



John Kasich, Governor
Bonnie Kantor-Burman, Director

AGENCY MEMORANDUM OF RESPONSE

To: Mark Hamlin, Director of Regulatory Policy, CSI Office, Lt. Governor's Office
Whitney Sullinger, Regulatory Policy Advocate, CSI Office, Lt. Governor's Office

From: Tom Simmons, Policy Manager

Re: Assisted Living and Community Transition Services

Date: March 25, 2013 (Revised April 12, 2013)

Thank you for reviewing ODA's proposed amendment to rule 173-39-02.16 of the Administrative Code, the proposed rescission of rule 173-39-02.17 of the Administrative Code, and the proposed adoption of new rule 173-39-02.17 of the Administrative Code.

Because your office did not make any recommendations concerning the rule package, ODA will now proceed with filing the above mentioned rule proposals with JCARR.

On April 12, 2013, ODA filed revisions to proposed new rule 173-39-02.17 of the Administrative Code. ODA documented the specific revisions to the rule in item #1 of the RSFA. For the Common-Sense Initiative Office's purposes, ODA's revisions fit into four categories:

1. Making terminology consistent (e.g., "service plan," not "care plan"; and "expense," not "items" (except in two cases) or "costs").
2. Providing more examples of covered expenses.
3. Not prohibiting a provider from providing an expense in excess of what our programs would allow. (i.e., We don't want to prevent them from providing something extra for free.)
4. Making grammatical corrections (e.g., missing words, misspelled word).

The revisions should not create any adverse impact upon any business and doesn't make the rule significantly different than the rule ODA originally filed and analyzed in the BIA.