

**As Introduced**

**133rd General Assembly**

**Regular Session**

**2019-2020**

**H. B. No. 8**

**Representatives Manchester, Galonski**

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

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**A BILL**

To amend sections 2151.353, 5103.031, 5103.032, 1  
5103.033, 5103.035, 5103.038, 5103.0313, 2  
5103.0314, 5103.0316, and 5103.31 and to repeal 3  
sections 5103.039 and 5103.0311 of the Revised 4  
Code regarding foster caregiver training. 5

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

**Section 1.** That sections 2151.353, 5103.031, 5103.032, 6  
5103.033, 5103.035, 5103.038, 5103.0313, 5103.0314, 5103.0316, 7  
and 5103.31 of the Revised Code be amended to read as follows: 8

**Sec. 2151.353.** (A) If a child is adjudicated an abused, 9  
neglected, or dependent child, the court may make any of the 10  
following orders of disposition: 11

(1) Place the child in protective supervision; 12

(2) Commit the child to the temporary custody of any of 13  
the following: 14

(a) A public children services agency; 15

(b) A private child placing agency; 16

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

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

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

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  
preplacement training may be provided online. 330  
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**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 least sixty hours in the preceding two year period.~~ 344  
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~~The continuing training required by this section shall comply with rules the department adopts pursuant to section 5103.0316 of the Revised Code.~~ 346  
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~~(B) A foster caregiver may fulfill up to twenty per cent of the required amount of continuing training described in division (A) of this section by teaching one or more training classes for other foster caregivers or by providing mentorship services to other foster caregivers. The department of job and family services shall adopt rules in accordance with Chapter 119. of the Revised Code as necessary for the qualification of foster caregivers to provide training or mentorship services to other foster caregivers.~~ 349  
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~~(C) At the beginning of a foster caregiver's two year certification period, a public children services agency, private child placing agency, or private noncustodial agency acting as a recommending agency for a foster caregiver holding a certificate issued under section 5103.03 of the Revised Code for a family foster home or specialized foster home may waive up to eight hours of continuing training the foster caregiver is otherwise required by division (A) of this section to complete in that two year certification period if all of the following apply:~~ 358  
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~~(1) The foster caregiver has held a certificate issued under section 5103.03 of the Revised Code for a family foster home or specialized foster home for at least two years;~~ 367  
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~~(2) The foster caregiver has provided foster care for at least ninety days of the twelve months preceding the date the~~ 370  
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~~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;~~ 460  
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~~(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;~~ 462  
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~~(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;~~ 468  
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~~(D) Include criteria the agency is to use to determine whether the foster caregiver has successfully completed the courses;~~ 472  
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~~(E) Guarantee that the courses the foster caregiver is required to complete are available to the foster caregiver at reasonable times and places;~~ 475  
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~~(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;~~ 478  
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~~(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.~~ 483  
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**Sec. 5103.038.** (A) Every other year by a date specified in 486  
rules adopted under section 5103.0316 of the Revised Code, each 487  
private child placing agency and private noncustodial agency 488

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