



H.B. 115

123rd General Assembly
(As Passed by the House)

Reps. Sulzer, Hartnett, Taylor, Flannery, DePiero, Allen, Bender, Terwilleger, Pringle, Weston, Clancy, Mottley, Schuler, Opfer, Salerno, Jolivette, O'Brien, Carey, Roman, Amstutz, Ogg, Metelsky, Maier, Myers, Buehrer, Grendell, Peterson, Distel, Verich, Ferderber, Brading, Cates, Ford, Jones, Logan, Corbin, Wilson, Evans, Perry

BILL SUMMARY

- Authorizes a juvenile court to order a child's parent or guardian or other person charged with the child's support to reimburse a county for the county's expenses incurred in the confinement of the child 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

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. "Detention" is defined for the Juvenile Court Law to mean the temporary care of children pending court adjudication, disposition, or execution of a court order, in a public or private facility designed to physically restrict the movement and activities of children. Thus, the bill appears to apply to all facilities that house at county expense and pending adjudication, disposition, or execution of a court order children who are alleged or adjudicated to be delinquent children, unruly children, or juvenile traffic offenders. Examples of those facilities are institutions, county or district detention homes, or other facilities that are operated for the care of delinquent children, unruly children, or juvenile traffic offenders prior to disposition or execution of a court order.*

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.)

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 order the child's parent or guardian, or the person charged with the child's support, to 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, the clerk must pay into the county treasury each reimbursement payment made to the clerk pursuant to the order. (Sec. 2151.361.)

HISTORY

ACTION	DATE	JOURNAL ENTRY
Introduced	01-28-99	p. 122
Reported, H. Local Gov't & Townships	03-09-99	pp. 269-270
Passed House (97-0)	04-28-99	pp. 483-484

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