



**H.B. 380**

126th General Assembly  
(As Introduced)

**Reps. Miller, Key, Sykes, Otterman, Koziura, Skindell, Chandler, Barrett, Harwood, Carano, Beatty, Boccieri, Yuko, Ujvagi, Distel, Allen, Yates, T. Patton, Mason, Healy, Williams, Brown, Perry, Mitchell**

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**BILL SUMMARY**

- Appropriates, for fiscal year 2006, \$3 million of General Revenue Fund money to the Department of Job and Family Services specifically for adult protective services, and appropriates \$6 million for that purpose for fiscal year 2007.

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**CONTENT AND OPERATION**

**Appropriation specifically for adult protective services**

The bill appropriates \$3 million for fiscal year 2006 and \$6 million for fiscal year 2007, to the Department of Job and Family Services (ODJFS) from the General Revenue Fund specifically for adult protective services. All appropriations made by the bill are subject to all provisions of H.B. 66 (the FY 2006-2007 biennial main appropriations act) that are generally applicable to such appropriations, and expenditures of the appropriated money are to be accounted for as though made by H.B. 66. The bill is not subject to the referendum and takes effect immediately.

By making the appropriation under a specific line item, the bill restores a former line item specifically for adult protective services. According to the FY 2006-2007 LSC "Redbook" for ODJFS, that line item was eliminated as a single line item in FY 2003. The former line item provided state funding to county departments of job and family services for adult protective services. Previously, each county department received a base allocation of \$20,000, with the balance of funds distributed among counties in proportion to each county's population of persons over the age of 60. The Redbook states that the department went to a program budgeting structure in FY 2003 and the original appropriations to the former line item for FY 2003 were transferred to a newly created line item by the

Controlling Board (line item 600-523, Children and Family Subsidy, which is in H.B. 66, appearing on line 93431 of the conference committee reported version of the bill). The Redbook states that, in FY 2004, counties spent approximately \$15.6 million on adult protective services.

**"Adult protective services"**

The provision of "adult protective services" is governed by R.C. 5101.60 to 5101.72 and Ohio Adm. Code rule 5101:2-20. County job and family services departments are legally charged with providing the services. (R.C. 5101.71.) ODJFS is authorized to reimburse the county departments "to the extent of available funds." (R.C. 5101.72.)

Adult protective services are defined by law as services provided to certain adults 60 years of age or older who require services for the prevention, correction, or discontinuance of an act of, or conditions resulting from, abuse, neglect, or exploitation, including case work services, medical care, mental health services, legal services, fiscal management, home health care, homemaker services, housing-related services, guardianship services, placement services, and the provision of food, clothing, or shelter. (R.C. 5101.60.) The services are to be made available for adults who are handicapped by the infirmities of age or who have a physical or mental impairment that prevents the person from caring for themselves or protecting themselves, and who live in an independent living arrangement such as a private residence.

According to the administrative rules adopted by the Department of Job and Family Services, county departments have the following responsibilities with respect to administering adult protective services (Ohio Adm. Code rule 5101:2-20):

- Receiving and investigating reports of abuse, neglect, or exploitation;
- Evaluating the need for protective services in response to the reports;
- Developing a protective services plan for each adult needing services;
- Maintaining case records of each such adult.

County departments also have authority to contract with another person to perform those functions.

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## **HISTORY**

<b>ACTION</b>	<b>DATE</b>	<b>JOURNAL ENTRY</b>
Introduced	10-13-05	pp. 1720-1721

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