

## Appendix A to Rule 5101:2-14-07

**Standards for Rehabilitation**

Any type B home provider applicant, provider, employee, assistant, emergency caregiver, substitute caregiver or other adult living in the type B home who has a prohibited offense shall provide conclusive evidence and documentation as indicated below in order to be eligible to obtain a child care license.

1. If the offense was a misdemeanor
  - a. At least three years have elapsed from the date the person was fully discharged for imprisonment, probation or parole, or
  - b. The conviction record was sealed by a court pursuant to section 2953.32 of the Revised Code.
2. If the offense was a felony, at least 10 years have elapsed since the person was fully discharged from imprisonment, probation or parole.
3. The victim of the offense was not one of the following:
  - a. Under 18 years of age.
  - b. Functionally impaired as defined in section 2903.10 of the Revised Code.
  - c. Mentally retarded or developmentally disabled as defined in section 5123.01 of the Revised Code.
  - d. Mentally ill as defined in section 5122.01 of the Revised Code.
  - e. 60 years of age or older.
4. The applicant, provider, employee, assistant, emergency caregiver, substitute caregiver or other adult residing in the type B home will not jeopardize the health, safety, or welfare of children cared for in a type B home. The following factors may be considered:
  - a. Age of the person at the time of the offense.
  - b. Nature and seriousness of the offense.
  - c. Circumstances under which the offense was committed.
  - d. Degree to which the person participated in the offense
  - e. Time elapsed since discharge from imprisonment, probation or parole.
  - f. Likelihood that the circumstances leading to the offense will recur.
  - g. Whether the person is a repeat offender.
  - h. Employment record.
  - i. Efforts at and results of rehabilitation.
  - j. Whether any criminal proceedings are pending.
  - k. Any other relevant factors.