

PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES

DATE: November 15, 2011
TIME: 10:00 a.m.
LOCATION: Room 3110B, Rhodes State Office Tower
30 East Broad Street, Columbus, OH

Pursuant to sections 5111.02, 5112.03, 5112.06, 5112.43 and 5112.46 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 amend rules 5101:3-2-08.1 and 5101:3-2-30, on a permanent basis, and of a public hearing thereon.

Rule 5101:3-2-08.1, entitled Assessment rates, describes the calculation used to arrive at the assessment rate applied to all hospitals. This rule was filed on an emergency basis effective September 29, 2011. This rule is being proposed for amendment, on a permanent basis, to establish the assessment rates and the cost levels for the 2011 Hospital Care Assurance Program (HCAP). HCAP. The amendment updates paragraph (B) to specify to which program year the rule applies. Paragraph (C) establishes an assessment rate of 0.0086540621 of a hospital's adjusted total facility costs up to \$216,372,500 and 0.00588007 for any amount in excess of \$216,372,500.

Rule 5101:3-2-30 entitled Hospital franchise fee program sets forth the assessment rate and payment schedule for hospital franchise fees. This rule was filed on an emergency basis effective September 29, 2011. This rule has been amended to update the assessment rate and payment schedule for the 2012 program year and to provide for assessing the franchise fee on hospitals not enrolled in the Medicaid program. Paragraph (B) establishes an assessment rate of .0025 of a hospital's modified adjusted total facility costs. Paragraph (C) establishes a payment schedule of four equal installments and provides due dates for each installment. Paragraph (D) establishes that the assessment applies to hospitals not enrolled in the Medicaid program and the requirement to submit data necessary to calculate an assessment.

Copies of the proposed rules are available, without charge, to any person affected by the rules 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 rules 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 and Acquisition 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.