

5101:2-5-05

Agency appeal of findings of noncompliance.

- (A) If the administrator or designee of an agency disagrees with any of the findings of noncompliance presented at an exit interview, the administrator or designee may submit a written appeal, with supporting documentation, ~~to the appropriate Ohio department of job and family services (ODJFS) licensing supervisor~~ through the Ohio certification and licensing management system (OCALM) no later than ten business days following the agency receipt of the summary of findings of noncompliance. ~~The appeal shall be submitted to the licensing supervisor not later than ten business days following the agency's receipt of the summary of findings of noncompliance.~~ The licensing supervisor shall, if requested, arrange a meeting by phone or in person with the appellant prior to the review of the appeal. Upon the review of the appeal and the findings, the supervisor shall render a ~~written~~ decision and explanation within ten business days. The decision of the licensing supervisor shall be final and does not entitle the agency to any hearing rights under Chapter 119. of the Revised Code unless Ohio department of job and family services ~~ODJFS~~ (ODJFS) initiates action to deny or revoke certification.
- (B) Any form of retaliation by ODJFS employees against agency administrators, designee or employees of agencies, who make appeals regarding findings of non-compliance, is prohibited.

Effective:

Five Year Review (FYR) Dates: 10/26/2020

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 5103.03
Rule Amplifies: 5103.02, 5103.03
Prior Effective Dates: 12/30/1966, 10/01/1986, 07/02/1990 (Emer.),
10/01/1990, 01/01/1991, 09/18/1996, 07/01/2000,
12/11/2006, 08/01/2010, 12/01/2015