

## TO BE RESCINDED

5122-33-25

**Waivers.**

- (A) The director may waive any of the licensing requirements established by this chapter, unless the requirement is specified by statute.
- (B) Upon written request of the facility, the director may grant a waiver if he or she determines that the strict application of the licensing requirement would cause undue hardship to the facility and that granting the waiver would not jeopardize the health or safety of any resident. In granting a waiver, the director may stipulate a time period for which the waiver is to be effective or may establish conditions that the facility must meet for the waiver to be operative. The director may provide a facility with an informal hearing concerning the denial of a waiver request, but the facility shall not be entitled to a hearing under Chapter 119. of the Revised Code unless the director takes an action that requires a hearing to be held under section 5119.74 of the Revised Code.

Effective: 01/01/2018

Five Year Review (FYR) Dates: 01/20/2017

CERTIFIED ELECTRONICALLY

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Certification

04/05/2017

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Date

Promulgated Under: 119.03  
Statutory Authority: 5119.34  
Rule Amplifies: 5119.34  
Prior Effective Dates: 5-6-1991 (Emer.), 8-4-1991, 10-1-2010, 2/17/2012