

**As Reported by the House Health Committee**

**136th General Assembly**

**Regular Session**

**2025-2026**

**Sub. H. B. No. 141**

**Representatives Baker, Abrams**

**Cosponsors: Representatives Schmidt, Deeter, Brownlee, Grim, White, A.**

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To enact sections 3724.01, 3724.02, 3724.03,  
3724.04, 3724.05, 3724.06, 3724.07, 3724.08,  
3724.09, 3724.10, 3724.99, 5164.27, and 5166.111  
of the Revised Code regarding prescribed  
pediatric extended care centers.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 3724.01, 3724.02, 3724.03,  
3724.04, 3724.05, 3724.06, 3724.07, 3724.08, 3724.09, 3724.10,  
3724.99, 5164.27, and 5166.111 of the Revised Code be enacted to  
read as follows:

**Sec. 3724.01.** As used in this chapter:

(A) "Hospital" has the same meaning as in section 3722.01  
of the Revised Code.

(B) "Licensed practical nurse" and "registered nurse" have  
the same meanings as in section 4723.01 of the Revised Code.

(C) "Medically dependent or technologically dependent  
child" means an individual who is less than twenty-one years of  
age and requires, as a result of a medical condition, continuous  
therapeutic interventions or skilled nursing supervision.

(D) "Owner or operator" means any individual who owns or 19  
has general administrative charge of a prescribed pediatric 20  
extended care center. 21

(E) "Physician" means an individual authorized under 22  
Chapter 4731. of the Revised Code to practice medicine and 23  
surgery or osteopathic medicine and surgery. 24

(F) "Prescribed pediatric extended care center" means a 25  
facility other than a hospital, whether operated for profit or 26  
not, that provides and delivers, or allows for the provision of, 27  
services, supports, and therapies to medically dependent or 28  
technologically dependent children and their legal guardians as 29  
described in section 3724.06 of the Revised Code. 30

**Sec. 3724.02.** No person, firm, organization, institution, 31  
or agency shall knowingly operate a prescribed pediatric 32  
extended care center without a license issued under this 33  
chapter. 34

**Sec. 3724.03.** (A) A person, firm, organization, 35  
institution, or agency seeking a license to operate a prescribed 36  
pediatric extended care center shall file with the director of 37  
health an application in a manner prescribed by the director. 38  
The application shall include all the information the director 39  
considers necessary to process the application, including 40  
evidence satisfactory to the director that the applicant 41  
satisfies the requirements of division (B) of this section. 42

(B) To be eligible to receive a license to operate a 43  
prescribed pediatric extended care center, an applicant shall 44  
satisfy all of the following requirements: 45

(1) Hold a current, valid child care center license issued 46  
under Chapter 5104. of the Revised Code and operate the child 47

care center at the same address at which the prescribed 48  
pediatric extended care center will operate; 49

(2) Contract with or employ a medical director who is a 50  
physician specializing in pediatric medicine and has at least 51  
three years of clinical experience in that specialty; 52

(3) Contract with or employ one or more nurse managers, 53  
with each nurse manager being a registered nurse with clinical 54  
experience in pediatric nursing; 55

(4) Submit an initial application fee of one thousand 56  
dollars or, in the case of an applicant that already holds a 57  
license to operate a prescribed pediatric extended care center, 58  
an initial application fee of two hundred fifty dollars. 59

(C) The director shall review all applications received 60  
under this section. After receiving an application the director 61  
considers complete, the director shall determine whether the 62  
applicant meets the requirements for a license to operate a 63  
prescribed pediatric extended care center. 64

**Sec. 3724.04.** (A) If the director of health determines 65  
that an applicant meets the requirements of section 3724.03 of 66  
the Revised Code, the director shall issue the license to the 67  
applicant. 68

(B) The license shall be valid for three years, unless 69  
revoked or suspended, shall expire on the date that is three 70  
years after the date of issuance, and may be renewed for 71  
additional three-year periods in accordance with division (C) of 72  
this section and rules adopted under section 3724.05 of the 73  
Revised Code. 74

(C) To renew a license issued under this section, a 75  
prescribed pediatric extended care center shall, on or before 76

the license's expiration date, apply to the director of health 77  
for renewal. Renewal applications shall be submitted to the 78  
director in a manner prescribed by the director. Each 79  
application shall be accompanied by a renewal fee of five 80  
hundred dollars. The director shall renew a license if the 81  
director determines that the applicant holds a current, valid 82  
child care center license issued under Chapter 5104. of the 83  
Revised Code and meets the requirements for renewal established 84  
in rules adopted under section 3724.05 of the Revised Code. 85

**Sec. 3724.05.** (A) Not later than ninety days after the 86  
effective date of this section, the director of health shall 87  
adopt rules establishing standards and procedures for the 88  
licensure and regulation of prescribed pediatric extended care 89  
centers, including rules that do all of the following: 90

(1) Establish license application and renewal procedures; 91

(2) Specify the reasons for which the department may 92  
refuse to issue or renew, suspend, or revoke a license or 93  
otherwise impose discipline on a license holder; 94

(3) Establish standards for providing and delivering, and 95  
for allowing for the provision of, the services, supports, and 96  
therapies described in section 3724.06 of the Revised Code, in 97  
particular, in a manner that is family-centered while also 98  
individualized for each medically dependent or technologically 99  
dependent child and the child's caregiver and in a setting that 100  
is both integrated and inclusive; 101

(4) Establish standards to ensure that the center's 102  
conditions and physical surroundings are healthy, safe, and 103  
sanitary; 104

(5) Establish minimum qualifications for employment as an 105

operator, registered nurse, licensed practical nurse, or other 106  
staff member as well as training requirements for such 107  
employees; 108

(6) Specify the manner in which medical records, data, and 109  
other information relating to the children and families 110  
receiving services, supports, and therapies are to be 111  
maintained; 112

(7) Establish standards and procedures for providing 113  
medical transportation services to and from prescribed pediatric 114  
extended care centers, including by ensuring both of the 115  
following: 116

(a) That nursing support is available when such services 117  
are provided; 118

(b) That a provider of medical transportation services is 119  
prohibited from providing such services to and from a center if 120  
the provider is related to the center's owner or operator by 121  
blood, marriage, or adoption. 122

(8) Establish procedures and a timeline for conducting 123  
center inspections and audits. 124

The director also may adopt any other rules the director 125  
considers necessary to implement and administer this chapter. 126

(B) The rules described in this section shall be adopted 127  
in accordance with Chapter 119. of the Revised Code. 128

**Sec. 3724.06. (A) (1) A prescribed pediatric extended care** 129  
**center licensed under this chapter may provide and deliver at** 130  
**the center, for a part of the day, any of the following** 131  
**nonresidential services to medically dependent or** 132  
**technologically dependent children who are not related to the** 133

<u>center's owner or operator by blood, marriage, or adoption:</u>	134
<u>(a) Medical services;</u>	135
<u>(b) Nursing services;</u>	136
<u>(c) Psychosocial services;</u>	137
<u>(d) Developmental education.</u>	138
<u>(2) The center also may provide and deliver services to</u>	139
<u>meet the caregiver training needs of a medically dependent or</u>	140
<u>technologically dependent child's legal guardian.</u>	141
<u>(B) In addition to the services a prescribed pediatric</u>	142
<u>extended care center may provide and deliver under division (A)</u>	143
<u>of this section, the center may allow for any of the following</u>	144
<u>nonresidential services, supports, and therapies to be provided,</u>	145
<u>for a part of the day, at the center:</u>	146
<u>(1) Speech therapy;</u>	147
<u>(2) Occupational therapy;</u>	148
<u>(3) Physical therapy;</u>	149
<u>(4) Social work services;</u>	150
<u>(5) Developmental services;</u>	151
<u>(6) Child life services;</u>	152
<u>(7) Psychological services;</u>	153
<u>(8) Behavioral supports.</u>	154
<u>In allowing for the services, supports, and therapies</u>	155
<u>described in this division to be provided for at the center, the</u>	156
<u>center may contract with another entity to provide those</u>	157
<u>services, supports, and therapies.</u>	158

Sec. 3724.07. In operating a prescribed pediatric extended 159  
care center, a center is subject to all of the following 160  
requirements: 161

(A) The center shall maintain the following medically 162  
dependent or technologically dependent child-to-staff ratios: 163

(1) When caring for not more than twelve children, two 164  
registered nurses; 165

(2) When caring for at least thirteen but not more than 166  
twenty children, two registered nurses and one licensed 167  
practical nurse; 168

(3) When caring for at least twenty-one but not more than 169  
thirty children, three registered nurses and two licensed 170  
practical nurses. 171

For every eight children added to the thirty children 172  
described in division (A) (3) of this section, the center shall 173  
ensure that another registered nurse is providing care, in 174  
addition to the three registered nurses described in that 175  
division. 176

(B) A nurse manager, or nurse manager's designee, shall be 177  
present at the center during its hours of operation. 178

(C) The center shall utilize an electronic medical records 179  
system to maintain records relating to the medically dependent 180  
and technologically dependent children it enrolls. Such a system 181  
shall include all of the following records: daily assessments, 182  
medication lists, and reports of medications administered, 183  
medication errors, and therapeutic interventions. The center 184  
shall ensure that the system allows for periodic audits and 185  
assists the center in implementing internal compliance programs. 186

(D) The center shall assist the department of health in 187  
any audits the department conducts of the center, including 188  
those related to the center's delivery of and billing for 189  
services. 190

(E) The center shall consider both of the following when 191  
prioritizing enrollment of medically dependent or 192  
technologically dependent children: 193

(1) The employment status of parents; 194

(2) The extent of children's medical needs. 195

Sec. 3724.08. (A) Before a medically dependent or 196  
technologically dependent child may enroll in a prescribed 197  
pediatric extended care center, the child's parent or legal 198  
guardian shall submit to the center a referral from the child's 199  
provider, describing the child's medical condition, medical 200  
stability, and the continuous therapeutic interventions or 201  
skilled nursing supervision that the child requires. 202

(B) Once a medically dependent or technologically 203  
dependent child enrolls and begins to receive services, 204  
supports, and therapies as described in division (A) of section 205  
3724.06 of the Revised Code, the child shall remain under the 206  
care of a provider other than the center's medical director. The 207  
center's medical director, in consultation with the child's 208  
provider and parent or legal guardian, shall develop for the 209  
child a treatment plan that outlines the child's required 210  
therapeutic interventions and skilled nursing supervision. The 211  
center's nurse manager shall coordinate the implementation of 212  
the child's treatment plan, with the plan's interventions and 213  
skilled nursing to be administered by either a registered nurse 214  
employed by the center or a licensed practical nurse employed by 215



the center and under the direct supervision of the registered 216  
nurse. 217

(C) The center's medical director shall be available 218  
either in person or by electronic communication to consult with 219  
the center's nurse manager and other nursing staff. On at least 220  
a monthly basis, the medical director shall review each child's 221  
treatment plan and medical records and shall update the plan as 222  
necessary. 223

**Sec. 3724.09.** The department of health may refuse to issue 224  
or renew, suspend, or revoke a license or otherwise impose 225  
discipline on a license holder for any violation of this chapter 226  
or rules adopted under it. Such discipline may include the 227  
imposition of a civil penalty in an amount not more than five 228  
hundred dollars for each violation and for each day the 229  
violation continues. 230

**Sec. 3724.10.** Nothing in this chapter prohibits a child 231  
care center licensed under Chapter 5104. of the Revised Code 232  
from providing, or continuing to provide, special needs child 233  
care, as that term is defined in section 5104.01 of the Revised 234  
Code. 235

**Sec. 3724.99.** Whoever violates section 3724.02 of the 236  
Revised Code shall be fined in an amount not less than five 237  
hundred dollars and not more than ten thousand dollars for each 238  
offense. 239

**Sec. 5164.27.** (A) As used in this section, "medically 240  
dependent or technologically dependent child" and "prescribed 241  
pediatric extended care center" have the same meanings as in 242  
section 3724.01 of the Revised Code. 243

(B) The medicaid director shall seek approval from the 244

United States centers for medicare and medicaid services to 245  
cover services provided by a prescribed pediatric extended care 246  
center, as described in division (A)(1) of section 3724.06 of 247  
the Revised Code, to medically dependent or technologically 248  
dependent children in this state as part of the early and 249  
periodic screening, diagnostic, and treatment program. 250

(C) To be eligible to receive medicaid payments under this 251  
section, a prescribed pediatric extended care center shall hold 252  
both of the following: 253

(1) A valid license issued under section 3724.04 of the 254  
Revised Code; 255

(2) A valid medicaid provider agreement. 256

**Sec. 5166.111.** Not later than ninety days after the 257  
effective date of this section, the department of medicaid shall 258  
establish pediatric-specific processes for level of care 259  
determinations that apply when determining if an individual 260  
qualifies for services provided under the Ohio home care waiver 261  
program. 262