



H.B. 115

123rd General Assembly
(As Introduced)

Reps. Sulzer, Hartnett, Taylor, Flannery, DePiero, Allen, Bender, Terwilleger, Pringle, Weston, Clancy, Mottley, Schuler, Opfer, Salerno, Jolivette, O'Brien, Carey, Roman

BILL SUMMARY

- Authorizes juvenile courts to order in a specified manner parental, guardian, or certain other person reimbursement of counties for their expenses incurred in the confinement of children in a "juvenile detention facility."

CONTENT AND OPERATION

Juvenile court reimbursement order--confinement expenses

The bill provides that, when a child has been confined to a "juvenile detention facility," the juvenile court of the county in which the facility is located may issue an order requiring the child's parent or guardian or the person charged with the child's support to reimburse the applicable county for the expenses incurred by reason of the child's confinement.¹ The expenses of confinement include, but are not limited to, the expenses relating to the provision of food, clothing, shelter, medical care, and personal hygiene products (including toothpaste, toothbrushes, and feminine hygiene items). (Sec. 2151.361.)

¹ *The juvenile detention facilities referred to in the bill are those in which children are confined "as provided by" Chapter 2151. of the Revised Code, the Juvenile Court Law. Thus, the bill appears to apply to all facilities that house at county expense children who are alleged or adjudicated to be delinquent children, unruly children, or juvenile traffic offenders. It is unclear, however, whether the bill applies to facilities in which neglected, dependent, or abused children are "placed" or "committed" under the Law.*

Examples of facilities that appear to be covered by the bill are schools, camps, institutions, county or district detention homes, or other facilities that are operated for the care of delinquent children or juvenile traffic offenders.

Calculation of reimbursement amount

The applicable board of county commissioners apparently may make a request for such reimbursement. The amount requested may be the actual cost of a child's confinement or a lesser amount determined by the board using a formula that is uniformly applied to all persons confined in the particular juvenile detention facility. The juvenile court then must determine the reimbursement amount at a hearing, and the amount must be no more than the amount requested by the county. (Sec. 2151.361.)

Payment and deposit of reimbursement amount

The juvenile court's reimbursement order must provide that the child's parent or guardian, or the person charged with the child's support, pay the reimbursement amount to the juvenile court's clerk. That amount apparently could be ordered to be paid in a lump sum or in installments. In either case, each reimbursement payment made to the clerk pursuant to the order must be paid by the clerk into the county treasury. (Sec. 2151.361.)

HISTORY

ACTION	DATE	JOURNAL ENTRY
Introduced	01-28-99	p. 122

H0115-I.123/rss