

**As Reported by the House Health Committee**

**133rd General Assembly**

**Regular Session**

**2019-2020**

**Am. 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, 5103.0317, and 5103.31 and 3  
to repeal sections 5103.039 and 5103.0311 of the 4  
Revised Code regarding foster caregiver 5  
training. 6

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

**Section 1.** That sections 2151.353, 5103.031, 5103.032, 7  
5103.033, 5103.035, 5103.038, 5103.0313, 5103.0314, 5103.0316, 8  
5103.0317, and 5103.31 of the Revised Code be amended to read as 9  
follows: 10

**Sec. 2151.353.** (A) If a child is adjudicated an abused, 11  
neglected, or dependent child, the court may make any of the 12  
following orders of disposition: 13

(1) Place the child in protective supervision; 14

(2) Commit the child to the temporary custody of any of 15  
the following: 16

(a) A public children services agency;	17
(b) A private child placing agency;	18
(c) Either parent;	19
(d) A relative residing within or outside the state;	20
(e) A probation officer for placement in a certified foster home;	21 22
(f) Any other person approved by the court.	23
(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:	24 25 26 27 28 29 30 31 32 33
(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;	34 35 36
(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	37 38 39 40 41 42 43 44

the curriculum of any high school, successful completion of an 45  
individualized education program developed for the student by 46  
any high school, or an age and schooling certificate. 47  
Responsibility beyond the age of majority shall terminate when 48  
the child ceases to continuously pursue such an education, 49  
completes such an education, or is excused from such an 50  
education under standards adopted by the state board of 51  
education, whichever occurs first. 52

(c) That the parents of the child have residual parental 53  
rights, privileges, and responsibilities, including, but not 54  
limited to, the privilege of reasonable visitation, consent to 55  
adoption, the privilege to determine the child's religious 56  
affiliation, and the responsibility for support; 57

(d) That the person understands that the person must be 58  
present in court for the dispositional hearing in order to 59  
affirm the person's intention to become legal custodian, to 60  
affirm that the person understands the effect of the 61  
custodianship before the court, and to answer any questions that 62  
the court or any parties to the case may have. 63

(4) Commit the child to the permanent custody of a public 64  
children services agency or private child placing agency, if the 65  
court determines in accordance with division (E) of section 66  
2151.414 of the Revised Code that the child cannot be placed 67  
with one of the child's parents within a reasonable time or 68  
should not be placed with either parent and determines in 69  
accordance with division (D) (1) of section 2151.414 of the 70  
Revised Code that the permanent commitment is in the best 71  
interest of the child. If the court grants permanent custody 72  
under this division, the court, upon the request of any party, 73  
shall file a written opinion setting forth its findings of fact 74

and conclusions of law in relation to the proceeding. 75

(5) Place the child in a planned permanent living 76  
arrangement with a public children services agency or private 77  
child placing agency, if a public children services agency or 78  
private child placing agency requests the court to place the 79  
child in a planned permanent living arrangement and if the court 80  
finds, by clear and convincing evidence, that a planned 81  
permanent living arrangement is in the best interest of the 82  
child, that the child is sixteen years of age or older, and that 83  
one of the following exists: 84

(a) The child, because of physical, mental, or 85  
psychological problems or needs, is unable to function in a 86  
family-like setting and must remain in residential or 87  
institutional care now and for the foreseeable future beyond the 88  
date of the dispositional hearing held pursuant to section 89  
2151.35 of the Revised Code. 90

(b) The parents of the child have significant physical, 91  
mental, or psychological problems and are unable to care for the 92  
child because of those problems, adoption is not in the best 93  
interest of the child, as determined in accordance with division 94  
(D) (1) of section 2151.414 of the Revised Code, and the child 95  
retains a significant and positive relationship with a parent or 96  
relative. 97

(c) The child has been counseled on the permanent 98  
placement options available to the child, and is unwilling to 99  
accept or unable to adapt to a permanent placement. 100

(6) Order the removal from the child's home until further 101  
order of the court of the person who committed abuse as 102  
described in section 2151.031 of the Revised Code against the 103

child, who caused or allowed the child to suffer neglect as 104  
described in section 2151.03 of the Revised Code, or who is the 105  
parent, guardian, or custodian of a child who is adjudicated a 106  
dependent child and order any person not to have contact with 107  
the child or the child's siblings. 108

(B) (1) When making a determination on whether to place a 109  
child in a planned permanent living arrangement pursuant to 110  
division (A) (5) (b) or (c) of this section, the court shall 111  
consider all relevant information that has been presented to the 112  
court, including information gathered from the child, the 113  
child's guardian ad litem, and the public children services 114  
agency or private child placing agency. 115

(2) A child who is placed in a planned permanent living 116  
arrangement pursuant to division (A) (5) (b) or (c) of this 117  
section shall be placed in an independent living setting or in a 118  
family setting in which the caregiver has been provided by the 119  
agency that has custody of the child with a notice that 120  
addresses the following: 121

(a) The caregiver understands that the planned permanent 122  
living arrangement is intended to be permanent in nature and 123  
that the caregiver will provide a stable placement for the child 124  
through the child's emancipation or until the court releases the 125  
child from the custody of the agency, whichever occurs first. 126

(b) The caregiver is expected to actively participate in 127  
the youth's independent living case plan, attend agency team 128  
meetings and court hearings as appropriate, complete training, 129  
as ~~provided in division (B) of~~ developed and implemented under 130  
section 5103.035 of the Revised Code, related to providing the 131  
child independent living services, and assist in the child's 132  
transition into adulthood. 133

(3) The department of job and family services shall 134  
develop a model notice to be provided by an agency that has 135  
custody of a child to a caregiver under division (B)(2) of this 136  
section. The agency may modify the model notice to apply to the 137  
needs of the agency. 138

(C) No order for permanent custody or temporary custody of 139  
a child or the placement of a child in a planned permanent 140  
living arrangement shall be made pursuant to this section unless 141  
the complaint alleging the abuse, neglect, or dependency 142  
contains a prayer requesting permanent custody, temporary 143  
custody, or the placement of the child in a planned permanent 144  
living arrangement as desired, the summons served on the parents 145  
of the child contains as is appropriate a full explanation that 146  
the granting of an order for permanent custody permanently 147  
divests them of their parental rights, a full explanation that 148  
an adjudication that the child is an abused, neglected, or 149  
dependent child may result in an order of temporary custody that 150  
will cause the removal of the child from their legal custody 151  
until the court terminates the order of temporary custody or 152  
permanently divests the parents of their parental rights, or a 153  
full explanation that the granting of an order for a planned 154  
permanent living arrangement will result in the removal of the 155  
child from their legal custody if any of the conditions listed 156  
in divisions (A)(5)(a) to (c) of this section are found to 157  
exist, and the summons served on the parents contains a full 158  
explanation of their right to be represented by counsel and to 159  
have counsel appointed pursuant to Chapter 120. of the Revised 160  
Code if they are indigent. 161

If after making disposition as authorized by division (A) 162  
(2) of this section, a motion is filed that requests permanent 163  
custody of the child, the court may grant permanent custody of 164

the child to the movant in accordance with section 2151.414 of 165  
the Revised Code. 166

(D) If the court issues an order for protective 167  
supervision pursuant to division (A)(1) of this section, the 168  
court may place any reasonable restrictions upon the child, the 169  
child's parents, guardian, or custodian, or any other person, 170  
including, but not limited to, any of the following: 171

(1) Order a party, within forty-eight hours after the 172  
issuance of the order, to vacate the child's home indefinitely 173  
or for a specified period of time; 174

(2) Order a party, a parent of the child, or a physical 175  
custodian of the child to prevent any particular person from 176  
having contact with the child; 177

(3) Issue an order restraining or otherwise controlling 178  
the conduct of any person which conduct would not be in the best 179  
interest of the child. 180

(E) As part of its dispositional order, the court shall 181  
journalize a case plan for the child. The journalized case plan 182  
shall not be changed except as provided in section 2151.412 of 183  
the Revised Code. 184

(F)(1) The court shall retain jurisdiction over any child 185  
for whom the court issues an order of disposition pursuant to 186  
division (A) of this section or pursuant to section 2151.414 or 187  
2151.415 of the Revised Code until the child attains the age of 188  
eighteen years if the child is not mentally retarded, 189  
developmentally disabled, or physically impaired, the child 190  
attains the age of twenty-one years if the child is mentally 191  
retarded, developmentally disabled, or physically impaired, or 192  
the child is adopted and a final decree of adoption is issued, 193

except that the court may retain jurisdiction over the child and 194  
continue any order of disposition under division (A) of this 195  
section or under section 2151.414 or 2151.415 of the Revised 196  
Code for a specified period of time to enable the child to 197  
graduate from high school or vocational school. The court shall 198  
retain jurisdiction over a person who meets the requirements 199  
described in division (A)(1) of section 5101.1411 of the Revised 200  
Code and who is subject to a voluntary participation agreement 201  
that is in effect. The court shall make an entry continuing its 202  
jurisdiction under this division in the journal. 203

(2) Any public children services agency, any private child 204  
placing agency, the department of job and family services, or 205  
any party, other than any parent whose parental rights with 206  
respect to the child have been terminated pursuant to an order 207  
issued under division (A)(4) of this section, by filing a motion 208  
with the court, may at any time request the court to modify or 209  
terminate any order of disposition issued pursuant to division 210  
(A) of this section or section 2151.414 or 2151.415 of the 211  
Revised Code. The court shall hold a hearing upon the motion as 212  
if the hearing were the original dispositional hearing and shall 213  
give all parties to the action and the guardian ad litem notice 214  
of the hearing pursuant to the Juvenile Rules. If applicable, 215  
the court shall comply with section 2151.42 of the Revised Code. 216

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

an existing temporary custody order to continue beyond two years 225  
after the date on which the complaint was filed or the child was 226  
first placed into shelter care, whichever date is earlier, 227  
regardless of whether any extensions have been previously 228  
ordered pursuant to division (D) of section 2151.415 of the 229  
Revised Code. 230

(H) (1) No later than one year after the earlier of the 231  
date the complaint in the case was filed or the child was first 232  
placed in shelter care, a party may ask the court to extend an 233  
order for protective supervision for six months or to terminate 234  
the order. A party requesting extension or termination of the 235  
order shall file a written request for the extension or 236  
termination with the court and give notice of the proposed 237  
extension or termination in writing before the end of the day 238  
after the day of filing it to all parties and the child's 239  
guardian ad litem. If a public children services agency or 240  
private child placing agency requests termination of the order, 241  
the agency shall file a written status report setting out the 242  
facts supporting termination of the order at the time it files 243  
the request with the court. If no party requests extension or 244  
termination of the order, the court shall notify the parties 245  
that the court will extend the order for six months or terminate 246  
it and that it may do so without a hearing unless one of the 247  
parties requests a hearing. All parties and the guardian ad 248  
litem shall have seven days from the date a notice is sent 249  
pursuant to this division to object to and request a hearing on 250  
the proposed extension or termination. 251

(a) If it receives a timely request for a hearing, the 252  
court shall schedule a hearing to be held no later than thirty 253  
days after the request is received by the court. The court shall 254  
give notice of the date, time, and location of the hearing to 255

all parties and the guardian ad litem. At the hearing, the court shall determine whether extension or termination of the order is in the child's best interest. If termination is in the child's best interest, the court shall terminate the order. If extension is in the child's best interest, the court shall extend the order for six months.

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

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

(3) If a court grants an extension pursuant to division 286  
(H) (2) of this section, the court shall terminate the order for 287  
protective supervision at the end of the extension. 288

(I) The court shall not issue a dispositional order 289  
pursuant to division (A) of this section that removes a child 290  
from the child's home unless the court complies with section 291  
2151.419 of the Revised Code and includes in the dispositional 292  
order the findings of fact required by that section. 293

(J) If a motion or application for an order described in 294  
division (A) (6) of this section is made, the court shall not 295  
issue the order unless, prior to the issuance of the order, it 296  
provides to the person all of the following: 297

(1) Notice and a copy of the motion or application; 298

(2) The grounds for the motion or application; 299

(3) An opportunity to present evidence and witnesses at a 300  
hearing regarding the motion or application; 301

(4) An opportunity to be represented by counsel at the 302  
hearing. 303

(K) The jurisdiction of the court shall terminate one year 304  
after the date of the award or, if the court takes any further 305  
action in the matter subsequent to the award, the date of the 306  
latest further action subsequent to the award, if the court 307  
awards legal custody of a child to either of the following: 308

(1) A legal custodian who, at the time of the award of 309  
legal custody, resides in a county of this state other than the 310  
county in which the court is located; 311

(2) A legal custodian who resides in the county in which 312  
the court is located at the time of the award of legal custody, 313

but moves to a different county of this state prior to one year 314  
after the date of the award or, if the court takes any further 315  
action in the matter subsequent to the award, one year after the 316  
date of the latest further action subsequent to the award. 317

The court in the county in which the legal custodian 318  
resides then shall have jurisdiction in the matter. 319

**Sec. 5103.031.** Except as provided in section 5103.033 of 320  
the Revised Code, the department of job and family services may 321  
not issue a certificate under section 5103.03 of the Revised 322  
Code to a foster home unless the prospective foster caregiver 323  
successfully completes ~~the following amount of~~ preplacement 324  
training through a preplacement training program approved by the 325  
department of job and family services under section 5103.038 of 326  
the Revised Code or preplacement training provided under 327  
division (B) of section 5103.30 of the Revised Code:— 328

~~(A) If the foster home is a family foster home, at least~~ 329  
~~thirty six hours;~~ 330

~~(B) If the foster home is a specialized foster home, at~~ 331  
~~least thirty six hours. Up to twenty per cent of the required~~ 332  
~~preplacement training may be provided online.~~ 333

**Sec. 5103.032.** (A) Except as provided in ~~divisions (C),~~ 334  
~~(D), and (E)~~ division (B) of this section and in section 335  
5103.033 of the Revised Code ~~and subject to division (B) of this~~ 336  
~~section,~~ the department of job and family services may not renew 337  
a foster home certificate under section 5103.03 of the Revised 338  
Code unless the foster caregiver successfully completes ~~the~~ 339  
~~following amount of~~ continuing training in accordance with the 340  
foster caregiver's needs assessment and continuing training plan 341  
developed and implemented under section 5103.035 of the Revised 342

Code:— 343

~~(1) If the foster home is a family foster home, at least  
forty hours in the preceding two year period;~~ 344  
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~~(2) If the foster home is a specialized foster home, at  
least sixty hours in the preceding two year period.~~ 346  
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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.~~ 348  
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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.~~ 351  
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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:~~ 360  
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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;~~ 369  
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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 agency issues the waiver;~~ 372  
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~~(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;~~ 375  
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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.~~ 378  
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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:~~ 382  
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~~(1) What constitutes good cause, including documented illness, critical emergencies, and lack of accessible training programs;~~ 391  
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~~(2) Procedures for developing a scheduled corrective action plan that provides for prompt completion of the continuing training;~~ 394  
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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.~~ 397  
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~~(E) A foster caregiver shall be given an additional amount~~ 400

of time within which the foster caregiver must complete the 401  
continuing training required under division (A) of this section 402  
in accordance with rules adopted by the department of job and 403  
family services if either of the following applies: 404

(1) The foster caregiver has served in active duty outside 405  
this state with a branch of the armed forces of the United 406  
States for more than thirty days in the preceding two-year 407  
period. 408

(2) The foster caregiver has served in active duty as a 409  
member of the Ohio organized militia, as defined in section 410  
5923.01 of the Revised Code, for more than thirty days in the 411  
preceding two-year period and that active duty relates to either 412  
an emergency in or outside of this state or to military duty in 413  
or outside of this state. 414

**Sec. 5103.033.** (A) The department of job and family 415  
services may issue or renew a certificate under section 5103.03 416  
of the Revised Code to a foster home for the care of a child who 417  
is in the custody of a public children services agency or 418  
private child placing agency pursuant to an agreement entered 419  
into under section 5103.15 of the Revised Code regarding a child 420  
who was less than six months of age on the date the agreement 421  
was executed if the prospective foster caregiver or foster 422  
caregiver successfully completes the following ~~amount of~~ 423  
~~training:~~ 424

(1) ~~For an initial certificate, at least twelve hours of~~ 425  
~~preplacement training through a~~ A preplacement training program 426  
~~approved by the department of job and family services under~~ 427  
section 5103.038 of the Revised Code or ~~preplacement training a~~ 428  
program provided under division (B) of section 5103.30 of the 429  
Revised Code; 430

~~(2) For renewal of a certificate, at least twenty four~~ 431  
~~hours of continuing training in the preceding two-year period in~~ 432  
~~accordance with the foster caregiver's needs assessment and~~ 433  
~~continuing training plan developed and implemented under section~~ 434  
~~5103.035 of the Revised Code~~ Continuing training in accordance 435  
with the foster caregiver's needs assessment and continuing 436  
training plan developed and implemented under section 5103.035 437  
of the Revised Code. 438

(B) A foster caregiver to whom either division (B) (1) or 439  
(2) of this section applies shall be given an additional amount 440  
of time within which to complete the continuing training 441  
required under division (A) (2) of this section in accordance 442  
with rules adopted by the department of job and family services: 443

(1) The foster caregiver has served in active duty outside 444  
this state with a branch of the armed forces of the United 445  
States for more than thirty days in the preceding two-year 446  
period. 447

(2) The foster caregiver has served in active duty as a 448  
member of the Ohio organized militia, as defined in section 449  
5923.01 of the Revised Code, for more than thirty days in the 450  
preceding two-year period and that active duty relates to either 451  
an emergency in or outside of this state or to military duty in 452  
or outside of this state. 453

**Sec. 5103.035.** A public children services agency, private 454  
child placing agency, or private noncustodial agency acting as a 455  
recommending agency for a foster caregiver shall develop and 456  
implement a written needs assessment and continuing training 457  
plan for the foster caregiver in accordance with rules adopted 458  
under section 5103.0316 of the Revised Code. ~~Each needs~~ 459  
~~assessment and continuing training plan shall satisfy all of the~~ 460

- ~~following requirements:—~~ 461
- ~~(A) Be effective for the two-year period the foster caregiver's certificate is in effect;~~ 462  
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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;~~ 464  
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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;~~ 470  
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  - ~~(D) Include criteria the agency is to use to determine whether the foster caregiver has successfully completed the courses;~~ 474  
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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;~~ 477  
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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;~~ 480  
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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.~~ 485  
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- Sec. 5103.038.** (A) Every other year by a date specified in 488

rules adopted under section 5103.0316 of the Revised Code, each 489  
private child placing agency and private noncustodial agency 490  
that seeks to operate a preplacement training program or 491  
continuing training program under section 5103.034 of the 492  
Revised Code shall submit to the department of job and family 493  
services a proposal outlining the program. The proposal may be 494  
the same as, a modification of, or different from, a model 495  
design developed by the department. 496

(B) Not later than thirty days after receiving a proposal 497  
under division (A) of this section, the department shall either 498  
approve or disapprove the proposed program. The department shall 499  
approve a proposed preplacement training program if it complies 500  
with ~~section 5103.039 or 5103.0311~~ rules adopted under section 501  
5103.0316 of the Revised Code, as appropriate, and, in the case 502  
of a proposal submitted by an agency operating a preplacement 503  
training program at the time the proposal is submitted, the 504  
department is satisfied with the agency's operation of the 505  
program. The department shall approve a proposed continuing 506  
training program if it complies with rules adopted ~~pursuant to~~ 507  
~~division (C) of~~ under section 5103.0316 of the Revised Code and, 508  
in the case of a proposal submitted by an agency operating a 509  
continuing training program at the time the proposal is 510  
submitted, the department is satisfied with the agency's 511  
operation of the program. If the department disapproves a 512  
proposal, it shall provide the reason for disapproval to the 513  
agency that submitted the proposal and advise the agency of how 514  
to revise the proposal so that the department can approve it. 515

(C) The department's approval under division (B) of this 516  
section of a proposed preplacement training program or 517  
continuing training program is valid only for two years 518  
following the year the proposal for the program is submitted to 519

the department under division (A) of this section. 520

**Sec. 5103.0313.** Except as provided in section 5103.303 of 521  
the Revised Code, the department of job and family services 522  
shall compensate a private child placing agency or private 523  
noncustodial agency for the cost of procuring or operating 524  
preplacement and continuing training programs approved by the 525  
department of job and family services under section 5103.038 of 526  
the Revised Code for prospective foster caregivers and foster 527  
caregivers who are recommended for initial certification or 528  
recertification by the agency. 529

The compensation shall be paid to the agency in the form 530  
of an allowance to reimburse the agency for the ~~minimum required~~ 531  
~~amount of preplacement and continuing cost of training provided~~ 532  
~~or received under section 5103.031 or 5103.032 of the Revised~~ 533  
~~Code pursuant to the rules adopted by the department of job and~~ 534  
~~family services in accordance with section 5103.0316 of the~~ 535  
Revised Code. 536

**Sec. 5103.0314.** The department of job and family services 537  
shall not compensate a recommending agency for any training the 538  
agency requires a foster caregiver to undergo as a condition of 539  
the agency recommending the department certify ~~or recertify~~ the 540  
foster caregiver's foster home under section 5103.03 of the 541  
Revised Code if the training is in ~~addition to the minimum~~ 542  
~~excess of the training required by under section 5103.031 or~~ 543  
~~5103.032~~ of the Revised Code. 544

The department of job and family services shall not 545  
compensate a recommending agency for any training the agency 546  
requires a foster caregiver to undergo as a condition of the 547  
agency recommending the department recertify the foster 548  
caregiver's foster home under section 5103.03 of the Revised 549

Code if the training is in addition to the minimum training 550  
required under section 5103.032 of the Revised Code. 551

**Sec. 5103.0316.** The department of job and family services 552  
shall adopt rules in accordance with Chapter 119. of the Revised 553  
Code as necessary for the efficient administration of sections 554  
5103.031 to 5103.0316 of the Revised Code. The rules shall 555  
provide for all of the following: 556

(A) For the purpose of section 5103.038 of the Revised 557  
Code, the date by which a private child placing agency or 558  
private noncustodial agency that seeks to operate a preplacement 559  
training program or continuing training program under section 560  
5103.034 of the Revised Code must submit to the department a 561  
proposal outlining the program; 562

(B) Requirements governing the department's compensation 563  
of private child placing agencies and private noncustodial 564  
agencies under sections 5103.0312 and 5103.0313 of the Revised 565  
Code, including the allowance to reimburse the agencies for the 566  
cost of providing the training under sections 5103.031, 567  
5103.032, and 5103.033 of the Revised Code; 568

(C) Requirements governing the continuing training 569  
required by sections 5103.032 and 5103.033 of the Revised Code; 570

(D) The amount of training hours necessary for 571  
preplacement training and continuing training for purposes of 572  
sections 5103.031, 5103.032, and 5103.033 of the Revised Code; 573

(E) Courses necessary to meet the preplacement and 574  
continuing training requirements for foster homes under sections 575  
5103.031, 5103.032, and 5103.033 of the Revised Code; 576

(F) Criteria used to create a written needs assessment and 577  
continuing training plan for each foster caregiver as required 578

by section 5103.035 of the Revised Code; 579

(G) Any other matter the department considers appropriate. 580

**Sec. 5103.0317.** ~~A foster home may not receive more than~~ 581  
~~five children apart from their parents, guardian, or custodian,~~ 582  
~~except in any of the following circumstances:~~ 583

~~(A) To accommodate a sibling group or the remaining~~ 584  
~~members of a sibling group;~~ 585

~~(B) When the additional child or children are related to~~ 586  
~~the foster caregiver by blood or marriage;~~ 587

~~(C) When the additional child or children are foster~~ 588  
~~children who previously resided in the foster home;~~ 589

~~(D) When the additional child or children are the children~~ 590  
~~of a foster child who resides in the foster home~~ The Director of 591  
Job and Family Services shall adopt rules concerning the maximum 592  
number of children a foster home may receive and any exceptions 593  
to the maximum number. 594

**Sec. 5103.31.** Training provided under section 5103.30 of 595  
the Revised Code shall provide the knowledge, skill, and ability 596  
needed to do the jobs that the training is for. The Ohio child 597  
welfare training program coordinator shall identify the 598  
competencies needed to do the jobs that the training is for so 599  
that the training helps the development of those competencies. 600  
In addition, the training shall do all of the following: 601

(A) In the case of the training provided under division 602  
(A) of section 5103.30 of the Revised Code, comply with the 603  
rules adopted under section 3107.015 of the Revised Code; 604

(B) In the case of the preplacement training provided 605  
under division (B) of section 5103.30 of the Revised Code, 606

comply with ~~section 5103.039 of the Revised Code and division~~ 607  
~~(A) of the rules adopted under section 5103.0311-5103.0316 of~~ 608  
the Revised Code; 609

(C) In the case of the continuing training provided under 610  
division (C) of section 5103.30 of the Revised Code, comply with 611  
rules adopted under ~~division (C) of~~ section 5103.0316 of the 612  
Revised Code; 613

(D) In the case of the training provided under divisions 614  
(D) and (E) of section 5103.30 of the Revised Code, comply with 615  
rules adopted under section 5153.124 of the Revised Code. 616

**Section 2.** That existing sections 2151.353, 5103.031, 617  
5103.032, 5103.033, 5103.035, 5103.038, 5103.0313, 5103.0314, 618  
5103.0316, 5103.0317, and 5103.31 and sections 5103.039 and 619  
5103.0311 of the Revised Code are hereby repealed. 620