



Ohio Revised Code

Section 5123.171 Respite care services.

Effective: September 29, 2013

Legislation: House Bill 59 - 130th General Assembly

As used in this section, "respite care" means appropriate, short-term, temporary care provided to a mentally retarded or developmentally disabled person to sustain the family structure or to meet planned or emergency needs of the family.

The department of developmental disabilities shall provide respite care services to persons with mental retardation or a developmental disability for the purpose of promoting self-sufficiency and normalization, preventing or reducing inappropriate institutional care, and furthering the unity of the family by enabling the family to meet the special needs of a mentally retarded or developmentally disabled person.

In order to be eligible for respite care services under this section, the mentally retarded or developmentally disabled person must be in need of habilitation services as defined in section 5126.01 of the Revised Code.

Respite care may be provided in a residential facility licensed under section 5123.19 of the Revised Code, including a residential facility certified as an ICF/IID, and a respite care home certified under section 5126.05 of the Revised Code.

The department shall develop a system for locating vacant beds that are available for respite care and for making information on vacant beds available to users of respite care services. ICFs/IID shall report vacant beds to the department but shall not be required to accept respite care clients.

The director of developmental disabilities shall adopt, and may amend or rescind, rules in accordance with Chapter 119. of the Revised Code for both of the following:

- (A) Certification by county boards of developmental disabilities of respite care homes;
- (B) Provision of respite care services authorized by this section. Rules adopted under this division



shall establish all of the following:

- (1) A formula for distributing funds appropriated for respite care services;
- (2) Standards for supervision, training and quality control in the provision of respite care services;
- (3) Eligibility criteria for emergency respite care services.