



Department of Developmental Disabilities  
Division of Legal and Oversight

**Mike DeWine**, Governor  
**Kim Hauck**, Director

**NOTICE OF PUBLIC HEARING**

**DATE:** March 24, 2023

**TIME:** 10:00 a.m.

**PLACE:** Lobby Hearing Room  
Rhodes State Office Tower  
30 East Broad Street  
Columbus, Ohio 43215

Pursuant to Chapter 119. of the Revised Code, the Ohio Department of Developmental Disabilities hereby gives notice of its intent to rescind and adopt rules of the Administrative Code on a permanent basis on or about May 4, 2023, and to conduct a public hearing thereon. At this public hearing, the Department will accept verbal and/or written testimony regarding the proposed rule actions.

Persons unable to attend the public hearing may submit written comments regarding the proposed rule actions. Any written comments received on or before the public hearing date will be treated as testimony and made available for public review. Submittal of written comments may be made to Becky Phillips, Administrative Rules Coordinator, by email to [becky.phillips@dodd.ohio.gov](mailto:becky.phillips@dodd.ohio.gov) or by U.S. mail to 1810 Sullivant Avenue, Columbus, Ohio 43223-1239.

Based on the required five-year review, two rules governing community capital

assistance funds are being rescinded and replaced by new rules.

Rule 5123:1-1-01 (Community capital assistance funds - non-residential capital facilities) sets forth a process for the Department to make available community capital assistance funds to boards of county commissioners, county boards of developmental disabilities, and nonprofit corporations for the purchase, construction, and renovation of non-residential capital facilities. The rule is being rescinded and replaced by new rule 5123-1-01 of the same title. New rule 5123-1-01 reflects revisions to align wording with newer rules.

Rule 5123:1-1-17 (Community capital assistance funds - residential accessibility and renovation projects) sets forth a process for the Department to make available community capital assistance funds to county boards of developmental disabilities, governmental entities, and nonprofit corporations for residential accessibility and renovation projects. The rule is being rescinded and replaced by new rule 5123-1-05 of the same title. New rule 5123-1-05 reflects revisions to align wording with newer rules.

The rules are available for review at the [Register of Ohio](#) and at the [Department's website](#). The rules are also available for review at each county board of developmental disabilities.

The Department is committed to providing access and inclusion and reasonable accommodation in its services, activities, programs, and employment opportunities in accordance with the Americans with Disabilities Act and other applicable laws. To request a reasonable accommodation due to a disability, please contact Becky Phillips, Administrative Rules Coordinator, no later than March 10, 2023, by email to [becky.phillips@dodd.ohio.gov](mailto:becky.phillips@dodd.ohio.gov) or by telephone (614-644-7393 / TTY 711).

Please note that visitors to the Rhodes State Office Tower must enter the building through the Broad Street lobby. Visitors may be required to register at the security desk by showing government-issued photo identification and/or pass through a magnetometer. Visitors' belongings, such as purses and backpacks, may be subject to inspection.