

3301-37-01

**Definitions.**

- (A) "Adult" means a person who is at least eighteen years of age.
- (B) "Alignment" means the coherence and correlation of the curriculum and assessments to standards.
- ~~(B) "Board of education" means the elected governing body of a school district or the governing body of a nonpublic school or an educational service center.~~
- (C) "Adult education program" means the adult education program receives funds under the department of education's state plan for implementing the "Workforce Investment Act of 1998" (August 1998) ~~"Adult Education Act" of 1966, 80 stat. 1216, 20 U.S.C. 1201, as amended, or an adult education program operated under section 3301.52, 3313.531, 3313.641, or 3313.644 of the Revised Code.~~
- (D) "Class" means a group of children enrolled in the preschool program; maximum group size is specified in section 3301.56 of the Revised Code.
- (E) "Crib" means a full sized crib or porta crib, whichever is appropriate to the size of the child.
- (1) "Full sized crib" means a crib which has an interior dimension greater than fifty-one inches (plus or minus five-eighths inch) in length and twenty-seven and seven-eighths inches (plus or minus five-eighths inch) in width. With the mattress support in its lowest position and the crib side in its highest position, the vertical distance from the upper surface of the mattress support to the upper surface of the crib side and/or end panel shall not be less than twenty-six inches. A full sized crib shall be assigned only to children less than thirty-five inches tall. children over thirty-five inches tall shall be assigned to use a cot.
- (2) "Porta crib" means a crib which has an interior dimension smaller than forty-nine and three-fourths inches (plus or minus five-eighths inch) in length and twenty-six and five-eighths inches (plus or minus five-eighths inch) in width. With the mattress support in its lowest position and the crib side in its highest position, the vertical distance from the upper surface of the mattress support to the upper surface of the crib side and/or end panel shall not be less than twenty-two inches. Children enrolled in the program shall not use porta cribs with dimensions less than thirty-six inches in length and twenty-four inches in width.
- (F) "Curriculum" means an organized framework that describes those components of developmentally appropriate practice necessary to support optimum development and learning including the following:

(1) Classroom environment;

(2) Concepts and skills in all content areas and developmental domains;

(3) Learning experiences;

(4) Instructional strategies to help children achieve their goals; and

(5) Assessment processes to inform instruction to monitor progress.

~~(F)~~ Curriculum means an organized framework that meets the following requirements:

~~(1) Provides for guiding developmentally appropriate activities in the learning environment that encompass the developmental domains to foster a child's success through active learning.~~

~~(2) Delineates the content that children are to learn.~~

~~(3) Delineates the processes through which children achieve goals.~~

~~(4) Describes what teachers do to help children achieve these goals.~~

(G) "Department" means the Ohio department of education.

(H) "Developmentally appropriate" means curriculum, instruction, environments, and age-appropriate activities that reflect the cognitive, social, and emotional level of the learner and also includes the unique abilities or characteristics of a learner or group of learners including learners with disabilities, unique ethnic and/or cultural characteristics, and unique life experiences.

(I) "Director" means the person responsible for supervision of a preschool program. ~~the director may be the head teacher, site administrator, or elementary principal.~~

(J) "Early learning program guidelines" means the department's framework for preschool programs to address outcomes and goals considered essential for children's learning and health development, which are available at [education.ohio.gov](http://education.ohio.gov).

~~(J)~~(K) "Eligible nonpublic school" means a nonpublic school chartered by the state board of education for any combination of grades kindergarten through grade six or grades one through six; kindergarten through grade eight or grades one through eight; or kindergarten through grade twelve or grades one through twelve regardless of whether kindergarten is offered.

~~(K)~~(L) "Facility" means a building that is owned or leased and operated by the school

district, education service center, MRDD, or eligible nonpublic school and has been approved by a municipal, township, or county or state building department for the purpose of operating a program for preschool children.

~~(L)~~(M) "First aid training" means a course approved by the state department of health.

~~(M)~~(N) "Governing body" means a board of education for a school district, an education service center or MRDD; or the group of persons who have similar authority over a nonpublic school program.

(O) "Group size" means the number of children assigned to a head teacher in a classroom.

~~(N)~~(P) "Hand washing facility" means a permanent-type fixture with running water which conforms to the requirements of the "Ohio plumbing code" as established in division 4101:3 of the Administrative Code.

~~(O)~~(Q) "Head teacher" means a person hired to guide and instruct a class of preschool children enrolled in the program and who may supervise the preschool program.

~~(P)~~(R) "Infant" means a child who is less than eighteen months of age.

~~(Q)~~(S) "MRDD board" means a county board of mental retardation and developmental disabilities.

~~(R)~~(T) "Nonambulatory child" means any child who is unable to leave a building unassisted under emergency conditions; unable to walk forward or backward unassisted; unable to go up or down steps without help; and/or dependent upon mechanical aids such as crutches, walkers, and wheelchairs.

~~(S)~~(U) "Non-teaching employee" means a preschool employee whose primary responsibilities are duties other than care, teaching, and supervision of preschool children.

~~(T)~~(V) "Non-toilet-trained toddler" means a child who is at least eighteen months of age but less than three years of age, and requires the use of diapers, ~~or~~ training pants, or disposable pull-up underwear.

~~(U)~~(W) "Parent, guardian, or custodian" means a person or government agency that is or will be responsible for a child's school attendance under section 3321.01 of the Revised Code.

~~(V)~~(X) "Policies" mean principles governing the operation of the preschool program. policies shall be established and adopted by the program's board of education or governing body.

~~(W)~~(Y) "Preschool child" means a child who has not entered kindergarten and is not of compulsory school age.

~~(X)~~(Z) "Preschool child with a disability" means a child who is at least three years of age but not of compulsory school-age as prescribed by Chapter 3301-51 of the Administrative Code.

~~(Y)~~(AA) "Preschool program" means either of the following:

- (1) A ~~child day care~~ program for preschool children that is operated by a school district board of education, an eligible nonpublic school; or
- (2) A ~~child day care~~ program for preschool children age three or older that is operated by a county MRDD board.

~~(Z)~~(BB) "Preschool staff member" means a preschool employee whose primary responsibility is care, teaching, or supervision of preschool children.

~~(AA)~~(CC) "Procedures" means an administrative course of action specified in writing.

~~(BB)~~(DD) "Public school" means a school operated by a board of education of a city, county, exempted village, local, joint vocational school district, an MRDD board or an educational service center governing body.

~~(CC)~~(EE) "School-age child" means a child who is enrolled in kindergarten or age six and of compulsory school age according to the entry date determined by the school district in section 3321.01 of the Revised Code.

~~(DD)~~(FF) "School district" means any city, county, exempted village, local, joint vocational and/or nonpublic school chartered by the state board of education or an educational service center if the educational service center operates a preschool program on behalf of area districts.

~~(EE)~~(GG) "Supervision" means the process of overseeing the daily operation of the preschool program.

~~(FF)~~(HH) "Teacher" means a person hired to instruct a class of preschool children enrolled in the program.

~~(GG)~~(II) "Toddler" means a child who is at least eighteen months of age but less than three years of age.

~~(HH)~~(JJ) "Toilet-trained child" means a child who does not require the use of diapers or training pants.

~~(H)~~(KK) "Volunteer" means an adult not counted in the child-staff ratio except those designated in paragraph (U) of rule 3301-37-04 of the Administrative Code.

Effective: 06/25/2009

R.C. 119.032 review dates: 04/09/2009 and 06/25/2014

CERTIFIED ELECTRONICALLY

---

Certification

06/15/2009

---

Date

Promulgated Under: 119.03  
Statutory Authority: 3301.07, 3301.53  
Rule Amplifies: 3301.52 - 3301.59  
Prior Effective Dates: Replaced former 3301-37-01 eff. 5-28-04