



Ohio Revised Code

Section 5104.017 Adoption of rules governing the operation of type A family day-care homes.

Effective: April 6, 2023

Legislation: House Bill 110 (GA 134), House Bill 281 (GA 134)

The director of job and family services shall adopt rules pursuant to Chapter 119. of the Revised Code governing the operation of type A family day-care homes, including parent cooperative type A homes, part-time type A homes, and drop-in type A homes. The rules shall reflect the various forms of child care and the needs of children receiving child care. The rules shall include the following:

- (A) Submission of a site plan and descriptive plan of operation to demonstrate how the type A home proposes to meet the requirements of this chapter and rules adopted pursuant to this chapter for the initial license application;
- (B) Standards for ensuring that the physical surroundings of the type A home are safe and sanitary, including the physical environment, the physical plant, and the equipment of the type A home;
- (C) Standards for the supervision, care, and discipline of children receiving child care or publicly funded child care in the type A home;
- (D) Standards for a program of activities, and for play equipment, materials, and supplies, to enhance the development of each child; however, any educational curricula, philosophies, and methodologies that are developmentally appropriate and that enhance the social, emotional, intellectual, and physical development of each child shall be permissible;
- (E) Admissions policies and procedures;
- (F) Health care policies and procedures, including procedures for the isolation of children with communicable diseases;
- (G) First aid and emergency procedures;



- (H) Procedures for discipline and supervision of children;
- (I) Standards for the provision of nutritious meals and snacks;
- (J) Procedures for screening children, including any necessary physical examinations and the immunizations required pursuant to section 5104.014 of the Revised Code;
- (K) Procedures for screening employees, including any necessary physical examinations and immunizations;
- (L) Methods for encouraging parental participation in the type A home and methods for ensuring that the rights of children, parents, and employees are protected and that the responsibilities of parents and employees are met;
- (M) Procedures for ensuring the safety and adequate supervision of children traveling off the premises of the type A home while under the care of a type A home employee;
- (N) Procedures for record keeping, organization, and administration;
- (O) Procedures for issuing, denying, and revoking a license that are not otherwise provided for in Chapter 119. of the Revised Code;
- (P) Inspection procedures;
- (Q) Procedures and standards for setting initial license application fees;
- (R) Procedures for receiving, recording, and responding to complaints about type A homes;
- (S) Procedures for enforcing section 5104.04 of the Revised Code;
- (T) A standard requiring the inclusion of a current department of job and family services toll-free telephone number on each type A home license that any person may use to report a suspected violation by the type A home of this chapter or rules adopted pursuant to this chapter;



- (U) Requirements for the training of administrators and child-care staff members in first aid, in prevention, recognition, and management of communicable diseases, and in child abuse recognition and prevention;
- (V) Standards providing for the needs of children who have disabilities or who require treatment for health conditions while the child is receiving child care or publicly funded child care in the type A home;
- (W) Standards for the maximum number of children per child-care staff member;
- (X) Requirements for the amount of usable indoor floor space for each child;
- (Y) Requirements for safe outdoor play space;
- (Z) Qualifications and training requirements for administrators and for child-care staff members;
- (AA) Procedures for granting a parent who is the residential parent and legal custodian, or a custodian or guardian access to the type A home during its hours of operation;
- (BB) Minimum requirements for instructional time for type A homes rated through the step up to quality program established pursuant to section 5104.29 of the Revised Code;
- (CC) Any other procedures and standards necessary to carry out the provisions of this chapter regarding type A homes.

The Legislative Service Commission presents the text of this section as a composite of the section as amended by multiple acts of the General Assembly. This presentation recognizes the principle stated in R.C. 1.52(B) that amendments are to be harmonized if reasonably capable of simultaneous operation.