

## TO BE RESCINDED

**5160-32-06                      Enrollment process for choices home and community based services (HCBS) waiver program.**

The current effective choices waiver is set to expire on June 30, 2014. Therefore, in accordance with section 173.53 of the Revised Code, enrollment in the choices waiver is suspended effective March 1, 2014. This suspension shall remain in effect until the choices waiver is terminated.

- (A) The purpose of this rule is to establish the standards and procedures for an individual to enroll in the choices HCBS waiver program.
- (B) An individual must be currently enrolled in the PASSPORT HCBS waiver program as described in Chapter 5160-31 of the Administrative Code to begin the choices waiver program enrollment process. The individual, a family member or case manager may initiate the choices enrollment process by contacting choices HCBS waiver program staff to request enrollment.
- (C) An individual who is seeking enrollment in the choices HCBS waiver program must meet the program eligibility requirements as described in rule 5160-32-03 of the Administrative Code prior to enrollment.
- (D) Any applicant for choices HCBS waiver program services is entitled to notice and hearing rights as set forth in section 5101.35 of the Revised Code and division 5101:6 of the Administrative Code.
  - (1) The PASSPORT administrative agency (PAA) must notify the individual and authorized representative, if any, of the approval for enrollment for an individual determined to meet all choices HCBS waiver program eligibility criteria.
  - (2) If the PAA determines that the individual does not meet the criteria for enrollment in the choices HCBS waiver program, the PAA shall notify the county department of job and family services (CDJFS). The CDJFS shall send notice of the waiver application denial to the individual and his or her authorized representative, if any.
  - (3) If the CDJFS determines the individual is not eligible for medicaid, the CDJFS shall send notice of denial to the individual and his or her authorized representative, if any, and notify the PAA of its determination.
- (E) If an individual meets all of the eligibility criteria in rule 5160-32-03 of the Administrative Code, but a slot is not available for enrollment in the choices waiver

program, the individual shall be placed on a waiting list and offered enrollment in accordance with Chapter 173-44 of the Administrative Code.

Effective: 12/20/2015

Five Year Review (FYR) Dates: 09/21/2015

CERTIFIED ELECTRONICALLY

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Certification

12/04/2015

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Date

Promulgated Under: 119.03  
Statutory Authority: 5162.03, 5164.02, 5166.02  
Rule Amplifies: 173.53  
Prior Effective Dates: 8/1/01, 7/01/05, 7/01/06, 9/29/11, 3/1/2014