

PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES

DATE: May 19, 2005
TIME: 10:00 a.m.
LOCATION: SOT, Room 1823, 30 E. Broad St., Columbus, Ohio 43215

Pursuant to section 5111.02 and Chapter 119, of the Revised Code, the director of the Ohio Department of Job and Family Services gives notice of the department's intent to consider the rescission and adoption of rules as identified below and a public hearing thereon.

Rule 5101:3-42-01, entitled Medicaid home and community-based services program-level one waiver is being proposed for rescission because as of July 1, 2005 it will no longer reflect the complete Level 1 waiver service package. It is being replaced by new **rule 5101:3-42-01, entitled Medicaid home and community-based services program-level one waiver** which incorporates day habilitation and supported employment services.

Rule 5101:3-42-11, entitled Medicaid home and community-based services- level one waiver provider payment standards. This rule is being proposed for rescission because as of July 1, 2005 it will not reflect the complete Level 1 waiver service package and revised payment standards. It is being replaced by new **rule 5101:3-42-11, entitled Medicaid home and community-based services- level one waiver provider payment standards** which directs payment for day habilitation and supported employment services.

Rule 5101:3-41-06, entitled Medicaid local administrative authority for home and community-based services and habilitation center services administered by the Ohio department of mental retardation and developmental disabilities is being proposed for rescission because the designation of local authorities for administration of the medicaid program is not consistent with federal requirements.

Rule 5101:3-1-06.2, entitled Home and community-based service waivers: payment standards for individual options and residential facility waiver programs administered by the Ohio department of mental retardation and developmental disabilities is proposed for rescission because after July 1, 2005 the payment standards for these waivers will be authorized by rules 5101:3-41-11, 5101: 3-41-10 and 5101:3-40-01 and 5101:3-43-01.

The Department estimates that the proposed adoption of rules listed above of the Ohio Administrative Code will not increase nor decrease the annual aggregate expenditures.

A copy of each proposed rule is available, without charge, to any person affected by the rule at the address listed below. The rule is 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 Services, 30 East Broad St, 31st Floor, Columbus, Ohio 43215-3414, by fax at (614) 752-8298, or by e-mail at legal@odjfs.state.oh.us.