

PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES

DATE: August 3, 2011
TIME: 10:00 a.m.
LOCATION: Rhodes State Office Tower, Room 3110B
30 East Broad St., Columbus, Ohio 43215-3414

Pursuant to section 5111.873 and Chapter 119. of the Ohio Revised Code, the director of the Ohio Department of Job and Family Services gives notice of the department's intent to consider the amendment, adoption, and recession of the rules as identified below and of a public hearing thereon.

The home and community-based rules are being filed to meet the requirements of the Ohio Revised Code 119.032 review. The ODJFS does not anticipate a financial impact on the agency's budget with the filing of these rules.

Rule 5101:3-41-05, entitled **Waiting lists for home and community-based services administered by the Ohio department of developmental disabilities.** This rule sets forth the requirements of a county board of developmental disabilities to establish and maintain a waiting list for home and community-based services. This rule is being proposed for rescission and a new rule under the same number is being proposed for adoption.

Rule 5101:3-41-08, entitled **Free choice of provider requirements for Medicaid home and community-based services programs administered by the Ohio department of developmental disabilities.** This rule sets for the requirements the Ohio Department of Developmental Disabilities (DODD) must meet to assure free choice of provider.

Rule 5101:3-42-01, entitled **Medicaid home and community-based services program level one waiver.** This rule establishes the level one waiver as a component of the Medicaid home and community-based services program pursuant to sections 5111.87 and 5111.85 of the Revised Code.

A copy of the proposed rules is available, without charge, to any person affected by the rule(s) at the address listed below. The rules are also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rule(s) will be held at the date, time, and location listed at the top of this notice. Either written or oral testimony will be taken at the public hearing. Additionally, written comments submitted or postmarked no later than the date of the public hearing will be treated as testimony.

Requests for a copy of the proposed rules or comments on the rules should be submitted by mail to the Ohio Department of Job and Family Services, Office of Legal Services, 30 East Broad Street, 31st Floor, Columbus, Ohio 43215-3414, by fax at (614) 752-8298, or by e-mail at rules@jfs.ohio.gov. Comments received may be reviewed at this address.