

PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES

DATE: August 16, 2006
TIME: 10:30 am.
LOCATION: Lobby Hearing Room, Rhodes State Office Tower
30 East Broad St. Columbus, Ohio 43215-3414

Pursuant to section 5111.02 and Chapter 119. of the Ohio Revised Code, the director of the Ohio Department of Job and Family Services gives notice of the department's intent to consider the adoption or rescission of the rules as identified below and of a public hearing thereon.

Rule 5101:3-12-02, entitled Ohio Home Care Program – General Provisions, is being proposed for rescission because the new home health rules clarify and simplify the policies and practices related to the Home health program. This rule sets forth the purpose of the Ohio Home Care Program and gives general provisions and requirements. It is being replaced by new rules 5101:3-12-01, 5101:3-12-02, 5101:3-12-03, 5101:3-46-04, 5101:3-47-04, 5101:3-48-04, 5101:3-12-07.

Rule 5101:3-12-02, entitled Private duty nursing: services, provision requirements, coverage and service specifications, is being proposed for adoption because this rule replaces the core plus program and has incorporated provision of services. This program is an optional Medicaid service. This rule sets forth the services, definitions, coverage and service specifications related to private duty nursing. It replaces part of former rules 5101:3-12-01, 5101:3-12-02, 5101:3-12-03, 5101:3-12-04, 5101:3-12-05, and 5101:3-12-06.

Rule 5101:3-12-06, entitled Core home care services, is being proposed for rescission because the new rules clarify and simplify the policies and practices relating to the home health program. This rule sets forth defining the services in the core home care service package and core home care benefits. It is being replaced by new rules 5101:3-12-01 and 5101:3-12-02, 5101:3-12-03.

Rule 5101:3-12-06, entitled Reimbursement: private duty nursing services, is being proposed for adoption because this rule clarifies and simplifies the policies and practices relating to the home health program. This rule clarifies the need to not have duplicative services to the same consumer when the consumer is residing in a facility that is being paid for similar services. This rule sets forth the new HIPAA compliant billing code and sets forth the rates for private duty nursing services. It replaces part of former rules 5101:3-1-07, and 5101:3-12-10.

A copy of the proposed rules is available, without charge, to any person affected by the rules at the address listed below. The rules are also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rules will be held at the date, time, and location listed at the top of this notice. Either written or oral

testimony will be taken at the public hearing. Additionally, written comments submitted or postmarked no later than the date of the public hearing will be treated as testimony.

Requests for a copy of the proposed rules or comments on the rules should be submitted by mail to the Ohio Department of Job and Family Services, Office of Legal Services, 30 East Broad Street, 31st Floor, Columbus, Ohio 43215-3414, by fax at (614) 752-8298, or by e-mail at rules@odjfs.state.oh.us.