

5101:2-16-07

County department of job and family services (CDJFS) responsibilities for the administration of publicly funded child care.

The county department of job and family services (CDJFS), in accordance with Chapter 5104. of the Revised Code, shall: comply with all provisions of this rule and shall:

(A) Accept any gift, grant, or other funds from public or private sources offered unconditionally or under conditions which are, in the judgment of the Ohio department of job and family services (ODJFS), proper and consistent with Chapter 5104. of the Revised Code and deposit such funds in the county public assistance fund established by section 5101.161 of the Revised Code.

(B) Cooperate with ODJFS for the recruitment of licensed and certified child care providers to meet the need for publicly funded child care in the county.

~~(B) Develop and maintain an ongoing child care provider recruitment and retention program especially in areas with high concentrations of Ohio works first (OWF) participants:~~

~~(1) Recruit individuals interested in planning and operating licensed child care centers, licensed type A family child care homes, certified type B family child care homes and individuals interested in becoming certified as in-home aides.~~

~~(2) The CDJFS shall provide consultation to interested individuals and groups.~~

~~(3) The CDJFS shall develop and implement procedures for the recruitment of an adequate number of licensed or certified child care providers to meet the need for publicly funded child care in the county.~~

(C) Submit a plan to ODJFS for approval that assures the application process is as accessible to the public as possible and complies with section 5104.33 of the Revised Code. The CDJFS shall submit any revisions of the plan to ODJFS. The plan shall include procedures for making application forms available at locations selected by the CDJFS and making arrangements that enable caretakers to complete the application process at times outside their normal working hours and at locations convenient to the applicant. Arrangements may include but are not limited to the following:

(1) Stationing CDJFS employees at various sites in the county for the purpose of assisting applicants in completing the application process and ~~effor~~ making eligibility determinations at those locations.

(2) Assigning CDJFS employees to hours of employment outside the normal working hours of the CDJFS to collect information relevant to applications for publicly funded child care and to make eligibility determinations.

- (3) Providing training and technical assistance to individuals or agencies so they may assist families in completing the application process and, where applicable, in making eligibility determinations.
- (4) Extending the CDJFS hours of operation to accommodate the needs of employed caretakers and to enable them to apply for child care services.

(D) Provide caretakers with complete written explanations of the following:

- (1) Instructions on how to apply for publicly funded child care.
- (2) Factors used in determining eligibility including family income, family size, ages of family members and the caretaker's hours of employment, training or education.
- (3) The caretaker's responsibility for reporting changes of information that may affect eligibility.
- (4) The consequences to the caretaker for failure to accurately and completely report information or changes, including:
 - (a) A repayment of child care benefits pursuant to rule 5101:2-16-71 of the Administrative Code.
 - (b) Termination or denial of child care benefits.
 - (c) Penalty of fine and/or imprisonment if a court action renders a finding that the caretaker fraudulently received child care benefits for which the caretaker was not eligible.

~~(D)~~(E) Allow eligible caretakers a choice from all available child care providers who are certified or licensed. The CDJFS shall make available a current list of all professional certified and licensed providers in the county. The CDJFS shall provide selected portions of the list or the complete list as requested by the caretaker to facilitate parental choice. Such lists shall include, but are not limited to:

- (1) Reasonable access to the child's home or school. Publicly funded child care may only be provided in a child's own home by an in-home aide.
- (2) Reasonable access to the caretaker's place of employment, education or training.
- (3) Reasonable access to special child care needs as specified by the family.

- (E) ~~Provide reports to ODJFS regarding expenditures for the purchase of publicly funded child care.~~
- (F) ~~The CDJFS shall report~~ Report to ODJFS any known or suspected violations of Chapter 5104. of the Revised Code or the rules promulgated pursuant to that chapter regarding licensed child care centers, approved child day camps, school child programs, ~~or type A homes, or type B homes.~~
- (G) Retain records in accordance with Chapter 149. of the Revised Code. Records shall be maintained a minimum of three years or until an audit is completed, if one has been initiated within a three-year period, to document compliance with child care requirements. The records shall include, but not be limited to, those required by Chapters 5101:2-12, 5101:2-13, 5101:2-14, 5101:2-16 and 5101:2-18 of the Administrative Code.
- (H) Report all child care information required by ODJFS data and payment information systems.
- (1) The CDJFS shall transmit all data regarding child care eligibility and authorizations on a daily basis as required in the ~~CCIDS/3299~~ child care information data system (CCIDS) or other data systems required by ODJFS.
 - (2) The CDJFS shall submit eligibility data no later than five days following the date eligibility is determined or no later than five days following any reported changes to a case that affect eligibility or authorizations.
 - (3) The CDJFS shall assign each family a payment code according to the family's programmatic eligibility for publicly funded child care benefits.
- (I) Limit access ~~Access to and use of CCIDS the automated child care eligibility, authorization and payment system shall be limited~~ to the extent necessary to meet the requirements of the publicly funded child care program under the Child Care and Development Block Grant Act of 1990, established in section 5082 of the Omnibus Budget Reconciliation Act of 1990, 104 Stat. 1388-236 (1990), 42 U.S.C. 9858, as amended.
- (1) Personnel having access to CCIDS ~~the automated child care eligibility, authorization and payment system~~ shall be limited to those persons who have been trained in the confidentiality requirements of ODJFS, who are informed of all penalties, who have been trained in security procedures and who have signed the JFS 07078 "~~ODJFS Code of Responsibility for Security and Confidentiality of Data Rules~~" (rev. 6/2009).

- (2) The CDJFS shall monitor access to and use of CCIDS ~~the child care eligibility, authorization and payment system~~ to prevent and promptly identify any unauthorized use.
- (3) The CDJFS shall ensure that all personnel who have access to, may have access to or are required to use CCIDS ~~the automated child care eligibility, authorization and payment system~~ are informed of applicable requirements and penalties and have been trained in security procedures.

(J) Process manual claims for a child's attendance not recorded in the Ohio electronic child care (ECC) system. The CDJFS shall:

- (1) Enter data from the JFS 01261 "Publicly Funded Child Care Manual Claim for Attendance" (rev. 2/2014) into the administrative terminal (AT) no later than thirty calendar days from the date the CDJFS receives a completed JFS 01261.
- (2) Reject a JFS 01261 if it has not been submitted by the provider within seven weeks from the week of service being submitted unless otherwise determined by the bureau of state hearings.
- (3) Reject a JFS 01261 submitted for care provided during the current back swipe period unless otherwise determined by the bureau of state hearings.
- (4) Notify the provider within five business days of the rejection of a JFS 01261.

(K) Process adjustments to provider payments for publicly funded child care. The CDJFS shall:

- (1) Submit the JFS 01292 "Publicly Funded Child Care Request for Ohio ECC Payment Adjustment" (rev. 2/2014) to ODJFS no later than thirty calendar days from the date the CDJFS receives a completed JFS 01292 from the provider.
- (2) Reject a JFS 01292 if it has not been submitted by the provider within seven weeks from the week of service being submitted.
- (3) Notify the provider within five business days of the rejection of a JFS 01292.

(L) Cooperate and participate in all reviews including but not limited to, fiscal, programming, records, and other monitoring activities regarding publicly funded child care by ODJFS or any entity acting on behalf of ODJFS, or the federal government.

(M) The CDJFS may contract with an outside entity to:

- (1) Determine eligibility for publicly funded child care benefits in accordance with Chapter 5101:2-16 of the Administrative Code.
- (2) Collect specific information for use by the CDJFS in determining eligibility for publicly funded child care benefits.

Effective: 05/04/2014

R.C. 119.032 review dates: 02/11/2014 and 05/01/2019

CERTIFIED ELECTRONICALLY

Certification

04/18/2014

Date

Promulgated Under: 119.03
Statutory Authority: 5104.30, 5104.34, 5104.38
Rule Amplifies: 5104.01, 5104.30, 5104.34, 5104.38
Prior Effective Dates: 2/11/82, 9/1/86, 5/1/89 (Emer.), 9/28/89, 4/1/90 (Emer.), 6/22/90, 7/1/90 (Emer.), 9/30/90, 5/1/91 (Emer.), 7/29/91, 11/1/91 (Emer.), 1/20/92, 3/2/92 (Emer.), 7/30/92, 1/1/94, 10/1/97 (Emer.), 12/30/97, 2/22/02, 6/9/03, 7/1/05 (Emer.), 10/1/05, 2/1/07, 10/21/2009, 3/28/2010, 8/28/11