

173-1-02

**Public hearing notices for rule proposals.**

- (A) Any time ~~that~~ the Ohio department of aging (ODA) proposes to adopt, amend, or rescind a rule under section 119.03 of the Revised Code, ODA shall give a reasonable public notice in the register of Ohio at least thirty days before the date ODA sets for the public hearing, as prescribed by division (A) of section 119.03 of the Revised Code. In the notice, ODA shall include the following:
- (1) A statement of ODA's intention to consider adopting, amending, or rescinding a rule.
  - (2) A synopsis of the proposed rule, amendment, or rule that ODA proposes to rescind or a general statement of the subject matter to which the proposed rule, amendment, or rescission relates.
  - (3) A statement of the reason or purpose for adopting, amending, or rescinding the rule.
  - (4) The date, time, and place of a hearing on the proposed action, which ODA shall set no earlier than the thirty-first nor later than the fortieth day after ODA files the proposed rule, amendment, or rescission under division (B) of section 119.03 of the Revised Code.
- (B) ODA shall promptly ~~furnish~~ provide an electronic copy of the public notice to any person who requests it without charge. ODA shall promptly ~~furnish~~ provide a ~~hard paper~~ hard copy of the public notice to any person who requests it and pays a reasonable fee that does not exceed the actual cost of copying and mailing. If the person making the request for a ~~hard paper~~ hard copy is affected by the proposed rule, ODA shall provide the ~~hard paper~~ hard copy without charge. Although ODA shall respond to all requests for a ~~hard paper~~ hard copy promptly, ODA cannot guarantee the provision of a ~~hard paper~~ hard copy thirty days before the public hearing unless the request is postmarked at least forty days before the hearing's date.

Effective:

Five Year Review (FYR) Dates: 11/10/2016

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Certification

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Date

Promulgated Under: 119.03  
Statutory Authority: 173.01, 173.02  
Rule Amplifies: 119.03  
Prior Effective Dates: 09/09/1979, 04/18/1987, 02/10/1997, 05/15/2000,  
10/03/2002, 05/13/2007, 06/11/2009, 01/01/2015