



CHILD CARE LICENSING REPORT STATE FISCAL YEAR 2018

OHIO DEPARTMENT OF JOB AND FAMILY SERVICES
OFFICE OF FAMILY ASSISTANCE

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INTRODUCTION

The Annual Child Care Licensing Report provides information regarding the licensing activities and inspections performed by the Ohio Department of Job and Family Services (ODJFS), Office of Family Assistance, Bureau of Child Care Licensing and Monitoring, as required by Section 5104.04 of the Ohio Revised Code.

“The Department shall prepare an annual report on inspections conducted under this section. The report shall include the number of inspections conducted, the number and types of violations found, and the steps taken to address the violations. The department shall file the report with the governor, the president and minority leader of the senate, and the speaker of the house of representatives on or before the first day of January of each year, beginning in 1999.”

The Bureau of Child Care Licensing and Monitoring is managed by a bureau chief, who oversees all bureau operations. The bureau is structured with a central office and five regional offices throughout the state, in Akron, Cleveland, Columbus, Dayton and Toledo. Additionally, the 88 county departments of job and family services conduct licensing and monitoring.

This report outlines licensing activities conducted during state fiscal year (SFY) 2018, between July 1, 2017, and June 30, 2018, for licensed child care centers, Type A Homes and Type B Homes. A child care center is defined as any place that is not the permanent residence of the licensee or administrator in which child care is provided, with or without compensation, for seven to 12 children at one time, or any place in which child care is provided for 13 or more children at one time. A Type A Home is defined as a residence of a child care provider in which care is provided for seven to 12 children. A Type B Home is defined as a residence of a child care provider in which care is provided for one to six children.

During SFY 2018, Ohio had 7,890 licensed child care programs, which included 4,374 child care centers, 275 Type A Homes and 3,241 Type B Homes.

INSPECTION SUMMARY

The Ohio Department of Job and Family Services (ODJFS) utilizes a hybrid method when conducting inspections. This includes differential and risk assessment monitoring. Differential monitoring is a regulatory method for determining the frequency or depth of monitoring based on a program’s history of compliance. Therefore, additional inspections may be conducted based on the history of non-compliances. A risk assessment model identifies rules that pose the greatest risk of harm to children and assigns a point value to determine the need for additional inspections or enforcement actions. Child care centers, Type A Homes and Type B Homes are inspected by state and county licensing specialists to assess minimum health and safety standards, as required in Ohio Revised Code 5104 and Ohio Administrative Code 5101:2-12 and 5101:2-13. An announced initial pre-licensing inspection is completed for newly licensed programs. Once licensed, programs are issued a one-year provisional license. If the program demonstrates full compliance, the provisional license may be amended to a non-expiring continuous license. Child care centers receive at least one unannounced inspection each year, and Type A and B Homes receive at least two inspections after the initial license is approved. In addition to routine inspections, ODJFS and county agency licensing specialists are mandated to investigate complaints regarding rule violations of Ohio’s licensing regulations. After completing an investigation, the licensing specialist determines if the allegation is substantiated, unsubstantiated or unable to be determined for each allegation. A substantiated allegation is one in which there is enough evidence to support

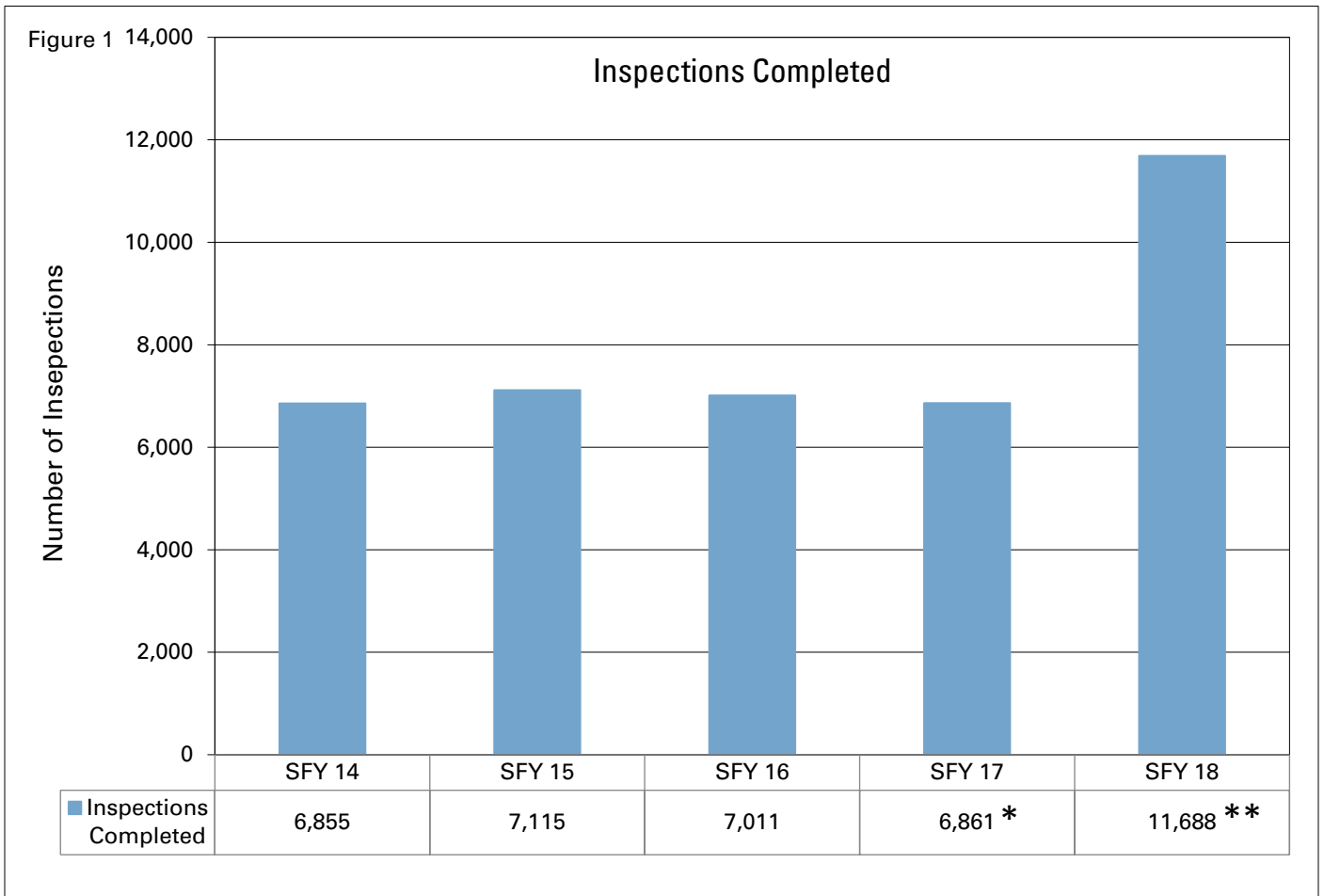
the allegation. An unsubstantiated allegation is one in which there is clear evidence that the allegation was false or did not occur. An allegation deemed “unable to be determined” means that the licensing specialist could not determine whether the allegation was true or false.

During on-site inspections, licensing specialists document findings in a mobile software application known as the Ohio Child Licensing and Quality System (OCLQS) and generate reports with details of the on-site inspections. Any areas of non-compliance require corrective action plans. At the conclusion of each inspection, the licensing specialist conducts an exit interview to review each finding and provide technical assistance to help support the program’s compliance. Once the report and exit interview are complete, a copy of the report is electronically forwarded to the program, and the report is uploaded to the ODJFS website for review by the public.

Child Care Center, Type A and B Home Inspections

During SFY 2018, ODJFS licensing specialists successfully performed 6,487 inspections and licensed 279 new child care centers. County agency specialists successfully performed 5,201 inspections and licensed 194 new Type A and B Home providers. Of the inspections completed, 1,271 were initiated due to child care center complaints, and 181 were initiated due to Type A and B Home complaints.

Figure 1 reflects the number of inspections completed during each of the past five state fiscal years, along with the number of complaint investigations. Note that SFYs 14, 15, 16, 17 include data for child care centers and Type A Homes. SFY 18 includes data for all child care programs.



**Data for SFY 17 field was updated from the SFY 17 Licensing Annual Report.*

***Data includes Type B Homes.*

Technical Assistance

In addition to monitoring and facilitating compliance through inspections and complaint investigations, licensing specialists offer technical assistance and training to child care programs to promote compliance and educate providers on quality practices. Technical assistance consists of providing suggestions for reaching or maintaining compliance, explaining the intent of the rule and sharing best practices. The ODJFS licensing specialists provide targeted technical assistance to new administrators by contacting them by telephone upon hire to answer questions and provide resources. Additionally, routine trainings are conducted throughout Ohio. These trainings review all licensing requirements so that administrators have a clear understanding of the expectations. Additionally, ODJFS provides various technical assistance documents to programs on licensing and Step Up To Quality requirements.

CORRECTIVE ACTION PLAN

Licensed programs must submit a corrective action plan (CAP) for identified non-compliances cited during an inspection. The program submits the CAP through OCLQS, outlines their plan to correct the non-compliance, and indicates how they will ensure continued compliance. All non-compliances are documented in the licensing inspection report and reviewed with the administrator, Type A or B Home provider, or designee upon completion of the inspection. The program is given a deadline date to complete the CAP and submit the required documentation in OCLQS. The status of the CAP is displayed on the ODJFS website documenting the CAP resolution.

SUMMARY OF COMPLIANCE FINDINGS

During on-site inspections, licensing specialists verify program compliance with licensing rules by making observations, conducting interviews and reviewing documentation. If an inspection identifies multiple violations of the same rule, the program is cited for that noncompliance only once.

Non-compliances are categorized as serious, moderate or low risk and are assigned a point value based on the severity of the non-compliance. Serious Risk Non-compliances (SRNCs) are rule violations that may lead to the greatest risk of harm, immediately endangering the health and safety of children while in care and/or potentially causing death. A SRNC must be observed or determined, not inferred, by the licensing specialist and is a 6-point violation. A moderate risk noncompliance, which is a 3-point violation, must also be observed and not inferred by the licensing specialist. A low-risk non-compliance, a 1-point violation, still poses a health or safety risk to children while in care.

The following tables illustrate the type and most frequent SRNC violations cited during SFY 2018 for child care centers and Type A and B Homes.

Child Care center Most Frequently Cited Non-Compliances By Finding and Risk Level

Center Serious Risk Non-Compliances	
Rule	Total Number of Violations Determined in SFY 2018
Supervision Absent - Left Outside, Offsite, or Swimming Activity	75
Children Not Protected - Resulted in Serious Incident/Injury	18
Prohibited Guidance and Management Technique Used Which Resulted in Substantiated Public Children Services Agency (PCSA) Abuse/Neglect Finding	15
Failed to Report Abuse/Neglect to PCSA	12
Employee Background Check Not Eligible - Remained Employed	11
Administrator/Owner Provided Misleading or False Information	11
Employee Had Child Removed from Home and Remained Employed	9
Non-Valid Driver's License	6
Prohibited Guidance and Management Technique Used by the Owner/Administrator	5
Child(ren) Left Unattended in Vehicle	4
Total	166

Center Moderate Risk Non-Compliances	
Rule	Total Number of Violations Determined in SFY 2018
Child Administration of Medication Form Not on File or Missing Information	852
Child Health Care Plan Missing Information / Signatures	638
Staff-Child Ratio Determined Out Once During Inspection	545
Child Health Care Plan Did Not Include Monitoring for Symptoms/Medical Procedure	404
Toxic Chemicals Stored in Children's Reach	269
No Carbon Monoxide Detector*	251
Fire Inspection Overdue – Inspection Not Scheduled Within 30 Days	198
Lack of Supervision Inside Facility	189
Background Checks Not Requested	178
Staff-Child Ratios Out More Than Once During Inspection	166
Total	3,690

**No longer a rule requirement.*

Center Low Risk Non-Compliances	
Rule	Total Number of Violations Determined in SFY 2018
Child Enrollment Form Incomplete	1,962
One Hour Child Abuse Training Not Completed	1,388
No Fire, Tornado, or Lockdown Drills Conducted	1,308
No Staff Medical	1,115
No Staff Orientation Training	1,107
No Staff Education Verification	939
General Safety Hazards Indoors	926
First Aid Kits With Missing Items	910
Missing Information on Staff Medical	866
Parent Handbook Information Missing	851
Total	11,372

Type A and B Home Most Frequently Cited Non-Compliance By Finding and Risk Level

Type A and B Home Serious Risk Non-Compliances	
Rule	Total Number of Violations Determined in SFY 2018
Child Abuse and Neglect Check Not Completed or Updated- Provider	65
Alcohol Within Reach of Child(ren)	19
Child Abuse and Neglect Check Not Completed- Employee	17
Provider Presented Misleading or False Information	15
Firearms Not Secured	10
Access Denied for Inspection	8
Swimming Pool Accessible	7
Illegal Drugs on the Premises	5
Supervision- No Adult Outside	5
Supervision- Child Left Unattended Offsite or During Swimming	4
Total	155

Type A and B Home Moderate Risk Non-Compliances	
Rule	Total Number of Violations Determined in SFY 2018
No Carbon Monoxide Detector/Not Following Manufacturer's Guidelines	212
Environmental Health and Safety Hazards	163
No Child Health Care Plan on File	140
Medication Form Not on File/Missing Information	131
Toxic Chemicals Stored in Children's Reach	121
Background Checks Not Updated	121
No Statement of Non-Conviction on File*	100
Provider with Sole Responsibility and no Background Check Results on File	91
No Background Checks Requested	73
Over License Capacity	50
Total	1,202

**No longer a rule requirement due to background check request being conducted by ODJFS.*

Type A and B Home Low Risk Non-Compliances

Rule	Total Number of Violations Determined in SFY 2018
No Provider Medical or Expired	1,505
Disaster Plan – Not Available/Complete	878
Missing Communicable Disease or Child Abuse Training	780
No Fire, Tornado, or Lockdown Drills Conducted	763
First Aid Kits with Missing Items/Items Not Replaced	749
Child Enrollment Form Incomplete	718
Fire/Weather Plan Not Posted	540
No Child Enrollment Form	481
Child Enrollment Form Not Updated	473
No Liability Insurance	415
Total	7,302

Center and Type A and B Home Enforcement

When a program is unable to achieve and maintain compliance or places children at imminent risk of harm without correcting the issue immediately, ODJFS may suspend or revoke the program’s license, pursuant to Ohio Revised Code Chapters 119 and 5104. After a program is recommended for revocation, a settlement may be reached that includes an agreement of terms between ODJFS and the program.

The table below shows the number of license revocations, settlement agreements and license suspensions during SFY 18.

Licensing Enforcement			
Program Type	License Revocation	Settlement Agreement	License Suspension
Centers	14	4	1
Type A Homes	0	0	0
Type B Homes	31	0	3
Total	45	4	4

Serious Incident/Injury, Child Fatalities, Substantiated Child Abuse/Neglect

Serious incidents, injuries, or a child fatality may occur in child care programs that are licensed and monitored by ODJFS or participate in the Publicly Funded Child Care (PFCC) program. Serious incidents or injuries are typically accidental or unintentional circumstances such as a child falling and bumping their head, being left unattended or sustaining a broken bone. The program must report the situation to ODJFS and further investigation is conducted. Additionally, complaints received which cite rule violations may also include allegations of child abuse or neglect. The allegations are investigated jointly by ODJFS or the county agency and the county PCSA and at the conclusion of the investigation, the PCSA makes a final determination of child abuse or neglect.

The table below indicates the number of serious incidents, injuries, fatalities, and substantiated abuse or neglect findings for all program types licensed and monitored by ODJFS or participating in PFCC.

Reported Serious Incidents/Injuries, Child Fatalities, Substantiated Abuse/Neglect			
Program Type	Serious Incident/Injury	Child Fatalities	Substantiated Child Abuse/Neglect
Centers	3,074	0	14
Type A Homes	9	0	0
Type B Homes	38	0	5
Day Camps	0	0	0
In-Home Aids	0	0	0
Total	3,121	0	19