

TO BE RESCINDED

5101:1-3-12

OWF: work activity participation and child care.

(A) Self-sufficiency contract requirement

As set forth in section 5107.14 of the Revised Code, all adults and minor heads of household are required to sign and comply with a self-sufficiency contract. The self-sufficiency contract includes the rights and responsibilities of the assistance group as applicants for and participants of OWF, including participation in work activities.

(B) Child care services

Section 5107.16 of the Revised Code, requires that in determining if good cause for non-participation exists, the CDJFS shall determine that child care is a necessary support service if a single custodial parent caring for a minor child under age six proves a demonstrated inability, as determined by the CDJFS, to obtain needed child care for one or more of the following reasons:

- (1) Unavailability of appropriate child care within a reasonable distance from the parent's home or work site;
- (2) Unavailability or unsuitability of informal child care by a relative or under other arrangements;
- (3) Unavailability of appropriate and affordable formal child care arrangements.

(C) Definitions

To determine if a single custodial parent meets a provision in paragraph (B) of this rule, the following definitions shall be applied:

- (1) "Appropriate child care" means the availability of a licensed or certified child care provider.
- (2) "Reasonable distance" is defined by each individual CDJFS and is based on availability of transportation.
- (3) "Unsuitability of informal child care" is a decision made by the CDJFS, based on information it receives from the public children service agency (PCSA) that the PCSA determines is relevant to share with the CDJFS in order to protect children pursuant to rule 5101:2-34-38 of the Administrative Code. Rule 5101:2-34-38 of the Administrative Code sets forth the policy regarding

the sharing of information between the PCSA and the CDJFS related to child abuse and neglect.

- (4) "Affordable child care arrangements" means that all OWF participants are guaranteed eligibility for child care subsidy with copayments based on family size and income.

(D) Requirements of the CDJFS

The CDJFS shall inform single custodial parents caring for a child under six years of age of the following:

- (1) The provisions in paragraphs (B) and (C) of this rule;
- (2) The exception to imposing a three-tier sanction if the single custodial parent demonstrates an inability to obtain needed child care;
- (3) The CDJFS procedures for determining a single custodial parent's inability to obtain needed child care;
- (4) The fact that the exception to participation in work activities does not extend the OWF time limits; and
- (5) The right to a state hearing.

To meet these requirements, the CDJFS may include this information in the participant's self-sufficiency contract.

(E) Sanction requirement

If the CDJFS determines that the provisions of paragraph (B) of this rule do not apply, the CDJFS shall apply the sanction policy pursuant to section 5107.16 of the Revised Code unless the assistance group has other good cause for noncompliance.

(F) Good cause circumstances to exempt individuals from work activities

There are good cause circumstances under which a CDJFS may excuse a minor head of household or adult from participation in a work activity or developmental activity for all or some of the weekly hours required pursuant to section 5107.43 of the Revised Code. These circumstances include but are not limited to:

- (1) A school or place of work is closed due to a holiday or weather or other

emergency; or

- (2) An employer grants the minor head of household or adult leave for illness or earned vacation.

Replaces: 5101:1-3-12
Effective: 07/04/2005
R.C. 119.032 review dates: 04/19/2005

CERTIFIED ELECTRONICALLY

Certification

06/24/2005

Date

Promulgated Under: 119.03
Statutory Authority: 5107.05
Rule Amplifies: 5107.05, 5107.14, 5107.16, 5107.41, 5107.43, 5107.70
Prior Effective Dates: 3/1/83, 6/7/84 (Emer.), 9/1/84, 8/1/85, 3/1/87, 12/1/87 (Emer.), 2/15/88, 1/1/89, 6/30/89 (Emer.), 9/23/89, 4/2/90, 4/1/91, 7/1/91, 5/1/92, 9/1/93, 12/1/95 (Emer.), 2/19/96, 7/1/96 (Emer.), 10/1/97, 12/20/97, 10/1/99, 1/1/01, 10/1/04