



**Memorandum**

To: All Adult Care Facility (ACF) & Adult Foster Home Operators; Ohio Adult Care Facility Association (affiliates include Northeast Ohio ACF Association, Northwest Ohio ACF Association & Home Administrators United)

Cc: Ohio Association of County Behavioral Health Authorities (OACBHA); Ohio Department of Aging; Ohio Department of Job & Family Services

From: Ellie Jazi, LISW-S  
RSS Administrator, Office of Community Supports & Emergency Preparedness

Date: 9/28/2012

Re: Allowable Fees for RSS Residents

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Since the Ohio Department of Mental Health (ODMH) began administering the Residential State Supplement (RSS) Program July 1, 2011, some ACF operators have reported confusion about the permitted allowable fees (“rent”). Recipients and/or their representative payees combine the RSS cash benefit with other income to pay for accommodations, supervision, and personal care services at an approved living arrangement. Please be advised that per Ohio Administrative Code (OAC) 5122-36-05, the maximum monthly allowable fees are as follows:

Adult Family Homes	\$774
Adult Foster Homes	\$774
Adult Group Homes	\$877

As Ohio Administrative Code 5122-36-04 currently stands, the allowable fees are to be accepted as payment in full for accommodation, supervision, and personal care services from RSS residents. Additional amounts could be charged for services provided beyond those required by rule, however the ancillary charges must be defined and included in the resident agreement(s) in accordance with the following applicable OAC rules:

Adult Care Facilities (Includes Adult Family & Group Homes)	OAC 5122-33-16(B) & OAC 5122-33-23 (B)(20)
Adult Foster Homes	OAC 5122-35-09 (G)

*Please note that failure to adhere to these Ohio Administrative Code provisions may result in regulatory action.* If you have questions or concerns, please contact me via email at [ellie.jazi@mh.ohio.gov](mailto:ellie.jazi@mh.ohio.gov) or call toll-free at 1-855-RSS-ODMH. Thank you & I look forward to our continued work together.

**Establishing mental health as a cornerstone of overall health**

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