

5101:3-33-05 **Provider conditions of participation for the assisted living HCBS home and community based services (HCBS) waiver program.**

- (A) The purpose of this ~~rules~~ rule is to establish the conditions under which providers are able to participate in the assisted living ~~home and community based services (HCBS)~~ HCBS waiver program.
- (B) In order to obtain a medicaid provider agreement to be an assisted living services provider, the provider must be certified by the Ohio department of aging (ODA) or its designee in accordance with the provisions of rule ~~173-39-02~~ 173-39-03 of the Administrative Code.
- (C) Individuals enrolled in the assisted living HCBS waiver shall be given a free choice of qualified providers in accordance with ~~Chapter 5101:3-41 rule 173-42-06~~ of the Administrative Code and 42 C.F.R. 431.51 (as in effect on October 1, 2010).

Effective: 09/29/2011

R.C. 119.032 review dates: 07/14/2011 and 09/01/2016

CERTIFIED ELECTRONICALLY

Certification

09/19/2011

Date

Promulgated Under: 119.03
Statutory Authority: 5111.85, 5111.89
Rule Amplifies: 5111.85, 5111.89
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