

**PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF MEDICAID**

DATE: July 30, 2015
TIME: 11:00 A.M.
LOCATION: Ohio Department of Medicaid, 50 West Town Street,
Room A401, Columbus, Ohio 43215

Pursuant to sections 5166.02, 173.54 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 amendment of the rule as identified below and of a public hearing thereon.

Rule 5160-33-03, entitled "Eligibility for the assisted living home and community based services (HCBS) waiver program" is being proposed for amendment in order to update administrative policy related to the waiver. This rule sets forth the eligibility requirements for an individual to participate in the Assisted Living Waiver Program. As part of this amendment, Administrative Code citations are being updated; the term consumer has either been eliminated or changed to individual, as appropriate; Paragraph (B) (3) language has been clarified to reflect that the individual must reside in an approved living unit in a licensed residential care facility certified by ODA; Paragraph (B) (4) has been updated to reflect the individual must have been determined eligible for Medicaid; and Paragraph (E) regarding eligibility for enrollment in hospice has been removed as the relationship between home and community-based service waivers and hospice coverage is addressed in rule 5160-56-02 of the Administrative Code.

A copy of the proposed rule is available at the address listed below and without charge, to any person affected by the rule and at the county department of job and family services. The proposed rule is also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rule 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 rule or comment 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.