

NOTICE OF PUBLIC RULES HEARING

DATE: September 14, 2017
TIME: 3:00 pm
35 E. Chestnut Street
Columbus, Ohio 43215
ROOM: 8th Floor Large Conference Room

In accordance with Chapter 119. of the Revised Code (R.C.), the Director of the Department of Health (Director) announces a Public Hearing at the date and time listed above to consider the following draft rules:

O.A.C. Chapter 3701-13 – Direct Care Providers – Criminal Records Check of Employees

Pursuant to R.C. 3701.34 and 3712.09 and to satisfy five-year review (FYR) requirements, the Director proposes to amend O.A.C. rules 3701-13-01 and 3701-13-03. The proposed rules provide chapter definitions (rule 3701-13-01) and set requirements for criminal records checks of all applicants under final consideration for employment by direct care providers (3701-13-03). At JCARR's recommendation, the no change filing of these two rules was withdrawn and the rules are now proposed as amended to update cross-citations in the rules.

O.A.C. Rules 3701-17 – Nursing Homes

Pursuant to R.C. 3721.04 and to satisfy FYR requirements, the Director proposes the following actions concerning nursing home rules: To amend O.A.C. 3701-17-01, -03, -05, -07, -07.1, -07.2, -08, -10, -12, -14, -15, -18,, -19, -21, -25, and -26; and to rescind current and propose new rules 3701-17-06, and 3701-17-09. Major highlights include the re-writing of rules 3701-17-06 (quality and performance improvement), 3701-17-09 (resident life enrichment rule [formerly social services]), rule 3701-17-18 (food and dining), and rule 3701-17-14 (resident care planning), and the inclusion of carbon monoxide standards in rule 3701-17-25

Procedure and Public Comment:

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. Copies of the proposed rules will be available on the Register of Ohio website: <http://www.registerofohio.state.oh.us/jsps/publicdisplayrules/searchRuleNumber.jsp> approximately a half day after the rules are filed, or from the Office of the General Counsel, Ohio Department of Health

(address listed above). **Please FAX [(614) 564-2509], mail, or e-mail (ODHrules@odh.ohio.gov) any written comments by 10:00 a.m. on September 14, 2017.**

8/8/2017