

3701-61-05

**Transfer and discharge responsibilities of the home.**

- (A) If a resident is transferred or discharged pursuant to section 3721.16 of the Revised Code, the home from which the resident is being transferred or discharged ~~shall~~ is obligated to provide the resident with adequate preparation prior to the transfer or discharge to ensure a safe and orderly transfer or discharge from the home, including proper arrangements for applicable medication, equipment, health care services, and other necessary services. The home or alternative setting to which the resident is to be transferred or discharged ~~shall~~ is obligated to have accepted the resident for transfer or admission and determined to be able to meet the resident's applicable health care and safety needs.
- (B) At the time of a transfer or discharge of a resident who is a recipient of medicaid from a home to a hospital or for therapeutic leave, the home ~~shall~~ is obligated to provide notice in writing to the resident, ~~and~~ in writing by certified mail, return receipt requested, and electronic mail if an electronic mail address is available, to the resident's sponsor or legal representative, specifying the number of days, if any, during which the resident will be permitted under the medicaid program to return and resume residence in the home and specifying the medicaid program's coverage of the days during which the resident is absent from the home. The home is obligated to give priority for the first available bed in a semi-private room to an ~~An~~ individual who is absent from a home for more than the number of days specified in the notice and continues to require the services provided by the home. ~~shall be given priority for the first available bed in a semi-private room.~~
- (C) At the time of a transfer or discharge of a resident who is not a recipient of medicaid from a home to a hospital or for therapeutic leave, the home ~~shall~~ is obligated to provide notice in writing to the resident, ~~and~~ in writing by certified mail, return receipt requested, and electronic mail if an electronic mail address is available, to the resident's sponsor or legal representative, specifying the home's written policy regarding the resident's option to pay privately in order to hold a bed until the resident is able to return.

Effective:

Five Year Review (FYR) Dates: 11/6/2023

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Certification

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Date

Promulgated Under: 119.03  
Statutory Authority: 3721.11  
Rule Amplifies: 3721.16  
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