



## Type A Home Serious Risk Non-Compliances

Eligibility to apply for a star rating is contingent upon the Type A Home's compliance with the following rule sections. Compliance history will be reviewed for the most recent regular licensing inspection prior to the Type A Home's date of application. Additionally, a non-compliance with these rule sections will result in a Type A home having their star rating suspended or removed, based on the circumstances of the non-compliance.

### Rule 5101:2-13-26 Statement of Nonconviction and Criminal Records Check

- A signed non-conviction statement, including verification that a fingerprint check has been requested, must be on file for all owners, administrators, and employees before they begin employment; and for any resident of the type A home who is 18 years and older.
- If an individual is unable to sign the non-conviction statement due to having a child removed from their home, they shall not be an administrator, owner, employee, or reside in the type A home.
- All owners, administrators, employees and any resident of the type A home who is 18 years and older shall complete a criminal records check as required by Rule 26.
- If potential staff members will not provide their fingerprints, they shall not be employed.
- The center must update a records check if the employee leaves the center's employment and is then rehired.
- Records check results must be on file within 30 days of the date of hire.
- Individuals may not have sole responsibility for the care, custody, or control of a child until the administrator has reviewed and approved the results of the criminal records check.
- If an employee has a prohibitive conviction they must be released until the Type A verifies they meet rehabilitation standards, if applicable.
- If the Type A home uses the services of a student or contracts with individuals or agencies and the individual meets the definition of employee in Rule 26, the Type A home must have the criminal records check results on file from the school or contracted agencies, or request the results themselves.

### Rule 5101:2-13-22 Guidance and Management

- Staff may not use/do any of the following:
  - Abuse, endanger, or neglect
  - Cruel, harsh, unusual, or extreme techniques
  - Corporal punishment
  - Physical restraints
  - Restraining a child, other than for a short period of time so that the child may regain control
  - Place a child in a locked room or confine them in an enclosed area
  - Withhold food, rest, or toilet use
  - Use verbal abuse
  - Isolate or restrict children for an extended period of time

### Rule 5101:2-13-31 Administration of Medication

- In order to administer prescription medication, there must be either written instructions from both the parent/guardian and a physician, dentist, or certified nurse practitioner on the required form or a prescription label on the bottle.
- Only nonprescription fever and/or pain reducing medications which do not contain aspirin and cough and cold medications which do not contain codeine may be administered at the center. These can only be given in the following circumstances:
  - Written instructions, which do not exceed manufacturers recommended dosages, from the parents/guardians are obtained on the prescribed form.
  - Medication must be in original container with label attached, which specifies dosages.
  - The child's name must be on the container.
- The Type A staff must document when they administer medication on the prescribed form.
- Administered dosages may not exceed prescribed or manufacturers recommended dosages.
- Medication shall be stored out of the reach of children.

### Rule 5101:2-13-38 Care of Children with Health Conditions

- A written plan shall be on file for children who have medical/health conditions, including school age children who carry an inhaler or emergency medication. The plan must be completed by the parent/guardian, and signed by the parent/guardian, staff who are responsible for the child, the administrator, and the professional trainer (if applicable).
- The plan must include the child's name, the instructions for the medical procedures, the names of the staff trained to perform the procedures, and parent/guardian permission.
- Only trained staff shall perform medical procedures. There must be a trained staff member onsite whenever the child who needs the medical procedure is present.
- All necessary medical supplies shall be taken on all routine and field trips.

### Rule 5101:2-13-20 Supervision and Staff/Child Ratio

- Staff/child ratios shall be maintained.
- Children must be within sight or hearing of a child care staff member.

### Rule 5101:2-13-03 License Capacity

- No more than a total of twelve children shall be in attendance at any one time.
- Occupancy limits set by the building or fire departments shall not be exceeded.

### Rule 5101:2-13-18 Transportation Requirements

- Ratios shall be maintained on all field and routine trips.
- Children shall not be left unattended in a vehicle.
- The driver must be 18 years old and have a valid driver's license for the vehicle they are driving.
- The driver cannot be under the influence of any substance which would impair their driving ability.
- No more than one child is permitted to be in a seat belt.
- Children may not stand or sit on the floor of a vehicle.
- All children must be seated, and use a car seat, according to Ohio law.
- Children under 12 shall not be seated in the front seat of the vehicle.
- Type A vehicles and those driven by staff shall have an annual safety check by an approved entity. Any violations shall be corrected.