

**PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES**

DATE: October 5, 2016
TIME: 10:00 A.M.
LOCATION: Lobby Hearing Room, Rhodes State Office Tower
30 East Broad St., Columbus, Ohio 43215

Pursuant to sections 5104.03, 5104.09, 5104.015, 5104.051, 5104.05 and Chapter 119. of the Revised Code, the director of the Ohio Department of Job and Family Services gives notice of the department's intent to consider the adoption or rescission of the rules as identified below and of a public hearing thereon.

Proposed adopted rules:

5101:2-13-01 "Definitions for licensed family child care" is a new rule that defines the terms used throughout the new chapter of family child care licensing rules.

5101:2-13-02 "Application and amendments for a family child care provider license" is a new rule that describes the process and requirements for applying for a family child care license.

5101:2-13-03 "Compliance inspection and complaint investigation of a licensed family child care provider" is a new rule that outlines guidelines and timeframes for inspections and investigations of the family child care home.

5101:2-13-04 "Building department inspection and fire inspection for a licensed family child care provider" is a new rule that outlines the separate requirements of building and fire safety for type A home providers and type B home providers.

5101:2-13-05 "Denial, revocation and suspension of a family child care application or license" is a new rule that outlines the parameters for denying an application and suspending or revoking a family child care provider license.

5101:2-13-06 "Procedures for a family child care provider operating under a provisional license" is a new rule that outlines the operating requirements during the provisional license period.

5101:2-13-07 "Provider responsibilities, requirements and qualifications for a licensed family child care provider" is a new rule that outlines the education, experience and other requirements to become a licensed provider.

5101:2-13-08 "Employees, child care staff members and substitute responsibilities and qualifications for a licensed family child care provider" is a new rule that outlines the qualifications for all staff members and substitutes.

5101:2-13-09 "Criminal records check requirements for a licensed family child care provider" is a new rule that outlines Bureau of Criminal Investigation, Federal Bureau of Investigation and Nonconviction statement requirements.

5101:2-13-10 "Training and professional development requirements for a licensed family child care provider and child care staff members" is a new rule that outlines the initial and on-going training and professional development requirements for providers and staff.

5101:2-13-11 "Indoor and outdoor space requirements for a licensed family child care provider" is a new rule that outlines indoor and outdoor space requirements in a licensed family child care home.

5101:2-13-12 "Safe equipment and environment for a licensed family child care provider" is a new rule that outlines the requirements for safe equipment and environments in a licensed family child care home.

5101:2-13-13 "Sanitary equipment and environment for a licensed family child care provider" is a new rule that outlines the requirements for sanitary equipment and environments for a licensed family child care home.

5101:2-13-14 "Transportation and field trip safety for a licensed family child care provider" is a new rule that outlines transportation and field trip requirements for a licensed family child care.

5101:2-13-15 "Child record requirements for a licensed family child care provider" is a new rule that outlines child record requirements for a licensed family child care home.

5101:2-13-16 "Emergency and health-related plans for a licensed family child care provider" is a new rule that outlines medical, dental, first aid and communicable disease procedures, incident and injuries and disaster planning for a licensed family child care home.

5101:2-13-17 "Programming and materials for a licensed family child care provider" is a new rule that outlines daily activities for a licensed family child care provider.

5101:2-13-18 "Group size and ratios for a licensed family child care provider" is a new rule that outlines the requirements for staff to child ratios and grouping for a licensed family child care provider.

5101:2-13-19 "Supervision of children and child guidance for a licensed family child care provider" is a new rule that outlines the requirements for supervision and acceptable and unacceptable discipline for a licensed family child care provider.

5101:2-13-20 "Sleeping and napping requirements for a licensed family child care provider" is a new rule that outlines requirements for the use of cribs, mats, cots and other sleep surfaces for a licensed family child care provider.

5101:2-13-21 "Evening and overnight care for a licensed family child care provider" is a new rule that outlines the evening and overnight care guidelines for a licensed family child care provider.

5101:2-13-22 "Meal preparation/nutritional requirements for a licensed family child care provider" is a new rule that outlines meal and snack procedures for a licensed family child care provider.

5101:2-13-23 "Infant care and diaper care for a licensed family child care provider" is a new rule that outlines requirements regarding caring for infants for a licensed family child care provider.

5101:2-13-24 "Swimming and water safety requirements for a licensed family child care provider" is a new rule that outlines swimming and water activity requirements for a licensed family child care provider.

5101:2-13-25 "Medication administration, food supplements and medical foods for a licensed family child care provider" is a new rule that outlines the requirements for administering medication and modified food diets for a licensed family child care provider.

5101:2-13-26 "County agency responsibilities for licensed family child care providers" is a new rule that outlines the county agency responsibilities for licensing family child care providers.

Proposed rescinded rules:

5101:2-13-01 "Definitions for licensed type A homes."

5101:2-13-02 "Types of licensed type A homes."

5101:2-13-03 "License capacity for licensed type A homes."

5101:2-13-04 "Application and issuance of a provisional license for type A homes."

5101:2-13-04.1 "Procedures for a type A home operating under a provisional license."

5101:2-13-05 "License amendments for licensed type A homes."

5101:2-13-07 "Inspection of licensed type A homes with a regular license and the investigation of unlicensed homes."

5101:2-13-08 "Complaint investigations for licensed and unlicensed type A homes."

5101:2-13-09 "Denial or revocation of a type A home application or license."

5101:2-13-09.1 "Suspension of a type A home license."

5101:2-13-10 "Building department inspection for licensed type A homes."

5101:2-13-11 "Fire department approval for licensed type A homes."

5101:2-13-12 "Meal preparation and service and water sanitation for licensed type A homes."

5101:2-13-13 "Indoor floor space requirements in licensed type A homes."

5101:2-13-14 "Outdoor play requirements in licensed type A homes."

5101:2-13-15 "Safe and sanitary equipment and environment in licensed type A homes."

5101:2-13-15.1 "Handwashing and standard precautions in licensed type A homes."

5101:2-13-15.2 "Diapering and toilet training for licensed type A homes."

5101:2-13-15.3 "Smoke-free environment for licensed type A homes."

5101:2-13-15.4 "Toothbrushing in licensed type A homes."

5101:2-13-16 "Requirements for programming and equipment in licensed type A homes."

5101:2-13-17 "Swimming and water safety requirements in licensed type A homes."

5101:2-13-18 "Transportation and field trip safety procedural requirements for licensed type A homes."

5101:2-13-18.1 "Transportation/vehicle requirements for licensed type A homes."

5101:2-13-18.2 "Transportation/driver requirements for licensed type A homes."

5101:2-13-19 "Sleeping, napping, resting and overnight care requirements for type A homes."

5101:2-13-20 "Supervision and staff/child ratios in licensed type A homes."

5101:2-13-21 "Care and nurturing of children for type A homes."

5101:2-13-22 "Child guidance and management for licensed type A homes."

5101:2-13-23 "Evening and overnight care for licensed type A homes."

5101:2-13-24 "Administrator responsibilities and qualifications for type A homes."

5101:2-13-25 "Employee and child care staff member requirements for licensed type A homes."

5101:2-13-26 "Statement of nonconviction and criminal records check for licensed type A homes."

5101:2-13-27 "Training in first aid, CPR, management of communicable disease and child abuse prevention."

5101:2-13-28 "Inservice training for licensed type A homes."

5101:2-13-30 "Policies/procedures and insurance requirements for licensed type A homes."

5101:2-13-31 "Administration of medication requirements for licensed type A homes."

5101:2-13-33 "Management of illness in licensed type A homes."

5101:2-13-34 "Medical, dental, and general emergency plan for licensed type A homes."

5101:2-13-35 "Incident/injury report for licensed type A homes."

5101:2-13-36 "First aid supplies/procedures for licensed type A homes."

5101:2-13-37 "Children's medical and enrollment records for licensed type A homes."

5101:2-13-38 "Care of children with health conditions in licensed type A homes."

5101:2-13-39 "Requirements for meals and snacks in type A homes."

5101:2-13-40 "Daily program for infants in licensed type A homes."

5101:2-13-41 "Infant feeding requirements in licensed type A homes."

5101:2-13-42 "Cribs in licensed type A homes."

5101:2-14-08 "Training requirements for a licensed type B home provider."

5101:2-14-09 "Emergency/substitute caregiver and employees for a licensed type B home provider."

5101:2-14-10 "Fire safety requirements for a licensed type B home provider."

5101:2-14-11 "Indoor and outdoor space requirements for a licensed type B home provider."

5101:2-14-12 "Safe equipment and environment for a licensed type B home provider."

5101:2-14-13 "Sanitary equipment and environment for a licensed type B home provider."

5101:2-14-14 "Transportation and field trip safety for a licensed type B home provider."

5101:2-14-15 "Child records requirements for a licensed type B home provider."

5101:2-14-16 "Medical, dental, first aid and communicable disease procedures for a licensed type B home provider."

5101:2-14-17 "Programming and materials for a licensed type B home provider."

5101:2-14-18 "Group size for a licensed type B home provider."

5101:2-14-19 "Sleeping and napping requirements for a licensed type B home provider."

5101:2-14-20 "Supervision of children and child guidance for a licensed type B home provider."

5101:2-14-21 "Meal preparation/nutritional requirements for a licensed type B home provider."

5101:2-14-22 "Infant care and diaper care for a licensed type B home provider."

5101:2-14-23 "Swimming and water safety requirements for a licensed type B home provider."

5101:2-14-24 "Evening and overnight care requirements for a licensed type B home provider."

5101:2-14-25 "County department of job and family services licensing responsibilities for type B home providers."

A copy of the proposed rules is available, without charge, to any person affected by the rules at the address listed below. The rules are also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rules will be held at the date, time, and location listed at the top of this notice. Either written or oral testimony will be taken at the public hearing. Additionally, written comments submitted or postmarked no later than the date of the public hearing will be treated as testimony.

Requests for a copy of the proposed rules or comments on the rules should be submitted by mail to the Ohio Department of Job and Family Services, Office of Legal and Acquisition Services, 30 East Broad Street, 31st Floor, Columbus, Ohio 43215-3414, by fax at (614) 752-8298, or by e-mail at rules@jfs.ohio.gov.