

NOTICE OF PUBLIC HEARINGS

DATE: FEBRUARY 9, 2010
TIME: 1:00 P.M.
PLACE: 7th Floor Large Conference Room
OHIO DEPARTMENT OF HEALTH
246 N. HIGH STREET
COLUMBUS, OHIO 43215

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

HEARING #1: By authority of R.C. 3721.28, 3721.29, and 3721.30, the Director of Health proposes to amend rules 3701-18-04, -05, -14, and -15 of the Ohio Administrative Code. These rules pertain to fees for the Nurse Aide Training Competency and Evaluation (NATCEP) Programs and Train-the-Trainer (TTT) Programs. Proposed amendments will increase the NATCEP application fee from \$200 to \$250 effective July 1, 2010, and from \$250 to \$300 effective July 1, 2011. Furthermore, the TTT application fee will be increased from \$500 to \$550 effective July 1, 2010 and from \$550 to \$600 effective July 1, 2011. The increases are proposed to help offset decreases in General Revenue Fund (GRF) dollars.

HEARING #2: By authority of R.C. 3701.07 and pursuant to R.C. 119.032, the Director of Health proposes to amend rules 3701-59-03 and -04 of the Ohio Administrative Code. These rules pertain to Hospital Registration and Reporting Requirements. Besides minor stylistic corrections to meet rule writing guidelines, proposed amendments reflect recent statutory changes allowing hospitals accredited by organizations approved by the Centers for Medicare and Medicaid Services to operate in Ohio.

HEARING #3: By authority of R.C. 3701.13 and pursuant to R.C. 119.032, the Director of Health proposes to amend rules 3701-63-01 and -02 of the Ohio Administrative Code. Rule 3701-63-01 pertains to the Medicaid certification appeal process for long-term care facilities, while rule 3701-63-02 concerns plans of correction and informal review processes for deficiency citations. The proposed amendments update names of entities, and add a copyright date to clarify a citation.

HEARING #4: Because House Bill 1 of the 128th General Assembly repealed Ohio Revised Code Sections 3701.93 through 3701.936 (Jarod's Law), the Director of Health proposes to rescind the corresponding Ohio Administrative Code regulations, rules 3701-54-01 to 3701-54-09. Jarod's Law authorized the development of statewide school health and safety inspections. Because the repeal of the authorizing statutes has already become effective, rescission of rules 3701-54-01 to 3701-54-09 is a formality.

At the hearings, 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. Persons intending to testify are encouraged to pre-register by writing Kaye Norton, Office of the General Counsel, Ohio Department of Health, 246 North High Street, Columbus, Ohio 43215, by telephoning (614) 466-4882, or by e-mail to Kaye.norton@odh.ohio.gov.

Copies of the proposed rules are available on the Register of Ohio website (ODH has a link to that website at www.odh.ohio.gov/rules/pending.aspx) or from Ms. Norton. Please FAX [(614)

728-7813], mail, or e-mail any written comments to Ms. Norton by 5:00 p.m. on February 8, 2010.

January 5, 2010