

173-39-02.23

ODA provider certification: out-of-home respite.

(A) "Out-of-home respite" means the service defined in rule 5160-44-17 of the Administrative Code.

(B) Requirements for Every every ODA-certified provider of out-of-home respite ~~shall comply with the following requirements:~~

(1) ~~General requirements:~~ The provider ~~shall comply with the requirements for every ODA-certified agency provider in~~ is subject to rule 173-39-02 of the Administrative Code.

(2) ~~Requirements specific to out-of-home respite:~~ The provider ~~shall comply with the requirements in~~ is subject to rule 5160-44-17 of the Administrative Code.

(3) If a conflict exists between a requirement in rule 173-39-02 of the Administrative Code and a requirement in rule 5160-44-17 of the Administrative Code, the provider shall comply with the requirement in rule 173-39-02 of the Administrative Code instead of the conflicting requirement in rule 5160-44-17 of the Administrative Code.

(C) Units and rates:

(1) For the PASSPORT program, ~~A~~ a unit of out-of-home respite ~~under the PASSPORT program~~ equals a unit of out-of-home respite that rule 5160-46-06 of the Administrative Code establishes for the Ohio home care waiver program.

(2) For the PASSPORT program, ~~Rule~~ rule 5160-46-06 of the Administrative Code establishes the maximum allowable rate ~~allowable~~ for a unit of out-of-home respite.

(3) For the PASSPORT program, ~~Rule~~ rule 5160-31-07 of the Administrative Code establishes rate-setting methodology for ~~units~~ out-of-home respite.

Effective:

Five Year Review (FYR) Dates: 1/4/2024

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 121.07, 173.01, 173.02, 173.391, 173.52, 173.522
Rule Amplifies: 173.39, 173.391, 173.52, 173.522; 42 C.F.R. 441.352
Prior Effective Dates: 07/01/2014, 11/01/2015, 01/01/2019, 06/11/2020
(Emer.), 10/10/2020