

Attachment 5

Glossary of Terms Relevant to Progressive Sanctions

Actual Harm - Life-threatening injury/harm to a child due to incident resulting from serious risk noncompliance.

Additional Monitoring - At least one or more unannounced inspections conducted in a licensing period in addition to regularly scheduled mandated inspections. These may be either full inspections or partial inspections focused on the noncompliance issues.

Enrollment Limitation - Imposed sanction whereby a center would temporarily lose the ability to enroll new children, even if the center is not at full capacity. The enrollment would be limited until the center could demonstrate, to the satisfaction of the Department, that systems are in place to prevent reoccurrences of the identified serious risk violations.

Extension of Provisional License - The extending of the initial 6 month provisional licensing period to an additional 3 months if the center can demonstrate, to the satisfaction of the Department, that systems are in place to prevent reoccurrences of the serious risk violations.

Fine - An immediate civil penalty charged for specific violations according to the model and conferred on a program according to statutory authority. The fine can be minimal, middle range, or high range.

Injury (as used in Level 3 Definition) - An occurrence of harm to a child requiring professional treatment or first aid. The injury is not life-threatening.

Noncompliance - Violation of a regulatory or statutory requirement.

Permanent Program Element Restriction - Imposed permanent cessation of a certain program component of a center based on serious risk violations. Examples are: inability to care for infants; inability to transport children.

Probationary License - The replacement of a 2 year license with another license, which would be a 6 month posted probationary license. Continued serious risk violations during this 6 month period may lead to suspension or revocation.

Program Element Suspension - Imposed temporary cessation of a certain program component of a center based on serious risk violations. Examples are: inability to care for infants; inability to transport children.

Revocation - Removal of a center's license through Chapter 119. ORC due process legal proceedings and procedures.

Sanctions - Consequences of serious risk violations based on scope/severity chart.

Scope - Measure of repetitive serious risk violations representing a pattern, and having increasing widespread affect.

Serious Risk Noncompliances - Identified violations which pose immediate danger to the health and safety of children in care.

Severity Levels - Progressive levels defining serious violations with regard to risk of harm to children.

Suspension - Imposed temporary cessation of a center's license for a period of 45 days, during which time the center would be prohibited from operating. The center would need to demonstrate, to the satisfaction of the Department, that systems are in place to prevent reoccurrences of the identified serious risk noncompliances. The suspension procedure would include assurance of due process.

Training - Content specific training providing an in-depth review of rules pertaining to specific serious risk violations. The training would be approved by the Bureau, and would include presentation of options of methods/systems to come in to compliance.