



**Department of
Children & Youth**

**PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF CHILDREN AND YOUTH**

DATE: November 20, 2025
TIME: 9:30am
LOCATION: Teleconference and Punderson Conference Room
35 E Chestnut Street, Columbus, Ohio 43215

This meeting will be held by teleconference and in person. If you would like to submit oral testimony, please attend the meeting site location or call in at the date and time to 1-614-721-2972. Then enter the meeting I.D # which is 333 720 794 #. Written testimony may also be submitted electronically to rules@childrenandyouth.ohio.gov.

Pursuant to sections 5103.02, 5103.03, 5103.05, 5103.051, 5153.16, 5153.166, and in accordance with Chapter 119 of the Ohio Revised Code, the Ohio Department of Children and Youth gives notice of the department's intent to consider the adopting, amending, and rescinding of the rules as identified below and of a public hearing thereon.

OAC 5180:2-9-07 entitled **Emergency planning and preparedness** provides guidance to residential facilities regarding the requirements for emergency situations and natural disasters. This rule is being rescinded and readopted with amendments under the same number to comply with House Bill 315 of the 135th General Assembly. Amendments to the rule include that residential facilities are to have a twenty-four hour emergency on call procedure to respond to hospitals, police, and medical first responders.

OAC 5180:2-9-34 entitled **Building approval** provides guidance to residential facilities regarding building requirements for changing or adding to the building. This rule is being rescinded and readopted with amendments under the same number to comply with House Bill 315 of the 135th General Assembly. Amendments include guidance for a residential facility to secure a building occupancy permit and approval.

OAC 5180:2-9-37 entitled **Information to be provided by residential facilities** outlines the information a residential facility is to provide to the local county, law enforcement, emergency management, and fire departments. This rule is being rescinded and readopted with amendments under the same number to comply with House Bill 315 of the 135th General Assembly. Amendments include that residential facilities are to provide details and any changes of their emergency planning and community engagement plans to law enforcement, emergency and fire departments that are in the jurisdiction over the facility.

OAC 5180:2-9-38 entitled **Community engagement plan for residential facilities** provides guidance for a residential facility to have a community engagement plan. This rule is being rescinded and readopted with amendments under the same number to comply with House Bill 315 of the 135th General Assembly. Amendments include the requirement to post the Department of Children and Youth's contact information to assist the community regarding residential facility complaints.

OAC 5180:2-42-65 entitled **Caseworker visits and contacts with children in substitute care** provides guidance to agencies regarding caseworker visits and contacts with the child and the substitute caregiver(s). This rule is being rescinded and renumbered due to a division change within the Department of Children and Youth.

OAC 5180:2-42-66 entitled **Administrative procedures for comprehensive health care for children in placement** provides the requirements to agencies for the Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) program available to Medicaid-eligible children from birth to age twenty. This rule is being rescinded and renumbered due to a division change within the Department of Children and Youth.

OAC 5180:2-42-66.1 entitled **Comprehensive health care for children in placement** provides guidelines for the public children service agencies (PCSAs) and private child placing agencies (PCPAs) on the coordination and provision of health care for each child in the agency's care or custody. This rule is being rescinded and renumbered due to a division change within the Department of Children and Youth.

OAC 5180:2-42-90 entitled **Information to be provided to children, caregivers, school districts and juvenile courts** outlines for Public Children Services Agencies (PCSAs) and Private Child Placing Agencies (PCPAs) the sharing of information with substitute caregivers, school districts, children in substitute care, and juvenile courts. This rule is being rescinded and renumbered due to a division change within the Department of Children and Youth.

OAC 5180:3-13-65 entitled **Caseworker visits and contacts with children in substitute care** provides guidance to agencies regarding caseworker visits and contacts with the child and the substitute caregiver(s). This rule is being amended to remove the visitation requirements for children placed in residential facilities as it will be included in the newly proposed rule OAC 5180:3-13-65.2.

OAC 5180:3-13-65.2 entitled **Visitation and placement review for children in residential facilities** provides guidance for agencies regarding caseworker visits, contacts, and placement reviews for children placed in residential facilities. This rule is being proposed to comply with House Bill 315 of the 135th General Assembly. The rule will outline the visitation and placement reviews completed by Public Children Services Agencies (PCSAs) and Private Child Placing Agencies (PCPAs) for children and youth placed in residential facilities.

OAC 5180:3-13-66 entitled **Administrative procedures for comprehensive health care for children in placement** provides the requirements to agencies for the Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) program available to Medicaid-eligible children from birth to age twenty. This rule is being amended to comply with House Bill 315 of the 135th General Assembly. Amendments to the rule include the establishment of a twenty-four hour emergency on-call procedure for PCSAs and PCPAs to respond to contact from emergency departments, hospitals, law enforcement, and first responders.

OAC 5180:3-13-66.1 entitled **Comprehensive health care for children in placement** provides guidelines for the Public Children Services Agencies (PCSAs) and Private Child Placing Agencies (PCPAs) on the coordination and provision of health care for each child in the agency's care or custody. This rule is being amended to comply with House Bill 315 of the 135th General Assembly. Amendments to the rule include outlining that an agency is to respond within four hours to contact from the emergency department or hospital when a child in custody is admitted.

OAC 5180:3-13-90 entitled **Information to be provided to children, caregivers, school districts and juvenile courts** outlines for Public Children Services Agencies (PCSAs) and Private Child Placing Agencies (PCPAs) the sharing of information with substitute caregivers, school districts, children in substitute care, and juvenile courts. This rule is being amended to comply with House Bill 315 of the 135th General Assembly. Amendments to the rule include aligning with ORC 5103.0513 by providing educational information to school districts when children placed in a residential facility are attending a new school district.

A copy of the proposed rules is available, without charge, to any person affected by the rules at the address listed below. The rules are also available on the internet at <http://www.registerofohio.state.oh.us/>.

A public hearing on the proposed rules will be held at the date, time, and location listed at the top of this notice. Either written or oral testimony will be taken at the public hearing. Additionally, written comments submitted or postmarked no later than the date of the public hearing will be treated as testimony.

Requests for a copy of the proposed rules or comments on the rules should be submitted to the attention of DCY Rules Coordinator by mail to the Ohio Department of Children and Youth, Legal Division, PO Box 183204, Columbus, Ohio 43218, or by e-mail at rules@childrenandyouth.ohio.gov.