



John Kasich, Governor
Beverley L. Laubert, Interim Director

PUBLIC HEARING NOTICE

OMBUDSMAN PROGRAMS

ODA will conduct a public hearing at the following place and time:

35 E. Chestnut St., Basement
Training Room A
Columbus, OH 43215

Friday, March 9, 2017
1:30PM

ODA and the SLTCO (we) adopted OAC Chapter 173-14 (this chapter) to establish and operate a state long-term care ombudsman program as required by ORC§173.01; 42 USC 3027, 3058g; and 45 CFR 1321.11 and Part 1324. We also adopted this chapter to carry out the provisions of ORC Chapter 173 pertaining to ombudsman programs as required by ORC§173.02.

We reviewed every rule in this chapter top to bottom, minus rules 173-14-14¹ and 173-14-28,² as ORC§106.03 requires us to do no less often than once every 5 years. In doing so, we considered any necessary amendments to implement the following new laws:

- Effective February 11, 2015, the U.S. Dept. of Health and Human Services, Administration on Aging (AoA) and Administration for Community Living (ACL) jointly adopted 45 CFR Part 1321 to regulate long-term care ombudsman programs. AoA and ACL subsequently amended their rules and renumbered them as 45 CFR Part 1324.
- Effective April 19, 2016, the Older Americans Act Reauthorization Act of 2016 amended §§ 711 (42 USC3058f), 712 (42 USC3058g), and other sections of the Older Americans Act of 1965.
- Effective September 29, 2017, Am. Sub. House Bill No. 49 (132nd G.A.) amended ORC §§ 173.14, 173.15, 173.17, 173.19, 173.20, 173.21, 173.22, and 173.24.

We propose to amend, rescind, and adopt new rules as indicated in the table below.

CURRENT RULES	PROPOSALS
173-14-01	New rule 173-14-01 to replace current rule 173-14-01 (to be rescinded)
173-14-02	Amend current rule
173-14-03	New rule 173-14-03 to replace current rule 173-14-03 (to be rescinded)
173-14-04	Amend current rule
173-14-05	Amend current rule
173-14-06	Amend current rule

¹ [173-14-14](#) is presently part of another rule package on background checks.

² ODA recently reviewed 173-14-28. ODA adopted [a new version of the rule](#) on August 1, 2017.

CURRENT RULES	PROPOSALS
173-14-07	New rule 173-14-07 to replace current rule 173-14-07 (to be rescinded)
173-14-08	Amend current rule
173-14-09	Amend current rule
173-14-10	New rule 173-14-10 to replace current rule 173-14-10 (to be rescinded)
173-14-11	Amend current rule
173-14-12	New rule 173-14-12 to replace current rule 173-14-12 (to be rescinded)
173-14-13	New rule 173-14-13 to replace current rule 173-14-13 (to be rescinded)
173-14-15	New rule 173-14-15 to replace current rule 173-14-15 (to be rescinded)
173-14-16	New rule 173-14-16 to replace current rule 173-14-16 (to be rescinded)
173-14-17	Amend current rule
173-14-18	Amend current rule
173-14-19	New rule 173-14-19 to replace current rule 173-14-19 (to be rescinded)
NA	New rule 173-14-20
173-14-20	New rule 173-14-21 to replace current rule 173-14-20 (to be rescinded)
173-14-21	New rule 173-14-22 to replace current rule 173-14-21 (to be rescinded)
173-14-22	New rule 173-14-23 to replace current rule 173-14-22 (to be rescinded)
173-14-23	New rule 173-14-24 to replace current rule 173-14-23 (to be rescinded)
173-14-24	New rule 173-14-25 to replace current rule 173-14-24 (to be rescinded)
173-14-25	New rule 173-14-26 to replace current rule 173-14-25 (to be rescinded)
173-14-26	New rule 173-14-27 to replace current rule 173-14-26 (to be rescinded)
NA	New rule 173-14-29

For details, please review each rule's rule summary and fiscal analysis (RSFA), which is published in the [Register of Ohio](#).

Any person may participate in the public hearing on these rules. To submit written testimony to ODA regarding the rule projects in lieu of presenting written testimony in person, please email the written testimony to ODA's policy development manager, Tom Simmons, at tsimmons@age.ohio.gov before Friday, March 9, 2017.

To reduce the need to travel to Columbus, ODA may schedule other public hearings for the same time and place so the public may comment at one hearing on multiple rule packages.

Participants may find area parking at street meters and area parking garages. The parking meters on Chestnut St. accept debit and credit cards. The [Chestnut Street Garage](#) at 44 E. Chestnut St. is across the street from 35 E. Chestnut St.