

Hamilton County LAW LIBRARY NEWS

Professional legal information, services, and education

October 2017

In-home Care vs. Facility - You Decide

By Janelle L Algeri, MSW, LISW of Hickman & Lowder Co., L.P.A. Reprinted with permission

One of the most common questions posed in care coordination is how to decide between in-home care and facility placement. While there is no simple answer to this question, it is important to recognize the pros and cons of both choices. There are several factors involved in making the best choice: level of care/care needs, cost, and safety are just a few. Let's look at home care first.

Typically, "home care" refers to services provided by a certified home health aide. These aides can provide assistance with bathing, dressing, meal prep, grocery shopping, and housekeeping. Home health aides can be private, but most are hired through agencies that provide home care services. It is very important to ensure that aides are fingerprinted and successfully pass background check, as they are going into your home or that of a loved one. Some agencies will pro-

vide 24/7 caregivers at a higher cost. Typically, a schedule is based on need and the availability of the aides. Some individuals require an aide two times a day (morning and evening), while others have an aide only one or two times a week for assistance with groceries, laundry, or housekeeping. The most important thing to remember is that when someone is home and requiring 24/7 supervision and care, if an aide does not come for their shift, the main contact/caregiver for that person is the backup. Agencies will often try to have a substitute aide, but there are times when no one is available. It is then that the responsibility falls to family and friends to make sure that individual has the recommended 24/7 care.

Home care is paid through private pay, veterans benefits, a long-term care insurance policy, or Medicaid. Insurance, such as Medicare, only pays for skilled

(Continued on page 4)

Inside this issue:

In-Home Care vs. Facility	1
Tech Tip: Newsletter Subscriptions	2
Upcoming CLE	5
Vide Conferencing	5
You and the Legal System: Changes in Immigration Law	6
Criminal Law Resources	7

Hamilton County Law Library

Hamilton County
Courthouse
1000 Main Street
Room 601
Cincinnati, OH 45202
T: 513.946.5300
F: 513.946.5264

Open Monday-Friday 8 - 4

<http://lawlibrary.hamilton-co.org>

Tech Tip: How to subscribe to our newsletter and make changes to your profile. By Systems Librarian, Julie Koehne

Go to: <https://lawlibrary.hamiltoncountyohio.gov/>

Hover over the "News" dropdown menu, then click on "Newsletter."

Once on the Newsletter page click on "Complete this form."

The Hamilton County Law Library publishes a monthly newsletter for its subscribers. The current issue and archives going back to 1996 are listed here.

Constant Contact E-mail List: Newsletter

Get the Newsletter electronically! The Constant Contact e-mail list will send out an electronic copy of the newsletter each month, as well as news and updates on practice area topics. This subscription sends information to your inbox. *Not a subscriber? Join today!*

Personalize Your Constant Contract Subscription

Constant Contact has the subscribers-only e-mail distribution list for our newsletter and our newsletter. **Complete this form** and customize your subscription.

Newsletter Archive

Year - 2017

Newsletter and Topical Updates

Personalize Your Emails!

Every subscriber to the Law Library can receive e-mail news and updates. Our monthly newsletter keep our subscribers up to date on the latest legal news, and legislative alerts for our subscribers and for county officials.

Mailing Lists

Thanks for your interest in joining our mailing lists for our newsletters, practice areas, and program announcements. Please complete the information below and click "Sign Up."

* Email Address
First Name
Last Name

Email Lists

- Criminal
- Estates and Trusts
- Family Law
- Intellectual Property
- Newsletters
- Pension Benefits

Security Check

To complete your subscription, please enter what you see below including any spaces.

Type the text: REEK Favreau

reCAPTCHA™

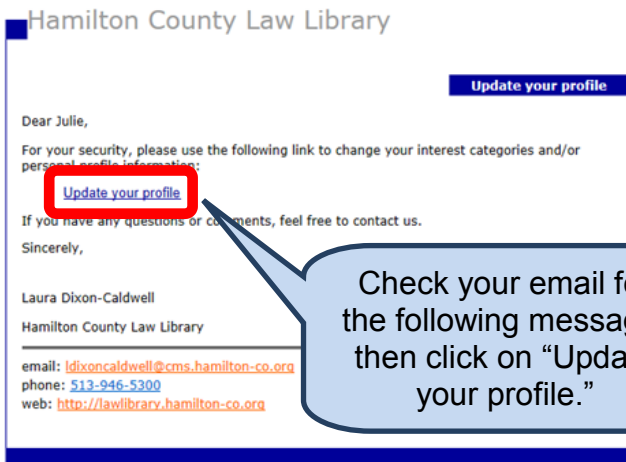
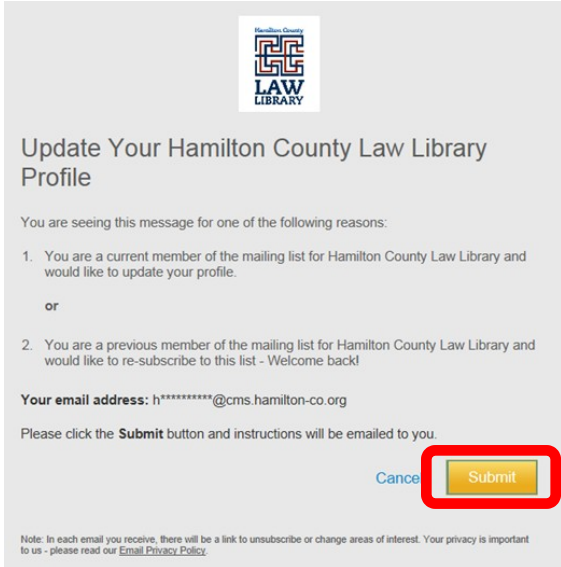
Sign Up

Note: In each email you receive, there will be a link to unsubscribe or change areas of interest. Your privacy is important to us - please read our [Email Privacy Policy](#).

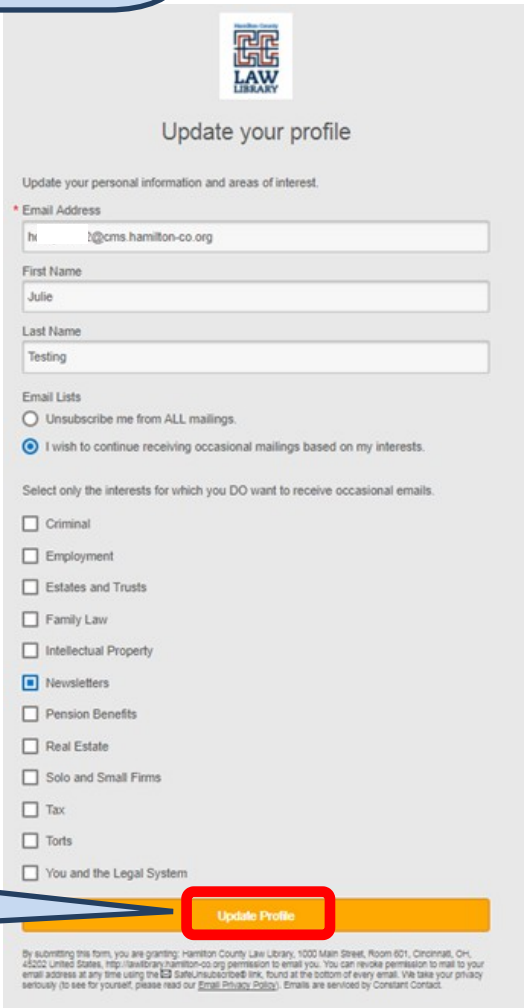
You will get an email with the subject line of "Welcome to the Hamilton County Law Library." To update the different types of email you receive, go to the bottom of the email and click on "Update Profile". This is available on every email from Constant Contact you receive from the Law Library.



Click the "Submit" button to have instructions emailed to you.



Check your email for the following message, then click on "Update your profile."



Edit your profile, select the various email lists you would like to receive, then press the "Update Profile" button to finish.

(Continued from page 1)

services like nursing, physical therapy, occupational therapy, and speech therapy. Often, these are provided through a plan of care and once the goal of the plan is reached, Medicare coverage ends.

The other option to consider is a facility. If a person requires significant care, does not have enough support and socialization, has too many environmental hazards, or resides in an unsafe neighborhood, a facility may be the best option. Facilities may have more of an “institutional” feel, but they can provide a lot of the services that are unreliable in the home setting. Long-term care facilities are categorized as Continuing Care Communities (consisting of independent living, assisted living, and nursing home levels of care), assisted living facilities, and skilled nursing facilities. Which setting is appropriate to meet your needs is determined by your level of care or how much care you need. Long-term planning is used to determine where your needs are at this time and what you will need in the future. Continuing care communities are one such planning method. Couples and individuals can meet with these communities, complete a financial assessment, and sign a contract that ensures their care throughout the various levels of care. For couples who need different levels of care, these are a popular option, since they remain on the same “campus,” even if they are residing in different buildings.

Assisted living facilities are often private pay only, but with the addition of the Assisted Living Waiver in Ohio, some assisted livings will take Medicaid after private paying for a set period of time (one, two, or even three

years) and most have waiting lists for Medicaid beds. Assisted livings provide services starting with meals and medication reminders up to hands-on care provided by aides. Each facility is different in the care they can provide so it is important to get information about their levels of care, as well as staffing (e.g. is there a nurse available 24/7 or is the nurse on call?). It’s important to remember that assisted living facilities do not provide full care like that of a nursing facility.

Nursing homes provide two types of care--skilled care and long-term nursing care. Skilled care is what is provided by physical therapists, occupational therapists, speech therapists, and certain skilled nursing needs, like wound care. Skilled care is typically only paid for by Medicare and insurances for period of time. When the goals of care are met or a person is at their “baseline,” it will be determined what level of care is most appropriate for them. Do they return home? Do they need an assisted living? Or do they need to transfer to a long term care bed? If long-term care is determined to be the best fit to meet their needs, then cost is discussed. Long-term care can be private pay. It can also be partially paid for by a long-term care insurance benefit. Eventually, many people spend down their finances on their care, requiring them to apply for Medicaid. Medicaid will pay for long-term care beds in most settings.

The biggest complaints with nursing home care is lack of staffing, taste of the food provided, and lack of activities. Most nursing homes attempt to provide a variety of activities, but many residents feel they are bored or not receiving enough social stimulation. Nursing homes have to feed a large number of people with a variety of dietary restrictions

(sugar free, low sodium), which can have an adverse effect on the taste and variation in food choices. Nursing facilities have state standards for staffing, but are often staffed at this minimum number. This can lead to longer response times to call lights and a lack of individualized attention to residents' needs.

It is helpful to plan ahead for any and all care needs. Talk with family and friends about your goals and wishes regarding your care. Speak with an elder law attorney who can help you protect your assets and coordinate your finances to provide a clear picture of what care options you can afford. Having a plan for care can lessen the burden of dealing with a crisis and preserve your preferences for care.

For more information, contact [Janelle L. Algeri](#).

Videoconferencing

Our videoconferencing services are growing in popularity every day! If you need to use our Polycom system or Skype for a deposition, testimony from an out of state witness, or a conversation with someone who is incarcerated elsewhere you're in good company! The service isn't limited to these purposes, but these are some common uses of our technology for you to consider if the need comes up in your practice. Because of our increasing demand for this service we encourage you to reserve our Boardroom as soon as you know you need it to avoid booking conflicts. This is a benefit that's free to all subscribers and available for an hourly fee to the public. To learn more or reserve the room, please call 946-5300.

Upcoming CLE

Free to subscribers; \$50 for non-subscribers
Registration is required.

To register, call 513.946.5300, email reference@cms.hamilton-co.org, or register via the website

<http://lawlibrary.hamiltoncountyohio.gov/classes/calendar/>

Fundamentals of Auto Accident Intake and Investigation

Presenter: Albert J. Brown Jr.

Wednesday, October 4

Noon-1:30

1.5 hours of general credit pending in Ohio and Kentucky

Unique Issues in Same-Sex Divorce

Presenter: Cathy Cook

Thursday, November 16, 2017

Noon-1pm

1.0 hour of general credit pending in Ohio and Kentucky

Law Library Board Meeting

The next quarterly meeting of the Hamilton County Law Library Resources Board will be held on Thursday, October 12, 2017 at 12:00 noon in the Robert S. Kraft Board Room. Meetings are open to the public.



Subscriber Benefits

All subscribers have access to the following valuable resources and services:

Circulation privileges to borrow from over 40,000 print volumes for up to six weeks at a time

Access to extensive legal information databases from the Law Library, including Westlaw, IntelliConnect, Lexis Digital Library e-books, HeinOnline, and Loislaw treatises

Wireless network throughout the Law Library

Polycom videoconferencing

Five meeting rooms with speaker phones

Professional reference service by our law librarians, available via e-mail, telephone, and in person

Free document delivery by fax or e-mail of print and electronic materials

CLE seminars throughout the year, on legal research and substantive topics

Subscribers' lounge, magazines, daily newspapers, and coffee

Bi-weekly news alerts by practice area

Discounted rates for photocopying

In addition, solos and attorneys whose firm has a subscription have 24 hour remote access to Fastcase.com case law, Aspen/LOISLaw treatises, HeinOnline (for under 50 attorney firms), EBSCOhost, and IntelliConnect Law, Business, Tax, and Accounting

An add-on plan for Lexis access is available for subscribers in solo practice

You and the Legal System: Changes in Immigration Law

Join us as attorney Gabriela Mendoza Thibeau discusses the evolution of immigration law in the United States beginning with the Reagan administration and continuing through present day. We will discuss the Illegal Immigration Reform and Immigrant Responsibility Act, Homeland Security, DACA, travel bans and more on Friday, October 6, from Noon-1pm.

To register, call 513.946.5300 or register via our website at

<https://lawlibrary.hamiltoncountyohio.gov/event-registration/?ee=122>

Please note that this is not a CLE event; it is intended for the general public. However, attorneys are welcome to attend and may want to pass along the program announcement to clients, staff and community organizations. If you would like more information, please contact [Vanessa Seeger](#).

You and the Legal System is brought to you as a public service by the Hamilton County Law Library, in conjunction with the Cincinnati Bar Association's Lawyer Referral Service.



Criminal Law Resources

Law Library subscribers have access to a variety of resources on Criminal Law. If you have questions, or have a suggestion for a title to add, contact the reference staff at reference@cms.hamilton-co.org or 513.946.5300

The attorney's guide to defending veterans in criminal court
KF7709.A7 A88 2014

Collateral consequences of criminal convictions : law, policy and practice
KF390.E87 L678 2013

Criminal Advocacy
KFO575.A75 C73 2015

Criminal law bootcamp
KFO575 .P72 2014

The criminal law handbook : know your rights, survive the system
KF9619.85 .B47 2013

Criminal practice and procedure, Kentucky
KFK1280 .K4 vol. 8, 9 2016

Criminal procedure
KF9619 .L34 2015

Federal trial handbook. Criminal.
KF8915 .H35

Katz & Giannelli Ohio criminal laws and rules
KFO561 .K3 2009-

Katz Giannelli criminal law (Ohio)

KFO561 .K37 2009-
Kentucky criminal and traffic law manual
KFK1761.A29 .K472

Law and policy of sentencing and correcttcons in a nutshell
KF9728 .B733 2017

Relentless criminal cross-examination
KF9658 .M142

A short and happy guide to criminal Procedure
KF9619.85 A.28 2015

Suppressing criminal evidence
KF9660 .V57 2016

Online Resources-Remote Access*

Fastcase Loislaw Treatises

Drunk Driving Defense

EBSCO

Criminal Law: A Desk Reference

Criminal Law Handbook

Nolo's Encyclopedia of Everyday Law

Overdrive/Lexis Digital Library

Anderson's Ohio Criminal Practice and Procedure 2016-17

Ohio Manual of Criminal Complaints and Indictments

Ohio Criminal Law Handbook 2017

Sixth Circuit Criminal Handbook

Understanding Criminal Law

Understanding Criminal Procedure

*Remote access is available to subscribers who are solos or firm attorneys whose entire firm has a subscription to the Law Library.

Upcoming Events:

October 4: CLE: Fundamentals of Auto Accident Intake and Investigation

October 6: You and the Legal System: Immigration Law

October 12: Law Library Board Meeting

November 16: CLE: Unique Issues in Same Sex Divorce



October 2017 Law Library Newsletter

- In Home Care vs. Nursing Home
- Newsletter Subscriptions
- Videoconferences in the Library
- You and the Legal System: Changes in Immigration Law
- Criminal Law Resources

INSIDE THIS MONTH

ADDRESS CORRECTION REQUESTED

Hamilton County Law Library
Hamilton County Courthouse
1000 Main Street, Room 601
Cincinnati, OH 45202