

173-43-04**Long-term care consultation program: deadlines.**

(A) The program administrator shall complete every consultation no later than ten days after it receives a request for the consultation, unless an exception under paragraph (B) of this rule applies.

(B) Exceptions to the deadline in paragraph (A) of this rule:

- (1) If the deadline in paragraph (A) of this rule falls on a Saturday, Sunday, or a legal holiday listed in section 1.14 for the Revised Code, the deadline is the next day that is not a Saturday, Sunday, or legal holiday rather than the deadline in paragraph (A) of this rule.
- (2) If an individual or the individual's representative requests a consultation after the deadline in paragraph (A) of this rule, the program administrator shall provide the consultation at a time that is mutually agreed to between the individual, or the individual's representative, and the program administrator and retain a record on the reason why the program administrator was not able to provide the consultation before the deadline.
- (3) If the program administrator cannot complete the consultation before the deadline in paragraph (A) of this rule, the program administrator shall provide the long-term care consultation as soon as is practicable and retain a record on the reason why the program administrator was not able to provide the consultation before the deadline.

Replaces: 173-43-04

Effective:

Five Year Review (FYR) Dates:

Certification

Date

Promulgated Under: 119.03

Statutory Authority: 121.07, 173.01, 173.02, 173.42

Rule Amplifies: 173.42; 42 U.S.C. 3002, 3012, 3025, 3032

Prior Effective Dates: 06/30/2007, 07/05/2012, 12/19/2013, 08/01/2018,
06/11/2020 (Emer.), 12/31/2020