

# NOTICE OF PUBLIC RULES HEARING

DATE: Thursday, November 3, 2022  
TIME: 1:30 p.m.  
LOCATION: Via Electronic Teleconference  
CALL-IN INFO: **Microsoft Teams meeting**  
**Join on your computer, mobile app or room device**  
[Click here to join the meeting](#)  
Meeting ID: 241 320 909 667  
Passcode: ptP83p  
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[682042763@t.plcm.vc](mailto:682042763@t.plcm.vc)  
Video Conference ID: 116 126 933 8  
[Alternate VTC instructions](#)  
**Or call in (audio only)**  
[+1 614-721-2972,,625297368#](tel:+16147212972,625297368#) United States, Columbus  
Phone Conference ID: 625 297 368#

In accordance with *Chapter 119* of the Revised Code (R.C.), the Director of the Ohio Department of Health announces a Public Hearing at the date and time listed above to hear comments regarding the following action:

## **Ohio Revised Code (O.A.C.) Chapter 3701-12-05 and 3701-12-23 – Certificate of Need**

The proposed rules 3701-12-05 establishes the activities that require a review and valid certificate of need, including building a new facility, renovating an existing facility, increasing bed capacity, or expenditures of a certain cost. OAC 3701-12-23 sets forth the criteria for reviewing a certificate of need application that relates to an existing or proposed long-term care facility, including the required documentation, bed capacity, and applications. Both rules are amended to increase the cost of a proposed renovation or addition to a facility that would require a review from \$2 million to \$4 million.

### **Information regarding rule package proposed:**

This Ohio Department of Health (Department) rule package consists of two amended rules proposed by the Ohio Department of Health (ODH). This rule package was submitted to the CSI Office on October 14, 2021, and the public comment period was held open through November 14, 2021. Unless otherwise noted below, this recommendation reflects the version of the proposed rules filed with the CSI Office on October 14, 2021.

### **Hearing and Contact Information:**

Information about the hearing, people affected by the proposed action may appear via teleconference and be heard or in tandem with an attorney. They may present their positions, arguments, or contentions orally or in writing; may offer witnesses; and may present evidence showing that the proposed rule, if adopted or effectuated, will be unreasonable or unlawful.

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To aid in getting the call to be organized and go as smooth as possible, any persons intending to testify on the tele-Public Hearing or planning to observe are encouraged to email [Alicyn.Carrel@odh.ohio.gov](mailto:Alicyn.Carrel@odh.ohio.gov) immediately. Please include in the subject of your email – TESTIFYING IN PUBLIC HEARING and the DATE of the Public Hearing in which you are testifying.

Copies of the proposed rules will be available on the Register of Ohio website: <http://www.registerofohio.state.oh.us/rules/search> approximately one day after the rule is filed, or from the Office of the General Counsel, Ohio Department of Health (<https://odh.ohio.gov/wps/portal/gov/odh/about-us/offices-bureaus-and-departments/Office-of-General-Counsel/laws-and-rules/>).

**Please e-mail any written comments or RSVP if you are planning on testifying to [Alicyn.Carrel@odh.ohio.gov](mailto:Alicyn.Carrel@odh.ohio.gov) by 5:00 p.m. on Tuesday, November 1, 2022.**