

TO BE RESCINDED

3701-61-07 **Criminal records check; personal character standards: homes and adult day care programs.**

(A) As used in this rule:

- (1) "Adult day care program", "home", and "older adult" have the same meanings as in division (A) of section 3721.121 of the Revised Code; and
- (2) "Direct care" has the same meaning as in paragraph (F) of rule 3701-13-01 of the Administrative Code.

(B) Except as provided in Chapter 3701-13 of the Administrative Code no home or adult day care program shall employ a person who applies on or after January 27, 1997, for a position that involves the provision of direct care to an older adult, if the person:

- (1) Has been convicted of or pleaded guilty to an offense listed in division (C)(1) of section 3721.121 of the Revised Code; or
- (2) Fails to complete the form(s) or provide fingerprint impressions as required by division (B)(3) of section 3721.121 of the Revised Code.

(C) Homes and adult day care programs shall comply with section 3721.121 of the Revised Code and Chapter 3701-13 of the Administrative Code.

Effective:

Five Year Review (FYR) Dates: 11/6/2023

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 3721.11, 3721.121
Rule Amplifies: 3721.121
Prior Effective Dates: 03/26/1997 (Emer.), 06/27/1997 (Emer.), 10/24/1997,
10/14/1999