

As Introduced

135th General Assembly

Regular Session

2023-2024

H. B. No. 570

Representatives Isaacsohn, Sweeney

A BILL

To amend sections 5104.30 and 5104.34 and to enact 1
section 5104.342 of the Revised Code to provide 2
publicly funded child care benefits to child 3
care staff members, to amend the versions of 4
sections 5104.30 and 5104.34 of the Revised Code 5
that are scheduled to take effect on January 1, 6
2025, to continue the changes on and after that 7
date, and to make an appropriation. 8

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

Section 1. That sections 5104.30 and 5104.34 be amended 9
and section 5104.342 of the Revised Code be enacted to read as 10
follows: 11

Sec. 5104.30. (A) The department of job and family 12
services is hereby designated as the state agency responsible 13
for administration and coordination of federal and state funding 14
for publicly funded child care in this state. Publicly funded 15
child care shall be provided to the following: 16

(1) Recipients of transitional child care as provided 17
under section 5104.34 of the Revised Code; 18

(2) Participants in the Ohio works first program 19

established under Chapter 5107. of the Revised Code; 20

(3) Individuals who would be participating in the Ohio 21
works first program if not for a sanction under section 5107.16 22
of the Revised Code and who continue to participate in a work 23
activity, developmental activity, or alternative work activity 24
pursuant to an assignment under section 5107.42 of the Revised 25
Code; 26

(4) A family receiving publicly funded child care on 27
October 1, 1997, until the family's income reaches one hundred 28
fifty per cent of the federal poverty line; 29

(5) Subject to available funds, other individuals 30
determined eligible in accordance with rules adopted under 31
section 5104.38 of the Revised Code; 32

(6) Subject to available funds, child care staff members 33
as provided under section 5104.342 of the Revised Code. 34

The department shall apply to the United States department 35
of health and human services for authority to operate a 36
coordinated program for publicly funded child care, if the 37
director of job and family services determines that the 38
application is necessary. For purposes of this section, the 39
department of job and family services may enter into agreements 40
with other state agencies that are involved in regulation or 41
funding of child care. The department shall consider the special 42
needs of migrant workers when it administers and coordinates 43
publicly funded child care and shall develop appropriate 44
procedures for accommodating the needs of migrant workers for 45
publicly funded child care. 46

(B) The department of job and family services shall 47
distribute state and federal funds for publicly funded child 48

care, including appropriations of state funds for publicly 49
funded child care and appropriations of federal funds available 50
under the child care block grant act, Title IV-A, and Title XX. 51
The department may use any state funds appropriated for publicly 52
funded child care as the state share required to match any 53
federal funds appropriated for publicly funded child care. 54

(C) In the use of federal funds available under the child 55
care block grant act, all of the following apply: 56

(1) The department may use the federal funds to hire staff 57
to prepare any rules required under this chapter and to 58
administer and coordinate federal and state funding for publicly 59
funded child care. 60

(2) Not more than five per cent of the aggregate amount of 61
the federal funds received for a fiscal year may be expended for 62
administrative costs. 63

(3) The department shall allocate and use at least four 64
per cent of the federal funds for the following: 65

(a) Activities designed to provide comprehensive consumer 66
education to parents and the public; 67

(b) Activities that increase parental choice; 68

(c) Activities, including child care resource and referral 69
services, designed to improve the quality, and increase the 70
supply, of child care; 71

(d) Establishing the step up to quality program pursuant 72
to section 5104.29 of the Revised Code. 73

(4) The department shall ensure that the federal funds 74
will be used only to supplement, and will not be used to 75
supplant, federal, state, and local funds available on the 76

effective date of the child care block grant act for publicly 77
funded child care and related programs. If authorized by rules 78
adopted by the department pursuant to section 5104.42 of the 79
Revised Code, county departments of job and family services may 80
purchase child care from funds obtained through any other means. 81

(D) The department shall encourage the development of 82
suitable child care throughout the state, especially in areas 83
with high concentrations of recipients of public assistance and 84
families with low incomes. The department shall encourage the 85
development of suitable child care designed to accommodate the 86
special needs of migrant workers. On request, the department, 87
through its employees or contracts with state or community child 88
care resource and referral service organizations, shall provide 89
consultation to groups and individuals interested in developing 90
child care. The department of job and family services may enter 91
into interagency agreements with the department of education and 92
workforce, the chancellor of higher education, the department of 93
development, and other state agencies and entities whenever the 94
cooperative efforts of the other state agencies and entities are 95
necessary for the department of job and family services to 96
fulfill its duties and responsibilities under this chapter. 97

The department shall develop and maintain a registry of 98
persons providing child care. The director shall adopt rules in 99
accordance with Chapter 119. of the Revised Code establishing 100
procedures and requirements for the registry's administration. 101

(E) (1) The director shall adopt rules in accordance with 102
Chapter 119. of the Revised Code establishing both of the 103
following: 104

(a) Reimbursement rates for providers of publicly funded 105
child care not later than the first day of July in each odd- 106

numbered year;	107
(b) A procedure for reimbursing and paying providers of publicly funded child care.	108 109
(2) In establishing reimbursement rates under division (E) (1) (a) of this section, the director shall do all of the following:	110 111 112
(a) Use the information obtained in accordance with 45 C.F.R. 98.45;	113 114
(b) Establish an enhanced reimbursement rate for providers who provide child care for caretaker parents who work nontraditional hours;	115 116 117
(c) With regard to the step up to quality program established pursuant to section 5104.29 of the Revised Code, establish enhanced reimbursement rates for child care providers that participate in the program.	118 119 120 121
(3) In establishing reimbursement rates under division (E) (1) (a) of this section, the director may establish different reimbursement rates based on any of the following:	122 123 124
(a) Geographic location of the provider;	125
(b) Type of care provided;	126
(c) Age of the child served;	127
(d) Special needs of the child served;	128
(e) Whether the expanded hours of service are provided;	129
(f) Whether weekend service is provided;	130
(g) Whether the provider has exceeded the minimum requirements of state statutes and rules governing child care;	131 132

(h) Any other factors the director considers appropriate. 133

Sec. 5104.34. (A) (1) Each county department of job and 134
family services shall implement procedures for making 135
determinations of eligibility for publicly funded child care. 136
Under those procedures, the eligibility determination for each 137
applicant shall be made no later than thirty calendar days from 138
the date the county department receives a completed application 139
for publicly funded child care. Each applicant shall be notified 140
promptly of the results of the eligibility determination. An 141
applicant aggrieved by a decision or delay in making an 142
eligibility determination may appeal the decision or delay to 143
the department of job and family services in accordance with 144
section 5101.35 of the Revised Code. The due process rights of 145
applicants shall be protected. 146

To the extent permitted by federal law, the county 147
department may make all determinations of eligibility for 148
publicly funded child care, may contract with child care 149
providers or child care resource and referral service 150
organizations for the providers or resource and referral service 151
organizations to make all or any part of the determinations, and 152
may contract with child care providers or child care resource 153
and referral service organizations for the providers or resource 154
and referral service organizations to collect specified 155
information for use by the county department in making 156
determinations. If a county department contracts with a child 157
care provider or a child care resource and referral service 158
organization for eligibility determinations or for the 159
collection of information, the contract shall require the 160
provider or resource and referral service organization to make 161
each eligibility determination no later than thirty calendar 162
days from the date the provider or resource and referral 163

organization receives a completed application that is the basis 164
of the determination and to collect and transmit all necessary 165
information to the county department within a period of time 166
that enables the county department to make each eligibility 167
determination no later than thirty days after the filing of the 168
application that is the basis of the determination. 169

The county department may station employees of the 170
department in various locations throughout the county to collect 171
information relevant to applications for publicly funded child 172
care and to make eligibility determinations. The county 173
department, child care provider, and child care resource and 174
referral service organization shall make each determination of 175
eligibility for publicly funded child care no later than thirty 176
days after the filing of the application that is the basis of 177
the determination, shall make each determination in accordance 178
with any relevant rules adopted pursuant to section 5104.38 of 179
the Revised Code, and shall notify promptly each applicant for 180
publicly funded child care of the results of the determination 181
of the applicant's eligibility. 182

The director of job and family services shall adopt rules 183
in accordance with Chapter 119. of the Revised Code for 184
monitoring the eligibility determination process. In accordance 185
with those rules, the state department shall monitor eligibility 186
determinations made by county departments of job and family 187
services and shall direct any entity that is not in compliance 188
with this division or any rule adopted under this division to 189
implement corrective action specified by the department. 190

(2) (a) All eligibility determinations for publicly funded 191
child care shall be made in accordance with rules adopted 192
pursuant to division (A) of section 5104.38 of the Revised Code. 193

Except as otherwise provided in this section, all of the 194
following apply: 195

(i) Publicly funded child care may be provided only to 196
eligible infants, toddlers, preschool-age children, school-age 197
children under age thirteen, or children receiving special needs 198
child care. 199

(ii) For an applicant to be eligible for publicly funded 200
child care, the caretaker parent must be employed or 201
participating in a program of education or training for an 202
amount of time reasonably related to the time that the parent's 203
children are receiving publicly funded child care. This 204
restriction does not apply to families whose children are 205
eligible for protective child care. 206

(iii) The eligibility period for publicly funded child 207
care shall be at least twelve months. 208

(b) In accordance with rules adopted under division (B) of 209
section 5104.38 of the Revised Code, an applicant may receive 210
publicly funded child care while the county department 211
determines eligibility. An applicant may receive publicly funded 212
child care while a county department determines eligibility only 213
once during a twelve-month period. If the county department 214
determines that an applicant is not eligible for publicly funded 215
child care, the child care provider shall be paid for providing 216
publicly funded child care for up to five days after that 217
determination if the county department received a completed 218
application with all required documentation. A program may 219
appeal a denial of payment under this division. 220

(c) If a caretaker parent who has been determined eligible 221
to receive publicly funded child care no longer meets the 222

requirements of division (A) (2) (a) (ii) of this section, the 223
caretaker parent may continue to receive publicly funded child 224
care for a period of at least three but not more than four 225
months not to extend beyond the caretaker parent's eligibility 226
period. 227

(d) If a child turns thirteen, or if a child receiving 228
special needs child care turns eighteen, during the eligibility 229
period, the caretaker parent may continue to receive publicly 230
funded child care until the end of that eligibility period. 231

Subject to available funds, and except as provided in 232
section 5104.342 of the Revised Code, the department of job and 233
family services shall allow a family to receive publicly funded 234
child care unless the family's income exceeds the maximum income 235
eligibility limit. Initial and continued eligibility for 236
publicly funded child care is subject to available funds unless 237
the family is receiving child care pursuant to division (A) (1), 238
(2), (3), or (4) of section 5104.30 of the Revised Code. If the 239
department must limit eligibility due to lack of available 240
funds, it shall give first priority for publicly funded child 241
care to an assistance group whose income is not more than the 242
maximum income eligibility limit that received transitional 243
child care in the previous month but is no longer eligible 244
because the eligibility period has expired. Such an assistance 245
group shall continue to receive priority for publicly funded 246
child care until its income exceeds the maximum income 247
eligibility limit. 248

(3) An assistance group that ceases to participate in the 249
Ohio works first program established under Chapter 5107. of the 250
Revised Code is eligible for transitional child care at any time 251
during the immediately following twelve-month period that both 252

of the following apply:	253
(a) The assistance group requires child care due to employment;	254 255
(b) The assistance group's income is not more than one hundred fifty per cent of the federal poverty line.	256 257
An assistance group ineligible to participate in the Ohio works first program pursuant to section 5101.83 or section 5107.16 of the Revised Code is not eligible for transitional child care.	258 259 260 261
(B) To the extent permitted by federal law, the department of job and family services may require a caretaker parent determined to be eligible for publicly funded child care to pay a fee according to the schedule of fees established in rules adopted under section 5104.38 of the Revised Code. The department shall make protective child care services and homeless child care services available to children without regard to the income or assets of the caretaker parent of the child.	262 263 264 265 266 267 268 269 270
(C) A caretaker parent receiving publicly funded child care shall report to the entity that determined eligibility any changes in status with respect to employment or participation in a program of education or training not later than ten calendar days after the change occurs.	271 272 273 274 275
(D) If the department of job and family services determines that available resources are not sufficient to provide publicly funded child care to all eligible families who request it, the department may establish a waiting list. The department may establish separate waiting lists within the waiting list based on income.	276 277 278 279 280 281

(E) A caretaker parent shall not receive publicly funded 282
child care from more than one child care provider per child 283
during a week, unless a county department grants the family an 284
exemption for one of the following reasons: 285

(1) The child needs additional care during non-traditional 286
hours; 287

(2) The child needs to change providers in the middle of 288
the week and the hours of care provided by the providers do not 289
overlap; 290

(3) The child's provider is closed on scheduled school 291
days off or on calamity days. 292

(F) As used in this section, "maximum income eligibility 293
limit" means the amount of income specified in rules adopted 294
under division (A) of section 5104.38 of the Revised Code. 295

Sec. 5104.342. (A) As used in this section and section 296
5104.30 of the Revised Code, "child care staff member" does not 297
include an employee of an approved child day camp or an 298
administrator, authorized representative, or owner. 299

(B) When determining eligibility for publicly funded child 300
care as described in section 5104.34 of the Revised Code, a 301
county department of job and family services shall exclude all 302
of a family's income from that determination if an applicant for 303
publicly funded child care demonstrates to the county department 304
that the child's caretaker parent is a child care staff member. 305
Such an applicant shall otherwise meet the requirements of 306
division (A) (2) (a) of section 5104.34 of the Revised Code. 307

Section 2. That existing sections 5104.30 and 5104.34 of 308
the Revised Code are hereby repealed. 309

Section 3. That the versions of sections 5104.30 and 310
5104.34 of the Revised Code that are scheduled to take effect 311
January 1, 2025, be amended to read as follows: 312

Sec. 5104.30. (A) The department of children and youth is 313
hereby designated as the state agency responsible for 314
administration and coordination of federal and state funding for 315
publicly funded child care in this state. Publicly funded child 316
care shall be provided to the following: 317

(1) Recipients of transitional child care as provided 318
under section 5104.34 of the Revised Code; 319

(2) Participants in the Ohio works first program 320
established under Chapter 5107. of the Revised Code; 321

(3) Individuals who would be participating in the Ohio 322
works first program if not for a sanction under section 5107.16 323
of the Revised Code and who continue to participate in a work 324
activity, developmental activity, or alternative work activity 325
pursuant to an assignment under section 5107.42 of the Revised 326
Code; 327

(4) A family receiving publicly funded child care on 328
October 1, 1997, until the family's income reaches one hundred 329
fifty per cent of the federal poverty line; 330

(5) Subject to available funds, other individuals 331
determined eligible in accordance with rules adopted under 332
section 5104.38 of the Revised Code; 333

(6) Subject to available funds, child care staff members 334
as provided under section 5104.34 of the Revised Code. 335

The department shall apply to the United States department 336
of health and human services for authority to operate a 337

coordinated program for publicly funded child care, if the 338
director of children and youth determines that the application 339
is necessary. For purposes of this section, the department of 340
children and youth may enter into agreements with other state 341
agencies that are involved in regulation or funding of child 342
care. The department shall consider the special needs of migrant 343
workers when it administers and coordinates publicly funded 344
child care and shall develop appropriate procedures for 345
accommodating the needs of migrant workers for publicly funded 346
child care. 347

(B) The department of children and youth shall distribute 348
state and federal funds for publicly funded child care, 349
including appropriations of state funds for publicly funded 350
child care and appropriations of federal funds available under 351
the child care block grant act, Title IV-A, and Title XX. The 352
department may use any state funds appropriated for publicly 353
funded child care as the state share required to match any 354
federal funds appropriated for publicly funded child care. 355

(C) In the use of federal funds available under the child 356
care block grant act, all of the following apply: 357

(1) The department may use the federal funds to hire staff 358
to prepare any rules required under this chapter and to 359
administer and coordinate federal and state funding for publicly 360
funded child care. 361

(2) Not more than five per cent of the aggregate amount of 362
the federal funds received for a fiscal year may be expended for 363
administrative costs. 364

(3) The department shall allocate and use at least four 365
per cent of the federal funds for the following: 366

(a) Activities designed to provide comprehensive consumer education to parents and the public;	367 368
(b) Activities that increase parental choice;	369
(c) Activities, including child care resource and referral services, designed to improve the quality, and increase the supply, of child care;	370 371 372
(d) Establishing the step up to quality program pursuant to section 5104.29 of the Revised Code.	373 374
(4) The department shall ensure that the federal funds will be used only to supplement, and will not be used to supplant, federal, state, and local funds available on the effective date of the child care block grant act for publicly funded child care and related programs. If authorized by rules adopted by the department pursuant to section 5104.42 of the Revised Code, county departments of job and family services may purchase child care from funds obtained through any other means.	375 376 377 378 379 380 381 382
(D) The department shall encourage the development of suitable child care throughout the state, especially in areas with high concentrations of recipients of public assistance and families with low incomes. The department shall encourage the development of suitable child care designed to accommodate the special needs of migrant workers. On request, the department, through its employees or contracts with state or community child care resource and referral service organizations, shall provide consultation to groups and individuals interested in developing child care. The department of children and youth may enter into interagency agreements with the department of education and workforce, the chancellor of higher education, the department of development, and other state agencies and entities whenever the	383 384 385 386 387 388 389 390 391 392 393 394 395

cooperative efforts of the other state agencies and entities are 396
necessary for the department of children and youth to fulfill 397
its duties and responsibilities under this chapter. 398

The department shall develop and maintain a registry of 399
persons providing child care. The director shall adopt rules in 400
accordance with Chapter 119. of the Revised Code establishing 401
procedures and requirements for the registry's administration. 402

(E) (1) The director shall adopt rules in accordance with 403
Chapter 119. of the Revised Code establishing both of the 404
following: 405

(a) Reimbursement rates for providers of publicly funded 406
child care not later than the first day of July in each odd- 407
numbered year; 408

(b) A procedure for reimbursing and paying providers of 409
publicly funded child care. 410

(2) In establishing reimbursement rates under division (E) 411
(1) (a) of this section, the director shall do all of the 412
following: 413

(a) Use the information obtained in accordance with 45 414
C.F.R. 98.45; 415

(b) Establish an enhanced reimbursement rate for providers 416
who provide child care for caretaker parents who work 417
nontraditional hours; 418

(c) With regard to the step up to quality program 419
established pursuant to section 5104.29 of the Revised Code, 420
establish enhanced reimbursement rates for child care providers 421
that participate in the program. 422

(3) In establishing reimbursement rates under division (E) 423

(1) (a) of this section, the director may establish different reimbursement rates based on any of the following:	424 425
(a) Geographic location of the provider;	426
(b) Type of care provided;	427
(c) Age of the child served;	428
(d) Special needs of the child served;	429
(e) Whether the expanded hours of service are provided;	430
(f) Whether weekend service is provided;	431
(g) Whether the provider has exceeded the minimum requirements of state statutes and rules governing child care;	432 433
(h) Any other factors the director considers appropriate.	434
Sec. 5104.34. (A) (1) Each county department of job and family services shall implement procedures for making determinations of eligibility for publicly funded child care. Under those procedures, the eligibility determination for each applicant shall be made no later than thirty calendar days from the date the county department receives a completed application for publicly funded child care. Each applicant shall be notified promptly of the results of the eligibility determination. An applicant aggrieved by a decision or delay in making an eligibility determination may appeal the decision or delay to the department of children and youth in accordance with section 5101.35 of the Revised Code. The due process rights of applicants shall be protected.	435 436 437 438 439 440 441 442 443 444 445 446 447
To the extent permitted by federal law, the county department may make all determinations of eligibility for publicly funded child care, may contract with child care	448 449 450

providers or child care resource and referral service 451
organizations for the providers or resource and referral service 452
organizations to make all or any part of the determinations, and 453
may contract with child care providers or child care resource 454
and referral service organizations for the providers or resource 455
and referral service organizations to collect specified 456
information for use by the county department in making 457
determinations. If a county department contracts with a child 458
care provider or a child care resource and referral service 459
organization for eligibility determinations or for the 460
collection of information, the contract shall require the 461
provider or resource and referral service organization to make 462
each eligibility determination no later than thirty calendar 463
days from the date the provider or resource and referral 464
organization receives a completed application that is the basis 465
of the determination and to collect and transmit all necessary 466
information to the county department within a period of time 467
that enables the county department to make each eligibility 468
determination no later than thirty days after the filing of the 469
application that is the basis of the determination. 470

The county department may station employees of the 471
department in various locations throughout the county to collect 472
information relevant to applications for publicly funded child 473
care and to make eligibility determinations. The county 474
department, child care provider, and child care resource and 475
referral service organization shall make each determination of 476
eligibility for publicly funded child care no later than thirty 477
days after the filing of the application that is the basis of 478
the determination, shall make each determination in accordance 479
with any relevant rules adopted pursuant to section 5104.38 of 480
the Revised Code, and shall notify promptly each applicant for 481

publicly funded child care of the results of the determination 482
of the applicant's eligibility. 483

The director of children and youth shall adopt rules in 484
accordance with Chapter 119. of the Revised Code for monitoring 485
the eligibility determination process. In accordance with those 486
rules, the state department shall monitor eligibility 487
determinations made by county departments of job and family 488
services and shall direct any entity that is not in compliance 489
with this division or any rule adopted under this division to 490
implement corrective action specified by the department. 491

(2) (a) All eligibility determinations for publicly funded 492
child care shall be made in accordance with rules adopted 493
pursuant to division (A) of section 5104.38 of the Revised Code. 494
Except as otherwise provided in this section, all of the 495
following apply: 496

(i) Publicly funded child care may be provided only to 497
eligible infants, toddlers, preschool-age children, school-age 498
children under age thirteen, or children receiving special needs 499
child care. 500

(ii) For an applicant to be eligible for publicly funded 501
child care, the caretaker parent must be employed or 502
participating in a program of education or training for an 503
amount of time reasonably related to the time that the parent's 504
children are receiving publicly funded child care. This 505
restriction does not apply to families whose children are 506
eligible for protective child care. 507

(iii) The eligibility period for publicly funded child 508
care shall be at least twelve months. 509

(b) In accordance with rules adopted under division (B) of 510

section 5104.38 of the Revised Code, an applicant may receive 511
publicly funded child care while the county department 512
determines eligibility. An applicant may receive publicly funded 513
child care while a county department determines eligibility only 514
once during a twelve-month period. If the county department 515
determines that an applicant is not eligible for publicly funded 516
child care, the child care provider shall be paid for providing 517
publicly funded child care for up to five days after that 518
determination if the county department received a completed 519
application with all required documentation. A program may 520
appeal a denial of payment under this division. 521

(c) If a caretaker parent who has been determined eligible 522
to receive publicly funded child care no longer meets the 523
requirements of division (A) (2) (a) (ii) of this section, the 524
caretaker parent may continue to receive publicly funded child 525
care for a period of at least three but not more than four 526
months not to extend beyond the caretaker parent's eligibility 527
period. 528

(d) If a child turns thirteen, or if a child receiving 529
special needs child care turns eighteen, during the eligibility 530
period, the caretaker parent may continue to receive publicly 531
funded child care until the end of that eligibility period. 532

Subject to available funds, and except as provided in 533
section 5104.342 of the Revised Code, the department of children 534
and youth shall allow a family to receive publicly funded child 535
care unless the family's income exceeds the maximum income 536
eligibility limit. Initial and continued eligibility for 537
publicly funded child care is subject to available funds unless 538
the family is receiving child care pursuant to division (A) (1), 539
(2), (3), or (4) of section 5104.30 of the Revised Code. If the 540

department must limit eligibility due to lack of available 541
funds, it shall give first priority for publicly funded child 542
care to an assistance group whose income is not more than the 543
maximum income eligibility limit that received transitional 544
child care in the previous month but is no longer eligible 545
because the eligibility period has expired. Such an assistance 546
group shall continue to receive priority for publicly funded 547
child care until its income exceeds the maximum income 548
eligibility limit. 549

(3) An assistance group that ceases to participate in the 550
Ohio works first program established under Chapter 5107. of the 551
Revised Code is eligible for transitional child care at any time 552
during the immediately following twelve-month period that both 553
of the following apply: 554

(a) The assistance group requires child care due to 555
employment; 556

(b) The assistance group's income is not more than one 557
hundred fifty per cent of the federal poverty line. 558

An assistance group ineligible to participate in the Ohio 559
works first program pursuant to section 5101.83 or section 560
5107.16 of the Revised Code is not eligible for transitional 561
child care. 562

(B) To the extent permitted by federal law, the department 563
of children and youth may require a caretaker parent determined 564
to be eligible for publicly funded child care to pay a fee 565
according to the schedule of fees established in rules adopted 566
under section 5104.38 of the Revised Code. The department shall 567
make protective child care services and homeless child care 568
services available to children without regard to the income or 569

assets of the caretaker parent of the child.	570
(C) A caretaker parent receiving publicly funded child care shall report to the entity that determined eligibility any changes in status with respect to employment or participation in a program of education or training not later than ten calendar days after the change occurs.	571 572 573 574 575
(D) If the department of children and youth determines that available resources are not sufficient to provide publicly funded child care to all eligible families who request it, the department may establish a waiting list. The department may establish separate waiting lists within the waiting list based on income.	576 577 578 579 580 581
(E) A caretaker parent shall not receive publicly funded child care from more than one child care provider per child during a week, unless a county department grants the family an exemption for one of the following reasons:	582 583 584 585
(1) The child needs additional care during non-traditional hours;	586 587
(2) The child needs to change providers in the middle of the week and the hours of care provided by the providers do not overlap;	588 589 590
(3) The child's provider is closed on scheduled school days off or on calamity days.	591 592
(F) As used in this section, "maximum income eligibility limit" means the amount of income specified in rules adopted under division (A) of section 5104.38 of the Revised Code.	593 594 595
Section 4. That the existing versions of sections 5104.30 and 5104.34 of the Revised Code that are scheduled to take	596 597

effect January 1, 2025, are hereby repealed. 598

Section 5. Sections 3 and 4 of this act take effect 599
January 1, 2025, or on the effective date of this section, 600
whichever is later. 601

Section 6. On the effective date of this section, or as 602
soon as possible thereafter, the Director of Children and Youth 603
shall certify to the Director of Budget and Management the 604
amount necessary to provide publicly funded child care benefits 605
during fiscal year 2025 to child care staff members in 606
accordance with section 5104.342 of the Revised Code. The amount 607
certified is hereby appropriated to appropriation item 830400, 608
Child Care State/Maintenance of Effort. 609

Within the limits set forth in this act, the Director of 610
Budget and Management shall establish accounts indicating the 611
source and amount of funds for each appropriation made in this 612
act, and shall determine the manner in which appropriation 613
accounts shall be maintained. Expenditures from operating 614
appropriations contained in this act shall be accounted for as 615
though made in, and are subject to all applicable provisions of, 616
H.B. 33 of the 135th General Assembly. 617