

NOTICE OF PUBLIC HEARING

DATE: Tuesday, July 23, 2013
TIME: 3:00 P.M.
PLACE: Basement Training Room A
OHIO DEPARTMENT OF HEALTH
35 East Chestnut Street
Columbus, Ohio 43215

In accordance with Chapter 119 of the Revised Code (R.C.), the Director (Director) of the Ohio Department of Health (ODH), or his designee, shall conduct a public rules hearing at the date, time, and place listed above. The hearing will consider changes to the following Administrative Code rules:

Certificate of Need (CON): By authority of R.C. 3702.52 and 3702.57 and in to meet five-year requirements, the Director proposes to rescind current and propose new rules 3701-12-01, 3701-12-08, 3701-12-09, 3701-12-11, and 3701-12-12; to amend rules 3701-12-04, 3701-12-05, 3701-12-18, 3701-12-19, 3701-12-20, 3701-12-23, and 3701-12-23.2; to propose new rules 3701-12-10 and 3701-12-24, and to rescind rule 3701-12-23.4. These rules pertain to the Certificate of Need Program.

The changes include, but are not limited to: 1) requirements pertaining to the issuance of a replacement certificate of need; 2) the submission of written comments during the course of a certificate of need review; 3) revised applications; 4) information required in reports for the monitoring of re-categorized hospital beds; and 5) an increase to the CON application process.

Help Me Grow Rules: By authority of R.C. 3701.61, the Director proposes to amend O.A.C. rules 3701-8-01 and 3701-8-10. These rules pertain to the Help Me Grow Program. Amendments are proposed to meet U.S. Department of Education, Office of Special Education Programs requirements. Specifically, rule 3701-8-01 is amended to add language from 34 C.F.R.* 303.13 paragraphs (c) and (d) into existing definitions (S) "Early Intervention Services" and (HHH) "Qualified Personnel." Also, rule 3701-8-10 is amended to change the C.F.R. citation in paragraph (F)(3) so that it includes all the paragraphs it was originally meant to reference.

Women's Health Services: By authority of R.C. 3701.046, the Director proposes to amend O.A.C. rule 3701-68-01 pertaining to Women's Health Services. The rule sets forth the eligibility requirements to receive grant funding for the provision of Women's Health Services. Appendix A of the Rule is being rescinded and paragraph (B)(3) was added to the rule to require an applicant to implement clinical protocols for treatment that comply with standards set by the practice community.

At the hearing, people affected by the proposed actions may appear and be heard in person, by an attorney or both; may present their positions, arguments, or contentions orally or in writing; may offer witnesses; and may present evidence tending to show that the proposed rules, if adopted or effectuated, will be unreasonable or unlawful. To aid in getting visitors through building security, both persons intending to testify at one or more e hearing and those simply intending to observe are encouraged to pre-register by writing the Office of the General Counsel [Rules], Ohio Department of Health, 246 North High Street, Columbus,

Ohio 43215, by telephoning (614) 466-4882, or by sending an e-mail to odhrules@odh.ohio.gov.

Copies of the proposed rules are available on the Register of Ohio website. A link to this site may be found at <http://www.odh.ohio.gov/rules/pending.aspx> or from the Office of the General Counsel, Ohio Department of Health. Please FAX [(614) 564-2509], mail, or e-mail any written comments by 5:00 p.m. on July 22, 2013.

- C.F.R is an acronym for Code of Federal Regulations

June 18, 2013