



Department of
Aging

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

PUBLIC HEARINGS NOTICE

To make it easier for one person to participate in multiple public hearings, and to reduce state spending on public hearings, the Ohio Department of Aging (ODA) will consolidate the public hearings for two rule projects into the following place and time:

Ohio Department of Aging
246 N. High St., 1st Floor
Room 1149 (Training Room)
Columbus, OH 43215

Monday, November 21, 2016
11:00AM

Any person may participate in the public hearings. To submit written testimony to ODA regarding the rule projects in lieu of presenting written testimony in person, please email the written testimony to ODA's policy development manager, Tom Simmons, at tsimmons@age.ohio.gov **before** Monday, November 21, 2016.

Here are the two rule projects with a November 21 public hearing:

SHARED LIVING ODA proposes to offer shared living as a service to individuals enrolled in the PASSPORT program. ODA proposes to adopt new rule 173-39-02.25 to implement the requirements for long-term care providers who want to be certified by ODA to provide shared living to individuals enrolled in the PASSPORT Program. For more information on the proposed new rule, please review the business impact analysis (BIA) and rule summary and fiscal analysis (RSFA).

Shared living rule package: 171997.

GOLDEN BUCKEYE PROGRAM ODA has conducted its 5-year review of OAC Chapter 173-6, which regulates the Golden Buckeye Program. This rule project involves 14 rule filings: rescind 6 current rules + adopt 8 new rules. 2 of the new rules represent the two topics covered under the rule currently titled, "Records." In the new rules, "electronic business directory" (OAC173-6-06) and "cardholder records" (OAC173-6-07) are regulated in separate rules. The proposed new rule (OAC173-6-08) addressing the topic of a program administrator. This is illustrated in the table below.

RULES FOR PROPOSED RESCISSION	PROPOSED NEW RULES
173-6-01 Introduction and definitions.	173-6-01 Golden buckeye program: introduction and definitions.
173-6-02 Eligibility criteria.	173-6-02 Golden buckeye program: eligibility requirements for persons.

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RULES FOR PROPOSED RESCISSION	PROPOSED NEW RULES
173-6-03 Enrollment process for those sixty years of age or older.	173-6-03 Golden buckeye program: enrollment process for persons sixty years of age or older.
173-6-04 Enrollment process for those eighteen to fifty-nine years of age.	173-6-04 Golden buckeye program: enrollment process for those eighteen to fifty-nine years of age.
173-6-05 Vendor participation.	173-6-05 Golden buckeye program: business participation agreements.
173-3-06 Records.	173-6-06 Golden buckeye program: electronic business directory.
	173-6-07 Golden buckeye program: cardholder records.
	173-6-08 Golden buckeye program: ODA's administrator.

AMENDMENTS: ODA's proposed new chapter of rules will contain the following amendments when compared to the rules ODA is simultaneously proposing to rescind:

- Replace language in OAC173-6-05 about paper applications for businesses and instead only mention the [web-based business participation agreements](#).
- Split the topics in the rule currently titled "Records" into 2 new rules:
 - A new rule (OAC173-6-06) requiring ODA to publish an online directory of participating businesses. (ODA already publishes this.)
 - A new rule (OAC173-6-07) covering the topic of cardholder records.
- In the new rule on cardholder records (OAC173-6-07), make reference to the regulations on handling confidential personal information in OAC Chapter 173-13.
- Adopt a new rule (OAC173-6-08) on delegating its administrative duties to a 3rd-party administrator.

SYSTEMATIC TERMINOLOGY UPDATES: ODA's proposed new chapter of rules contains non-substantive updates when compare to the rules ODA is simultaneously proposing to rescind. ODA proposes to make such updates as part of a strategy to systematically update the terminology in all ODA rules. The following are examples of the non-substantive updates proposed for this chapter:

- Begin each rule title with "Golden buckeye program."¹ This aids online searches for the rules.
- Refer to the program as the "golden buckeye program."²
- Use "requirements" not "criteria."³

¹ The Ohio Legislative Service Commission does not presently allow state agencies to capitalize the letters in the names of programs unless a letter is the first word in a rule's title, the first word in a sentence, "Ohio," "United States," or an acronym.

² *Ibid.*

³ This eliminates using "criterion" when using the singular.

- Use “business” not “vendor” or “provider.”
- Use “business participation agreement” not “application.”
- Use “person” to refer to a person unless the person has a Golden Buckeye Card. Then, use “cardholder” to refer to the person.
- Reorganize lists that are multi-paragraph sentences (*i.e.*, sentence fragments carried across multiple paragraphs) into numbered lists with periods at the end of each item.

For more information on the Golden Buckeye Program rules, please review the rule summary and fiscal analyses (RSFAs) for each rule.

Golden Buckeye Program rule package: 171422

Participants may find area parking at street meters and area parking garages. The parking meters on Chestnut St. accept debit and credit cards and cost \$1.50 per 2 hours. The [Chestnut Street Garage](#) at 44 E. Chestnut St. is across the street from the side of 246 N. High St.