

LEGAL NOTICE**STATE OF OHIO
OHIO DEPARTMENT OF AGING
COLUMBUS, OHIO**

Pursuant to sections 173.02, 173.40 and Chapter 119. of the Ohio Revised Code, the Director of the Ohio Department of Aging gives notice of the Department's intent to adopt rule 173-42-01 of the Administrative Code. This rule is being proposed for adoption in an effort to implement section 206.66.64 of Am. Sub. H.B. 66 of the 126th General Assembly.

Proposed new rule 173-42-01 expounds upon existing rule 5101:3-31-04, governing the enrollment process for the PASSPORT HCBS waiver program; reflects the use of waiting lists by the Department and its designees when PASSPORT Administrative Agencies fill their authorized enrollment slots; and implements section 206.66.64 of Am. Sub. H.B. 66 of the 126th GA by providing that the Department or its designees will give priority for enrollment in the PASSPORT Medicaid Waiver Program to eligible persons on waiting lists who live in nursing facilities. The Department's adoption of this rule is being proposed in conjunction with efforts by the Department of Job and Family Services to amend existing rule 5101:3-31-04.

The hearing to which this notice applies will be conducted on November 14, 2005, in Conference Room A of the Department's offices at 50 W. Broad Street, 9th floor, Columbus, Ohio, 43215. The hearing will begin at 10:00 a.m. and will continue until all parties in attendance at that time have had an opportunity to provide comment. Written comments to the proposed actions may be mailed or faxed to the Department (FAX:614-466-5741) on or before the date of the hearing. All requests for copies of the proposed rule revision and adoption, as well as any written comments, should be directed to the attention of Michael Laubert (Telephone: 614-466-1055, email: Mlaubert@age.state.oh.us) at the Ohio Department of Aging.