



Department of  
Aging

John Kasich, Governor  
Bonnie K. Burman, Sc.D., Director

## PUBLIC HEARINGS NOTICE

On **May 25, 2016**, The Ohio Department of Aging (ODA) will conduct public hearings on four rule projects. The hearings will be held in the **Lobby Hearing Room** of the **Rhodes Tower, 30 E. Broad St., Columbus, OH 43215** at **11:00AM**. Here are the rule projects that will have hearings:

**Nutrition** The rules involved in the project directly regulating the Older Americans Act Nutrition Program in Ohio and all rules directly regulating ODA-certified providers when they provide meals to consumers enrolled in the PASSPORT Program. The project's 6 primary goals are to (1) increase person direction, (2) eliminate 210 unnecessary regulations and reduce the impact of 36 other regulations, (3) increase verification of meals delivered and service, (4) clarify eligibility requirements for the Older Americans Act Nutrition Program, (5) make a new requirement to publish menus and ingredient information on provider websites or offer the same in writing to consumers, and (6) comply with state laws that require adopting rules. The project involves rescinding OAC Chapter 4 and replacing it with a new chapter of rules. It also involves rescinding OAC 173-39-02.2, 173-39-02.10, and 173-39-02.14 and replacing those rules with new rules of the same number. ODA also proposes to amend related language in the rules that regulate adult day services for the Older Americans Act and PASSPORT Programs. This involves amending OAC 173-3-06.1 and 173-39-02.1. For more information on the nutrition project, please review the business impact analysis (BIA) and its appendices.

**Older Americans Act** The project would implement federal requirements on procuring goods and services in 45 C.F.R. Part 75 and 2 C.F.R. 180. The project would also implement additional state requirements on procuring for goods and services. The project involves rescinding OAC 173-3-01, 173-3-04, 173-3-05, 173-3-06, and 173-3-07 and replacing the rules with OAC 173-3-01, 173-3-04, 173-3-05, 173-3-05.1, 173-3-06, and 173-3-07. It also involves amending OAC 173-3-09. For more information on the Older Americans Act rule project, please review the BIA and its appendices.

**Community Characteristics and Person-Centered Planning** The project would implement requirements into ODA's rules to comply with the Ohio Dept. of Medicaid's proposed new community-characteristics rule and person-centered planning rule, which in turn, would bring Ohio into compliance with new federal mandates on those topics. The project would also make several common-sense amendments as well as many non-substantive updates to terminology and references. The project involves rescinding OAC 173-38-01, 173-40-01, 173-42-01, and 173-51-01 and replacing with new rules. It also involves amending OAC 173-39-01 and 173-39-02. For more information on the rules containing the community characteristics and person-centered planning standards, please review the BIA and its appendices.

**Miscellaneous Updates** The project involves amending OAC 173-2-03, 173-02-04, 173-44-04, and OAC Chapter 173-50 with non-substantive amendments to incorporate updated terminology and references.

Any person may participate in the public hearings. To submit written testimony to ODA regarding the rule projects, please email ODA's policy development manager, Tom Simmons, at [tsimmons@age.ohio.gov](mailto:tsimmons@age.ohio.gov) before May 25, 2016.

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