

173-1-02

**Public hearing notices for rule proposals.**

- (A) Any time ~~ODA~~ that the Ohio department of aging (ODA) proposes to adopt, amend, or rescind a rule under section 119.03 of the Revised Code, ~~it~~ ODA shall give a reasonable public notice in the register of Ohio at least thirty days before the date ~~it~~ ODA sets for the public hearing, as prescribed by division (A) of section 119.03 of the Revised Code. In the notice, ODA shall include the following:
- (1) A statement of ~~its~~ ODA's intention to consider adopting, amending, or rescinding a rule~~;~~<sub>2</sub>
  - (2) A synopsis of the proposed rule, amendment, or rule ~~it~~ that ODA proposes to rescind or a general statement of the subject matter to which the proposed rule, amendment, or rescission relates~~;~~<sub>2</sub>
  - (3) A statement of the reason or purpose for adopting, amending, or rescinding the rule~~;~~<sub>2</sub>
  - (4) The date, time, and place of a hearing on the proposed action, which ODA shall set no earlier than the thirty-first nor later than the fortieth day after ~~it~~ ODA files the proposed rule, amendment, or rescission under division (B) of section 119.03 of the Revised Code.
- (B) ODA shall promptly furnish an electronic copy of the public notice to any person who ~~request~~ requests it without charge. ODA shall promptly furnish a hard copy of the public notice to any person who requests it and pays a reasonable fee that does not exceed the actual cost of copying and mailing. If the person making the request for a hard copy is affected by the proposed rule, ODA shall provide the hard copy without charge. Although ODA shall respond to all requests for a hard copy promptly, ~~it~~ ODA cannot guarantee the provision of a hard copy thirty days before the public hearing unless the request is postmarked at least forty days before the hearing's date.

Effective:

Five Year Review (FYR) Dates: 09/24/2014

---

Certification

---

Date

Promulgated Under: 119.03  
Statutory Authority: 173.02  
Rule Amplifies: 119.03  
Prior Effective Dates: 09/09/1979, 04/18/1987, 02/10/1997, 05/15/2000,  
10/03/2002, 05/13/2007, 06/11/2009