and Traditional Response pathways. Criteria have been established addressing waiving a signature on a safety plan. Criteria have been established regarding waiving certain assessment/investigative activities if the report has been previously assessed or investigated.

OAC 5101:2-36-12 PCSA requirement for cross-referring reports of child abuse and/or neglect outlines the requirements of the PCSA to refer reports of child abuse and/or neglect to entities with a need for such information to carry out their respective duties. Grammatical changes, restructuring the order of paragraphs, and revisions to requirements for consistent understanding have occurred throughout the rule. The notification requirements of the superintendent of public instruction have been removed.

OAC 5101:2-36-13 Intrastate and interstate referral procedures for children's protective services addresses when a PCSA shall make intrastate and interstate referrals and the procedures the PCSA is to follow. Intrastate referral requirements have been revised to address information to be shared and recorded in SACWIS. Criteria have been established addressing intrastate referral post initiation as well as post determination that protective services are necessary for a family. The required assessment tools for an intrastate referral have been revised to include Alternative Response Family Assessment. Requirements addressing interstate referrals from a PCSA to a CSA are clarified.

OAC 5101:2-36-14 Protective service alert addresses when a PCSA shall issue a protective service alert (PSA). This rule has been amended to clarify criteria for a PCSA to issue a PSA. The expiration and extension of a PSA have been clarified. Language and requirements have been revised to incorporate SACWIS information.

OAC 5101:2-36-20 Public children services agencies assessment requirements for child abuse and neglect reports in alternative response outlines the PCSA requirements for responding to accepted reports of intra-familial child abuse and neglect in the alternative response pathway. Revisions have been made regarding interviewing children absent parental consent and the criteria for notifying a parent have been clarified. Criteria establishing the lead agency have been revised. Requirements addressing the completion of the safety assessment have been condensed and streamlined. Notification requirements at the completion of the assessment have been revised.

Chapter 37

OAC 5101:2-37-01 PCSA requirements for completing the safety assessment sets forth the PCSA requirements in assessing the safety of children when responding to abuse, neglect, and dependency reports. Alternative response terminology has been incorporated throughout the rule. Requirements addressing the completion of the safety assessment have been streamlined. Revisions have been made regarding assessing the safety of children absent parental consent and the criteria for notifying the parent have been included. Time frames to record the JFS 01401 in SACWIS have been developed. Requirements addressing the completion of the JFS 01401 for multiple reports have been included for clarity.

OAC 5101:2-37-02 PCSA requirements for completing the safety plan sets forth the PCSA requirements in developing a safety plan for a child determined to be in immediate danger of serious harm. The requirements to implement a safety plan have been clarified. The requirements regarding obtaining signatures and monitoring a safety plan have been revised for clarity. Requirements addressing verbal authorizations, extension to obtain a signature, and waiving a signature have been included. Notification time frame requirement regarding the termination of a safety plan has been revised. Monitoring requirements have been clarified.

OAC 5101:2-37-03 PCSA requirements for completing the family assessment sets forth the PCSA requirements in assessing safety and risk of families when responding to intra-familial abuse, neglect, and dependency reports. Alternative response terminology and tools have been incorporated throughout the rule. Requirements addressing the completion of an assessment for families receiving ongoing protective services have been added. Requirements to complete assessments involving shared parenting have been included. The time frame requirement to complete the assessment has been revised to forty-five (45) days.

OAC 5101:2-37-04 PCSA requirements for completing the reunification assessment sets forth the PCSA requirements in reassessing safety and risk of children who were determined to be in immediate danger of serious harm. Requirements were revised to clarify when a reunification assessment is required to be completed. The criteria that require the completion of a reunification assessment have been revised and listed. The time frame for completion of a reunification prior to a court hearing has been extended to sixty (60) days.

Chapter 39

OAC rule 5101:2-39-01 entitled Removal of a child from his or her own home sets forth requirements of the PCSA and PCPA upon determination that a child cannot be safely maintained in his or her own home. Grammatical changes, restructuring the order of paragraphs, and revisions to requirements for consistent understanding have occurred throughout the rule. Requirements and references to removing a child of Indian heritage or tribal eligibility have been revised and clarified.

ICPC ICAMA

OAC 5101:2-52-08 Interstate placement requirements for Ohio parents or legal guardians when placing their child into another state or territory has been revised to be entitled "Interstate placement requirements for Ohio parents, legal guardians, or private entities when placing a child into another state or territory for adoption." The rule outlines the procedures for private adoption placements across state lines. Significant changes were made to the rule for the five year review and also to bring it in

compliance with the new Regulation 12 of the Association of Administrators of the Interstate Compact on the Placement of Children (AAICPC) which was effective 10/1/2012.

Substitute Care

OAC 5101: 2-42-19 Recommended agencies provide information regarding how to obtain a driver's license to a youth prior to emancipation There were no substantive changes to this rule.

OAC 5101: 2-42-65 Children placed in treatment or medically fragile foster homes--recommended that one of the face to face visits that is required to occur with the child and caregiver twice monthly could occur outside of the treatment or medically fragile home

OAC 5101: 2-42-66.1 Rewrote entire rule in order to clarify but no major changes to content.

OAC 5101: 2-42-67 Recommended life-books begin to be prepared for a child no later than six months after the child entered care.

OAC 5101: 2-48-16 Recommended changing time frame for completion of preadoptive staffing and updates from 30 days to at least 14 days. Also aligned requirements needing to be addressed at home visits with children in permanent custody with what is required in 5101: 2-42-65 and 5101: 2-42-67.

OAC 5101: 2-48-23 Recommended requiring an adoptive child case record to contain all papers and records pertaining to the adoption including a file stamped copy of the JFS 1699 and a redacted copy of the JFS 1699 pursuant to ORC 3107.12

APS

OAC 5101:2-20-01 Adult protective services definitions. Four definitions were added to the rule. The first definition "Peace Officer" was added in paragraph (P) to coincide with the definition in ORC 5101.60. The three remaining definitions are new and were added for clarification. Those definitions include: "Referral" in paragraph (T), "Report" in paragraph (U) and "Screening" in paragraph (V).

OAC 5101:2-20-03 Adult protective services designated agency provisions. Changes were made in paragraph (B) to amend the OAC citations. Rule 5101:2-20-05, APS Automated Reporting System was previously rescinded from the Family, Children, and Adult Services Manual and moved to the

Administrative Procedure Manual

OAC 5101:2-20-04 Adult protective services case records. Changes were made to paragraph (A) for grammatical and technical changes. Paragraph (B), sections one through ten were changed for language clarification.