

**PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF MEDICAID**

DATE: October 6, 2014
TIME: 2:30 p.m.
LOCATION: 50 West Town Street, Room B401
Columbus, Ohio 43215

Pursuant to sections 5162.03, 5164.02, 5166.02 and Chapter 119 of the Ohio Revised Code, the director of the Department of Medicaid (ODM) gives notice of the department's intent to consider the rescission and adoption of the rules as identified below and of a public hearing thereon.

OAC Rule 5160-46-02, "Ohio home care waiver: consumer eligibility for enrollment," is being proposed for rescission as a result of five year review. It sets forth the eligibility and enrollment requirements for an individual who applies for or participates in the Ohio Home Care Waiver Program. This rule is being replaced with new OAC Rule 5160-46-02.

OAC Rule 5160-46-02, "Ohio home care waiver program: eligibility and enrollment," is being proposed for adoption as a result of five year review and to replace existing OAC rules 5160-46-02 and 5160-46-07 which are being rescinded. This rule sets forth the eligibility and enrollment requirements, and priority categories for enrollment, for an individual who applies for and participates in the Ohio Home Care Waiver. This rule updates Ohio Administrative Code rule cites, the Ohio Department of Medicaid's name and other terminology. It also incorporates Home First criteria used to prioritize assessments for enrollment in the Ohio Home Care Waiver. The rule also identifies the conditions under which an individual can be disenrolled from the waiver.

OAC Rule 5160-46-07, "Ohio home care waiver: enrollment and waiting list process," is being proposed for rescission as a result of five year review. This rule sets forth the policies associated with the enrollment process for the Ohio Home Care Waiver Program and the placement and processing of applicants on the Ohio Home Care Waiver waiting list. The policies and practices set forth in this rule are out of date and obsolete. It is being replaced with new OAC Rule 5160-46-02.

OAC Rule 5160-50-02, "Transitions carve-out waiver: consumer eligibility for enrollment," is being proposed for rescission as a result of five year review. It sets forth the eligibility and enrollment requirements for an individual who participates in the Transitions Carve-Out Waiver Program. This rule is being replaced with new OAC Rule 5160-50-02.

OAC Rule 5160-50-02, “Transitions carve-out waiver program: eligibility and enrollment,” is being proposed for adoption as a result of five year review and to replace existing OAC rules 5160-50-02 and 5160-50-02.1 which are being rescinded. This rule sets forth the eligibility and enrollment requirements for an individual who participates in the Transitions Carve-Out Waiver, including participation in the Ohio Home Care Waiver and/or the HOME Choice (Helping Ohioans Move, Expanding Choice) Program. This rule updates Ohio Administrative Code rule cites, the Ohio Department of Medicaid's name and other terminology. The rule also identifies the conditions under which an individual can be disenrolled from the waiver.

OAC Rule 5160-50-02.1, “Transitions carve-out waiver: eligibility criteria for time-limited enrollment in HOME choice (“helping Ohioans move, expanding choice”) demonstration program participants,” is being proposed for rescission as a result of five year review. This rule sets forth the Transitions Carve-Out Waiver Program eligibility and enrollment requirements for an individual who is also participating in the HOME Choice Demonstration Program. It is being replaced with new OAC rule 5160-50-02.

A copy of each of the proposed rules is available at the address listed below and without charge, to any person affected by the rules and at the county department of job and family services. The proposed 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 Medicaid, Office of Legal Counsel, 50 West Town Street, 4th Floor, Columbus, Ohio 43218, by fax at (614) 752-3986, or by e-mail at rules@medicaid.ohio.gov. Comments received may be reviewed upon request.