

# SCIOTO COUNTY BOARD OF DEVELOPMENTAL DISABILITIES

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## POLICY 2.15 ELIGIBILITY DETERMINATION

### A. Purpose

This policy outlines the requirements for eligibility determination for Scioto County Board of DD (SCBDD) services as defined in division (C) of section 5123:2-1-02 of the Ohio Administrative Code.

### B. Developmental disability

Developmental disability means a severe, chronic disability that is characterized by all of the following:

1. It is attributable to a mental or physical impairment or a combination of mental and physical impairments, other than a mental or physical impairment solely caused by mental illness as defined in division (A) of Section 5122.01 of the Ohio Revised Code;
2. It is manifested before age twenty-two;
3. It is likely to continue indefinitely;
4. It results in one of the following:
  - a. In the case of a person under age three, at least one developmental delay or an established risk;
  - b. In the case of a person at least age three but under six, at least two developmental delays or an established risk;
  - c. In the case of a person age six or older, a substantial functional limitation in at least three of the following areas of major life activity, as appropriate for his age: self-care, receptive and expressive language, learning, mobility, self-direction, capacity for independent living, and, if the person is at least age sixteen, capacity for economic self-sufficiency.
  - d. It causes the person to need a combination and sequence of special, interdisciplinary, or other type of care, treatment, or provision of OAC 5123:2-1-02 2 services for an extended period of time that is individually planned and coordinated for the person.

### C. Eligibility Determination

1. A substantial functional limitation in a major life area is determined through completion of the "Ohio Eligibility Determination Instrument" (OEDI) and application of criteria found therein.

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2. For children age six through fifteen, a substantial functional limitation in a major life area is determined through completion of the "Children's Ohio Eligibility Determination Instrument" (COEDI) and application of criteria found therein. The COEDI is used in the eligibility determination process for the county board for all services and supports other than special education services.
3. The OEDI and COEDI shall be administered by SCBDD personnel authorized to do so by the department. At the SCBDD's discretion, other individuals may be authorized by the department to administer the OEDI and COEDI.
4. Eligibility may be determined for individuals under the age of six who have an established risk of acquiring a developmental delay, or for individuals who have a biological or environmental risk of acquiring a developmental delay.
5. "Developmental delay" means that a child has not reached developmental milestones expected for his chronological age as measured by qualified professionals using appropriate diagnostic instruments and/or procedures.
  - a. Delay shall be demonstrated in one or more of the following developmental areas: adaptive behavior; physical development or maturation (fine and gross motor skills; growth); cognition; communication; social or emotional development; and sensory development; or
  - b. An established risk involving early aberrant development related to diagnosed medical disorders, such as infants and toddlers who are on a ventilator, are adversely affected by drug exposure, or have a diagnosed medical disorder or physical or mental condition known to result in developmental delay such as Down syndrome.
  - c. Depending on the plan and priorities established by the county board, a county board may serve a child who has a condition which has a high probability of resulting in developmental delay if early intervention services are not provided, including the following two categories:
    - i. Biological risk: history of prenatal, neonatal, and early developmental events suggestive of biological insult(s) to the developing nervous system.
    - ii. Environmental risk: at risk for delayed development because of limiting early environmental experiences.
6. The SCBDD shall complete eligibility determination within forty-five calendar days of the request for services or after all necessary information has been received from the referring party or applicant.

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7. The SCBDD shall keep on file the documents used to determine eligibility of all persons who apply after July 1, 1991, whether or not such persons are found to be eligible. Information on persons found to be ineligible shall be maintained for five years after such determination is made. Information on persons determined to be eligible for services shall be maintained in accordance with ORC 5123.
8. When a person who has been determined eligible for a county board after July 1, 1991 moves to or wants to move to Scioto County, that person shall be considered to be eligible for services. The SCBDD; however, may review the person's eligibility. During the review, the person continues to be eligible to receive services according to the SCBDD's plan and priorities.
9. All persons who were eligible for services and receiving services from programs offered by the SCBDD pursuant to Chapter 5126 of the ORC on July 1, 1991, shall continue to be eligible for those services and to receive services in those programs as long as they are in need of services.
10. All persons who were eligible for case management services and receiving case management services pursuant to Chapter 5126 of the Revised Code on January 10, 1992, shall continue to be eligible for case management services as long as they are in need of services.
11. All persons found not to be eligible shall be referred, with their consent, to other agencies or sources of services.