

PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES

DATE: October 14, 2008
TIME: 10:00 a.m.
LOCATION: Room 3110B, Rhodes State Office Tower
30 East Broad St., Columbus, Ohio 43215

Pursuant to section 5111.02 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 adoption, amendment, or rescission of the rule or rules as identified below and of a public hearing thereon.

The following rule is being proposed for adoption pursuant to section 119.032 of the Revised Code.

Rule 5101:3-3-03.2 Resident protection fund (RPF) for nursing facilities (NFs) and collection of fines contains the provisions for the resident protection fund for nursing facilities. This rule is being proposed for adoption as part of a reorganization of rules administered by the Bureau of Long Term Care Facilities. It replaces rule 5101:3-3-63. Changes include the following: in paragraphs (B), (C), and (F), references to "vendor offset" and "vendor payments" were changed to "medicaid payment offset" and "medicaid payments"; in paragraph (B)(4), the Revised Code citation was corrected from section 132.02 to section 131.02; paragraphs (C) and (D) were broken out into sub-paragraphs; in paragraph (E)(3), the Administrative Code citation was updated from 5101:3-3-60 to 5101:3-3-16.5; and several minor grammatical corrections were made throughout the rule.

The following rule is being proposed for rescission pursuant to section 119.032 of the Revised Code.

Rule 5101:3-3-63 Resident protection fund (RPF) for nursing facilities (NFs) and collection of fines contains the provisions for the resident protection fund for nursing facilities. This rule is being proposed for rescission as part of a reorganization of rules administered by the Bureau of Long Term Care Facilities. It is being replaced by new rule 5101:3-3-03.2.

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 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.