



# Ohio Legislative Service Commission

## Bill Analysis

Wendy H. Gridley

### H.B. 232

129th General Assembly  
(As Passed by the House)

**Reps.** Letson and O'Brien, Antonio, Fende, Weddington, Mallory, Gerberry, DeGeeter, J. Adams, Anielski, Barnes, Beck, Blair, Bubp, Carney, Celeste, Combs, Driehaus, Duffey, Fedor, Foley, Garland, R. Hagan, Heard, Hill, Luckie, McClain, Milkovich, Murray, Newbold, Patmon, Phillips, Pillich, Reece, Roegner, Sears, Slaby, Szollosi, Winburn

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## BILL SUMMARY

- Expands the authority of a county facilities review board to include among the institutions subject to its inspection any facility where an adult ward of the probate court resides or receives services.
- Requires board members to perform certain duties regarding such facilities that members are currently required to perform concerning charitable and correctional institutions.

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## CONTENT AND OPERATION

### County facilities review board

The bill adds, to the facilities that county facilities review boards inspect, any facility where an adult ward of the probate court resides or receives services that are approved and authorized by the probate court, regardless of whether that facility is funded with private funds or is funded in whole or in part with state or local funds.<sup>1</sup> Under continuing law, each county *may* create a county facilities review board consisting of six persons appointed by the judge of the probate court to inspect all charitable and correctional institutions supported in whole or in part from county or municipal corporation funds.

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<sup>1</sup> R.C. 331.01.

The bill prohibits a person from being qualified to serve on the board if the person is in any manner officially connected with any facility in which an adult ward of the probate court resides or receives services that are approved and authorized by the probate court. Continuing law has the same prohibition for a person who is in any manner officially connected with any charitable or correctional institution within the county that is supported wholly or partly at public expense.<sup>2</sup>

### **Compensation of board members**

Members of a county facilities review board serve without compensation, but expenses incurred by a member in visiting any charitable or correctional institution for the purpose of information, and in attendance upon any convention or meeting held in Ohio in the interest of and to deliberate upon charitable or correctional methods and work, are reimbursable by the board of county commissioners for an amount of up to \$1,000 a year. The bill adds that expenses incurred by a board member in visiting any facility where an adult ward of the probate court resides or receives services that are approved and authorized by the probate court for the purpose of information, are also reimbursable under the parameters established by continuing law.<sup>3</sup>

### **Duties of county facilities review board**

The bill extends the county facilities review board's duties under continuing law regarding the inspection of charitable or correctional institutions to facilities where an adult ward of the probate court resides or receives services. Under continuing law, the board is charged with keeping fully advised, by personal visitation or otherwise, of the condition and management of all charitable or correctional institutions supported in whole or in part by county or municipal taxation, or that are under county or municipal control, especially the county home, county jail, municipal prisons, and children's home. Under the bill, this requirement also applies to the condition and management of any facility where an adult ward of the probate court resides or receives services that are approved and authorized by the probate court.<sup>4</sup>

The bill also requires the board to perform the following duties regarding a facility where an adult ward of the probate court resides or receives services that continuing law requires the board to perform in regard to charitable and correctional institutions:

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<sup>2</sup> R.C. 331.02.

<sup>3</sup> R.C. 331.03.

<sup>4</sup> R.C. 331.04.

(1) Recommend to the board of county commissioners and to other officials responsible for facilities where adult wards of the probate court reside or receive services, any changes and additional provisions the board considers essential for the economical and efficient administration of those facilities.

(2) Visit those facilities at least once every three months. (The board or a committee of its members may fulfill this duty.)

Failure on the part of any member of the board to perform the duties listed above for one year is sufficient cause for the member's removal by the judge of the probate court.<sup>5</sup>

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## HISTORY

ACTION	DATE
Introduced	05-17-11
Reported, H. Local Gov't	09-29-11
Passed House (95-0)	11-15-11

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<sup>5</sup> R.C. 331.04.