

TO BE RESCINDED

5101:2-20-01 **Provision of adult protective services.**

(A) Adult protective services definitions

- (1) "Adult" means any person sixty years of age or older within this state who is handicapped by the infirmities of aging or who has a physical or mental impairment which prevents him/her from providing for his/her own care or protection, and who resides in an independent living arrangement. An "independent living arrangement" is a domicile of a person's own choosing, including, but not limited to, a private home, apartment, trailer, or rooming house. Except as otherwise provided in this division, "independent living arrangement" includes a community alternative home licensed pursuant to section 3724.03 of the Revised Code but does not include institutions or facilities licensed by the state, or facilities in which a person resides as a result of voluntary, civil, or criminal commitment. "Independent living arrangement" does include adult care facilities licensed pursuant to Chapter 3722. of the Revised Code.
- (2) "Designated agency" means an agency which is designated through written agreement with the county department of human services (CDHS) to perform the department's duties of investigating reports of suspected abuse, neglect, or exploitation; evaluating the need for, and to the extent of available funds, providing or arranging for the provision of protective services.
- (3) "Protective services" means services provided by the CDHS or its designated agency to an adult who has been determined by evaluation to require such services for the prevention, correction, or discontinuance of an act of, as well as conditions resulting from, abuse, neglect, or exploitation. Protective services may include, but are not limited to, case work services, medical care, mental health services, legal services, fiscal management, home health care, homemaker services, housing-related services, guardianship services, and placement services as well as the provision of such commodities as food, clothing, and shelter.
- (4) "Voucher agreement" means a written document used to disburse state adult protective services (APS) funds by the CDHS, which is presented to the provider or vendor, and is used to authorize the provision of necessary adult protective services.
 - (a) A voucher agreement requires the CDHS authorized signature and the vendor's signature or business stamp.

- (b) The voucher agreement shall indicate the date of requested delivery and the goods and/or services which are to be paid/authorized for reimbursement.
- (c) The vendor or provider submits the voucher agreement to the CDHS for payment.

(B) Adult protective services reimbursement

- (1) The Ohio department of human services may, to the extent of available funds, reimburse the CDHS for all or part of the costs it incurs in implementing sections 5101.60 to 5101.71 of the Revised Code.
- (2) Reimbursement for adult protective services is available in the following manner:
 - (a) Title XX adult protective services. Title XX funds may be used to provide adult protective services.
 - (b) State funded adult protective services. State funds may be used to provide adult protective services in the following manner:
 - (i) Adult protective services allowable under Title XX when adult protective services are designated in the county profile.
 - (ii) Non-Title XX adult protective services for individuals age sixty or older which are not allowable under title XX may be used to provide adult protective services. These services include, but are not limited to the following:
 - (a) Cleaning supplies
 - (b) Clothing
 - (c) Court costs
 - (d) Custodial care
 - (e) Emergency alert system

- (f) Emergency housing
- (g) Food
- (h) Household goods
- (i) Moving costs
- (j) Necessary home, vehicle or appliance repair
- (k) Nonprescription supplies
- (l) Pest control
- (m) Public awareness information
- (n) Respite care
- (o) Telephone related costs
- (p) Translator/interpreter services
- (q) Transportation
- (r) Trash hauling/cleaning
- (s) Utility shut-off payment

(iii) Adult protective services under Title XX shall be designated in the county social services profile.

(C) Adult protective services plan and delivery

(1) A written service plan shall be developed for each adult who receives protective services. The service plan becomes part of the investigatory report record and is not a public record. The service plan shall be a part of the case record.

(a) An initial service plan shall be developed by the CDHS or its designated

agency within thirty days of receipt of a report/referral of suspected abuse, neglect, or exploitation.

- (b) At the end of the initial six-month period of service, the CDHS shall assess the need to continue providing protective services. If the adult continues to be at risk and in need of protective services, the CDHS or its designated agency shall develop a service plan for the next six months and thereafter every six months as needed.
 - (c) Any additional reports of suspected abuse, neglect, or exploitation of the adult while the CDHS is actively involved with the adult must be investigated. All reports shall be documented in the case record.
 - (d) When needed, due to a change in the adults circumstances, the CDHS or its designated agency has the responsibility to reassess the level of risk and develop a new service plan.
 - (e) The service plan shall include authorization for services under the state-funded adult protective services program or Title XX adult protective services when adult protective services are included in the county profile.
- (2) The CDHS or its designated agency, in the development of the service plan, must involve to the fullest possible extent the adult and significant others which may include relatives, friends, caregivers, and/or neighbors.
 - (3) The CDHS or its designated agency shall be responsible for the delivery of or arrangement for adult protective services.
 - (4) In its provision of adult protective services, the CDHS or its designated agency may arrange service delivery through the use of contracts or a written voucher agreement as cited in paragraph (A)(4) of this rule.

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Certification

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