

As Introduced

**128th General Assembly
Regular Session
2009-2010**

H. B. No. 172

Representative Letson

**Cosponsors: Representatives Phillips, Yuko, Hagan, Domenick, Harwood,
Brown**

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A BILL

To amend sections 331.01, 331.02, 331.03, and 331.04 1
of the Revised Code to expand the authority of a 2
county facilities review board to include any 3
facility where a ward of the probate court resides 4
or where such ward receives services among the 5
institutions subject to its review. 6

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 331.01, 331.02, 331.03, and 331.04 7
of the Revised Code be amended to read as follows: 8

Sec. 331.01. In each county there may be a county facilities 9
review board. Each such board shall consist of six persons, not 10
more than three of whom shall have the same political 11
affiliations, appointed for the inspection of all charitable and 12
correctional institutions supported in whole or in part from 13
county or municipal corporation funds and for the inspection of 14
any facility where an adult ward of the probate court resides or 15
receives services that are approved and authorized by the probate 16
court, regardless of whether that facility is funded with private 17
funds or is funded in whole or in part with state or local funds. 18

Three of such appointees shall be women. If the judge of the 19
probate court chooses to appoint a county facilities review board, 20
~~he~~ the judge shall initially appoint six persons, two of whom 21
shall be appointed for terms of three years, two for terms of two 22
years, and two for terms of one year. The terms of office shall 23
commence on the first day of May. Thereafter, within thirty days 24
prior to the first day of May of each year, the judge shall 25
appoint two persons for a term of three years, beginning upon the 26
first day of May. The judge of the probate court may terminate or 27
reconstitute the county facilities review board by an appropriate 28
journal entry. 29

All vacancies in the board shall be filled in the manner 30
provided by the original appointment, for the unexpired term only. 31

Sec. 331.02. A certificate of appointment to the county 32
facilities review board shall be issued to the persons appointed 33
under section 331.01 of the Revised Code, and a copy, giving full 34
names and addresses, shall be sent to the central office of the 35
department of job and family services. No person shall be 36
qualified to serve on the board who is in any manner officially 37
connected with any charitable or correctional institution within 38
the county supported wholly or partly at public expense or with 39
any facility in which an adult ward of the probate court resides 40
or receives services that are approved and authorized by the 41
probate court. 42

Sec. 331.03. The county facilities review board shall serve 43
without compensation, but actual expenses incurred in the 44
discharge of its duties, including the costs of printing its 45
annual report required by division (A) of section 331.06 of the 46
Revised Code, and actual necessary expense incurred by any member, 47
to be selected by such board, in visiting any ~~other~~ charitable or 48
correctional institution or any facility where an adult ward of 49

the probate court resides or receives services that are approved 50
and authorized by the probate court for the purpose of 51
information, and in attendance upon any convention or meeting held 52
within this state in the interest of and to deliberate upon 53
charitable or correctional methods and work, to an amount not to 54
exceed one thousand dollars in any year, shall be allowed by the 55
board of county commissioners. The county auditor shall issue a 56
warrant for such expense which shall be paid by the county 57
treasurer, provided the judge of the probate court has issued a 58
certificate that the members of the county facilities review board 59
have satisfactorily performed their duties, as provided in 60
sections 331.04 to 331.06 of the Revised Code. 61

Sec. 331.04. The county facilities review board, by personal 62
visitation or otherwise, shall keep fully advised of the condition 63
and management of all charitable or correctional institutions 64
supported in whole or in part by county or municipal taxation, or 65
which are under county or municipal control, and especially the 66
county home, county jail, municipal prisons, and children's home. 67
The county facilities review board, by personal visitation or 68
otherwise, shall keep fully advised of the condition and 69
management of any facility where an adult ward of the probate 70
court resides or receives services that are approved and 71
authorized by the probate court. From time to time the county 72
facilities review board shall recommend to the board of county 73
commissioners and to any other officials or persons responsible 74
for such institutions or facilities, such changes and additional 75
provisions as the county facilities review board considers 76
essential for the economical and efficient administration of the 77
institutions or facilities. At least once in every three months 78
each of such institutions or facilities shall be visited by the 79
county facilities review board or a committee of its members. 80
Failure in the performance of these duties on the part of any 81

member of the county facilities review board for one year shall be 82
sufficient cause for ~~his~~ the member's removal by the judge of the 83
probate court. 84

Section 2. That existing sections 331.01, 331.02, 331.03, and 85
331.04 of the Revised Code are hereby repealed. 86