

Sub. H.B. 110
L-134-0001-3

_____ moved to amend as follows:

- In line 81, after "5104.34," insert "5104.38," 1
- In line 248, after "5104.34," insert "5104.38," 2
- After line 48796, insert: 3

"**Sec. 5104.38.** In addition to any other rules adopted under 4
 this chapter, the director of job and family services shall adopt 5
 rules in accordance with Chapter 119. of the Revised Code 6
 governing financial and administrative requirements for publicly 7
 funded child care and establishing all of the following: 8

(A) Procedures and criteria to be used in making 9
 determinations of eligibility for publicly funded child care that 10
 give priority to children of families with lower incomes and 11
 procedures and criteria for eligibility for publicly funded 12
 protective child care or homeless child care. The rules shall 13
 specify the maximum amount of income a family may have for initial 14
 and continued eligibility. The maximum amount shall ~~not~~ neither be 15
less than one hundred fifty per cent of the federal poverty line 16
nor exceed three hundred per cent of the federal poverty line. The 17
 rules may specify exceptions to the eligibility requirements in 18
 the case of a family that previously received publicly funded 19
 child care and is seeking to have the child care reinstated after 20

the family's eligibility was terminated. 21

(B) Procedures under which an applicant for publicly funded 22
child care may receive publicly funded child care while the county 23
department of job and family services determines eligibility and 24
under which a child care provider may appeal a denial of payment 25
under division (A)(2)(b) of section 5104.34 of the Revised Code; 26

(C) A schedule of fees requiring all eligible caretaker 27
parents to pay a fee for publicly funded child care according to 28
income and family size, which shall be uniform for all types of 29
publicly funded child care, except as authorized by rule, and, to 30
the extent permitted by federal law, shall permit the use of state 31
and federal funds to pay the customary deposits and other advance 32
payments that a provider charges all children who receive child 33
care from that provider. 34

(D) A formula for determining the amount of state and federal 35
funds appropriated for publicly funded child care that may be 36
allocated to a county department to use for administrative 37
purposes; 38

(E) Procedures to be followed by the department and county 39
departments in recruiting individuals and groups to become 40
providers of child care; 41

(F) Procedures to be followed in establishing state or local 42
programs designed to assist individuals who are eligible for 43
publicly funded child care in identifying the resources available 44
to them and to refer the individuals to appropriate sources to 45
obtain child care; 46

(G) Procedures to deal with fraud and abuse committed by 47
either recipients or providers of publicly funded child care; 48

(H) Procedures for establishing a child care grant or loan 49

program in accordance with the child care block grant act; 50

(I) Standards and procedures for applicants to apply for 51
 grants and loans, and for the department to make grants and loans; 52

(J) A definition of "person who stands in loco parentis" for 53
 the purposes of division (LL)(3) of section 5104.01 of the Revised 54
 Code; 55

(K) Procedures for a county department of job and family 56
 services to follow in making eligibility determinations and 57
 redeterminations for publicly funded child care available through 58
 telephone, computer, and other means at locations other than the 59
 county department; 60

(L) If the director establishes a different reimbursement 61
 ceiling under division (E)(3)(d) of section 5104.30 of the Revised 62
 Code, standards and procedures for determining the amount of the 63
 higher payment that is to be issued to a child care provider based 64
 on the special needs of the child being served; 65

(M) To the extent permitted by federal law, procedures for 66
 paying for up to thirty days of child care for a child whose 67
 caretaker parent is seeking employment, taking part in employment 68
 orientation activities, or taking part in activities in 69
 anticipation of enrolling in or attending an education or training 70
 program or activity, if the employment or the education or 71
 training program or activity is expected to begin within the 72
 thirty-day period; 73

(N) Any other rules necessary to carry out sections 5104.30 74
 to 5104.43 of the Revised Code." 75

In line 60859, after "5104.34," insert "5104.38," 76

In line 69326, delete "\$961,819,158 \$1,025,474,447" and 77
 insert "\$986,719,158 \$1,054,174,447" 78

In line 69327, add \$24,900,000 to fiscal year 2022 and 79
 \$28,700,000 to fiscal year 2023 80

In line 69328, add \$24,900,000 to fiscal year 2022 and 81
 \$28,700,000 to fiscal year 2023 82

After line 69412, insert: 83

"Any additional funds provided through the Temporary 84
 Assistance for Needy Families Block Grant to the Department of Job 85
 and Family Services through the "American Rescue Plan Act of 86
 2021," Pub. L. No. 117-2, shall first be used to make publicly 87
 funded child care available to those that qualify consistent with 88
 section 5104.38 of the Revised Code in fiscal year 2022 and fiscal 89
 year 2023." 90

The motion was _____ agreed to.

SYNOPSIS

Eligibility for publicly funded child care 91

R.C. 5104.38 92

Specifies that the Department of Job and Family Services 93
 cannot set the maximum amount of income a family may have for 94
 initial and continued eligibility for publicly funded child care 95
 at less than 150% of the federal poverty line. 96

Department of Job and Family Services 97

Sections 307.10 and 307.80 98

Increases FED Fund 3V60 line item 600689, TANF Block Grant, 99
 by \$24,900,000 in FY 2022 and \$28,700,000 in FY 2023 to support 100
 the increase in initial eligibility for the Publicly Funded Child 101

Care program.	102
Requires that any additional TANF funds provided through the	103
American Rescue Plan Act be used to provide publicly funded child	104
care consistent with section 5104.38 of the Revised Code in FY	105
2022 and FY 2023.	106