

# NOTICE OF PUBLIC RULES HEARING

DATE: Wednesday, July 22, 2015  
TIME: 3:00 p.m.  
PLACE: OHIO DEPARTMENT OF HEALTH  
246 N. High Street  
Columbus, Ohio 43215  
ROOM: 8<sup>th</sup> Floor Large Conference Room

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 hearing at the date, time, and place listed above to consider the following rules:

## **O.A.C. CHAPTER 3701-17 – NURSING HOME AND RESIDENTIAL CARE FACILITY LICENSURE:**

By authority of R.C. 3721.02 and 3721.04, the Director proposes to amend O.A.C. rules 3701-17-06 and 3701-17-21 pertaining to Nursing Home Licensure, and to propose new rule 3701-17-03.1. Additionally, the Director proposes to adopt new rule 3701-17-52.1 pertaining to Residential Care Facility Licensure. The draft amended and new rules are proposed due to provisions of House Bill (HB) 59 and HB 483 of the 130<sup>th</sup> General Assembly, and create an expedited initial licensure inspection, require participation in quality improvement projects, and clarify existing policy regarding the sharing of space between licensed nursing homes and licensed residential care facilities. Proposed new rules 3701-17-03.1 and 3701-17-52.1 include a fee of \$2,250 for expedited initial licensure surveys. The fees are authorized by statute to cover ODH's costs to conduct expedited initial licensure inspections, and were agreed to by the regulated community.

## **HEARING AND COMMENT PROCEDURE:**

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 the hearing and those simply intending to observe are encouraged to pre-register by writing to the Office of the General Counsel, Ohio Department of Health, 246 North High Street, Columbus, Ohio 43215, by phoning (614) 466-4882, or by sending an e-mail to [odhrules@odh.ohio.gov](mailto:odhrules@odh.ohio.gov). Copies of the proposed rules are available on the Register of Ohio website (<http://www.registerofohio.state.oh.us/jsps/publicdisplayrules/searchRuleNumber.js>) 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 10:00 a.m. on July 22, 2015.

6/12/2015