

**PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF MEDICAID**

DATE: November 15, 2021
TIME: 11:00 a.m.
Teleconference Dial-in Phone Number: 614-721-2972
Teleconference Pin: 512166232#
Link to Microsoft Teams Meeting for Hearing: [Click here to join the meeting](#)
In-Person Location: 50 W. Town Street, Room A501
Columbus, Ohio 43215

Pursuant to Chapter 119. and section 5166.02 of the Revised Code, the Director of the Ohio Department of Medicaid (ODM) gives notice of ODM's intent to consider the adoption, amendment, or rescission of the rules identified below and of a public hearing thereon.

OAC 5160-44-01, entitled "Nursing facility-based level of care home and community-based services programs: home and community-based settings," is the rule that sets forth the home and community-based setting requirements for individuals receiving home and community-based services through either an Ohio Department of Medicaid or Ohio Department of Aging – administered waiver program. This rule will be proposed for amendment pursuant to five-year rule review. This rule will also be proposed for amendment to correct typographical error and to update effective dates for statutory citations.

OAC 5160-44-02, entitled "Nursing facility-based level of care home and community-based services programs: person-centered planning," is the rule that sets forth the person-centered planning process for individuals receiving home and community-based services through either an Ohio Department of Medicaid or Ohio Department of Aging -administered waiver program. This rule will be proposed for amendment pursuant to five-year rule review. This rule will also be proposed for amendment to update effective dates for statutory citations.

ODM will hold the public hearing for this rule package via teleconference and in-person. All in-person attendees are required to follow ODM health and safety protocols, including temperature checks, wearing a face mask, and practicing social distancing when inside the ODM office. The date and time for the public hearing are listed at the top of this Notice as well as the phone number, PIN (access code), and link for teleconference attendance, and location for in-person attendance.

All interested parties are invited to participate in the public hearing. Both oral and written testimony will be accepted for this hearing and will be given the same consideration. Persons who want to give oral testimony are asked to send a message by e-mail to Rules@medicaid.ohio.gov no later than one hour before the hearing to be added to the witness list. There will be a final call at the end of the hearing for persons who wish to offer oral testimony but do not yet appear on the witness list.

Written comments submitted by e-mail, postal mail, or fax that are received or postmarked no later than the day of the hearing will be accepted as testimony and will become part of the

hearing record. All testimony will become public record; therefore, ODM asks that protected health information (PHI) be excluded unless the information belongs to the person submitting the testimony or to a person for which the submitter is a legal guardian. Written testimony sent by e-mail is highly recommended. All persons who submit testimony by e-mail will be sent a confirmation of receipt.

A copy of the proposed rules are available, without charge, to any person at the address listed below. The rules are also available on the internet at <http://www.registerofohio.state.oh.us/>. 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 W. Town Street, Suite 400, Columbus, Ohio 43215-3414, by fax at (614) 995-1301, or by e-mail at Rules@Medicaid.Ohio.gov.