

**As Introduced**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**H. B. No. 533**

**Representative Pelanda**

**Cosponsors: Representatives Kick, Riedel, Seitz, Reineke**

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**A BILL**

To amend sections 5103.031 and 5103.032 and to 1  
enact sections 5103.037 and 5103.0310 of the 2  
Revised Code regarding foster caregiver training 3  
and foster home assessor requirements. 4

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

**Section 1.** That sections 5103.031 and 5103.032 be amended 5  
and sections 5103.037 and 5103.0310 of the Revised Code be 6  
enacted to read as follows: 7

**Sec. 5103.031.** Except as provided in section 5103.033 of 8  
the Revised Code, the department of job and family services may 9  
not issue a certificate under section 5103.03 of the Revised 10  
Code to a foster home unless the prospective foster caregiver 11  
successfully completes the following amount of preplacement 12  
training through a preplacement training program approved by the 13  
department of job and family services under section 5103.038 of 14  
the Revised Code or preplacement training provided under 15  
division (B) of section 5103.30 of the Revised Code: 16

(A) If the foster home is a family foster home, at least 17  
~~thirty six~~ twenty-one hours; 18

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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