

- **MAJOR UNUSUAL INCIDENT** means the alleged, suspected or actual occurrence of an incident when there is reason to believe the health or welfare of an individual may be adversely affected, or an individual may be placed at a likely risk of harm IF such individual is receiving services through the developmental disabilities service delivery system OR will be receiving such services as a result of the incident. There are three categories of major unusual incidents that correspond the three administrative investigation procedures:

### Category A

- ✓ **Accidental or Suspicious Death** means the death of an individual resulting from an accident or suspicious circumstances
- ✓ **Exploitation** means the unlawful or improper act of using an individual or an individual's resources for monetary or personal benefit, profit, or gain
- ✓ **Failure to Report** means that a person, who is required to report pursuant to Ohio Revised Code Section 5123.61, has reason to believe that an individual has suffered, or faces a substantial risk of suffering, any wound, injury, disability or condition of such a nature as to reasonably indicate abuse, misappropriation, or exploitation that results in a risk to health and welfare, or neglect of that individual, and such person does not immediately report such information to a law enforcement agency or the county board
- ✓ **Misappropriation** means the depriving, defrauding or otherwise obtaining the real or personal property of any individual by any means prohibited by the Ohio Revised Code
- ✓ **Neglect** means, when there is a duty to do so, failing to provide an individual with any treatment, care goods, supervision, or services necessary to maintain the health or welfare of the individual
- ✓ **Peer-to-Peer Act** means one of the following incident involving two individuals served:
  - **Exploitation** which means the unlawful or improper act of using an individual or an individual's resources for monetary or personal benefit, profit or gain
  - **Theft** which means intentionally depriving another individual of real or personal property valued at twenty dollars or more, or property of significant value to the individual
  - **Physical Act** which means an act that occurs when an individual is targeting, or firmly fixed on another individual such that the act is not accidental or random, and the act results in an injury that is treated by a physician, physician assistant, or nurse practitioner. Allegations of one individual choking another, or any head or neck injuries such as a bloody nose, bloody lip, black eye, or other injury

to the eye, shall be considered major unusual incidents. Minor injuries, such as scratches or reddened areas not involving the head or neck shall be considered unusual incidents, and shall require immediate action, a review to uncover possible cause/contributing factors, and prevention measures

- **Sexual Act** which means sexual conduct and/or contact for the purposes of sexual gratification without the consent of the other individual
  - **Verbal Act** which means the use of words, gestures, or other communicative means to purposefully threaten, coerce, or intimidate the other individual, when there is the opportunity AND ability to carry out the threat
- ✓ **Physical Abuse** means the use of physical force that can reasonably be expected to result in physical harm or serious physical harm as defined in Ohio Revised Code 2901.01. Such force may include, but is not limited to, hitting, slapping, pushing, or throwing objects at an individual
  - ✓ **Prohibited Sexual Relations** means a person employed in the developmental disabilities field engaging in consensual sexual conduct, or having consensual sexual contact with an individual who is not the employee's spouse, and for whom the employee was employed, or under contract, to provide care or supervise the provision of care at the time of the incident
  - ✓ **Rights Code Violation** means any violation of the rights enumerated in Ohio Revised Code 5123.62 that creates a likely risk of harm to the health or welfare of an individual
  - ✓ **Sexual Abuse** means the unlawful sexual conduct or sexual contact as those terms are defined in Ohio Revised Code 2907.01, and the commission of any act prohibited by Ohio Revised Code 2907 (e.g. public indecency, importuning, and voyeurism)
  - ✓ **Verbal Abuse** means the use of words, gestures or other communicative means to purposefully threaten, coerce, intimidate, harass, or humiliate an individual

### **Category B**

- ✓ **Attempted Suicide** means a physical attempt by an individual that results in emergency room treatment, in-patient observation, or hospital admission
- ✓ **Death Other Than Accidental or Suspicious** means the death of an individual by natural cause without suspicious circumstances
- ✓ **Medical Emergency** means an incident where emergency medical intervention is required to save an individual's life (e.g. choking relief techniques, epinephrine auto injector, or intravenous for dehydration)

- ✓ **Missing Individual** means an incident that is not considered neglect and an individual's whereabouts, after immediate measures taken, are unknown, and the individual is believed to be at, or pose, an imminent risk of harm to self or others. An incident when an individual's whereabouts are unknown for longer than the period of time specified in the individual service plan that does not result in imminent risk of harm to self or others shall be investigated as an unusual incident
- ✓ **Significant Injury** means an injury of known or unknown cause that is not considered abuse or neglect and that results in a concussion, broken bone, dislocation, second or third degree burns, or that requires immobilization, casting, or five or more sutures

### **Category C**

- ✓ **Law Enforcement** means any incident that results in the individual served being arrested, charged or incarcerated
- ✓ **Unapproved Behavior Support** means the use of an aversive strategy or intervention prohibited by Ohio Administrative Code 5123:2-2-06, or an aversive strategy implemented with the approval by the human rights committee or without informed consent, that results in a likely risk to the individual's health and welfare
- ✓ **Unscheduled Hospitalization** means any hospital admission that is not scheduled, unless the hospital admission is due to a pre-existing condition that is specified in the individual service plan indicating the specific symptoms and criteria that require hospitalization