

**Department of
Developmental Disabilities**

Mike DeWine, Governor
Jeff Davis, Director

NOTICE OF PUBLIC HEARING

DATE: March 30, 2021
TIME: 10:00 a.m.
PLACE: Lobby Hearing Room
Rhodes State Office Tower *
30 East Broad Street
Columbus, Ohio 43215

Pursuant to Chapter 119. of the Revised Code, the Ohio Department of Developmental Disabilities hereby gives notice of its intent to rescind and adopt rules of the Administrative Code on a permanent basis and to conduct a public hearing thereon. At this public hearing, the Department will accept verbal and/or written testimony regarding the proposed rule actions.

Persons unable to attend the public hearing may submit written comments regarding the proposed rule actions. Any written comments received on or before the public hearing date will be treated as testimony and made available for public review. Submittal of written comments may be made to Becky Phillips, Administrative Rules Coordinator, by email (becky.phillips@dodd.ohio.gov) or by U.S. mail to 30 East Broad Street, 12th Floor, Columbus, Ohio 43215-3414.

The Department plans to rescind rule 5123:2-5-05 and adopt replacement rule 5123-10-05 on or about July 1, 2021.

Rule 5123:2-5-05 (Early Intervention Services Certification Standards) establishes minimum qualifications through certification standards for staff employed as Developmental Specialists or Early Intervention Supervisors. The rule is due for five-year review. The Department engaged stakeholders to comprehensively review the rule and make recommendations. Based on that effort, the Department is rescinding rule 5123:2-5-05 and adopting replacement rule 5123-10-05 (Early Intervention Program - Developmental Specialist Certification). Rule 5123-10-05 establishes minimum qualifications through certification standards for persons employed as Developmental Specialists and sets forth the path for persons holding Early Intervention Supervisor certification to receive Developmental Specialist certification.

The Department plans to rescind rule 5123:2-2-01 and adopt replacement rules 5123-2-08 and 5123-2-09 on or about September 1, 2021.

Rule 5123:2-2-01 (Provider Certification) establishes procedures and standards for certification of providers of supported living services, including Home and Community-Based Services provided in accordance with Section 5123.045 of the Revised Code. The rule is due for five-year review. The Department engaged stakeholders to comprehensively review the rule and make recommendations. Based on recommendations by stakeholders, the Department is rescinding rule 5123:2-2-01 and adopting two replacement rules:

- 5123-2-08 (Provider Certification - Agency Providers) and
 - 5123-2-09 (Provider Certification - Independent Providers).
- Rule 5123-2-08 establishes procedures and standards for certification of Agency Providers of supported living services, including Home and Community-Based Services provided in accordance with Section 5123.045 of the Revised Code. Rule 5123-2-09 establishes procedures and standards for certification of Independent Providers of supported living services, including Home and Community-Based Services provided in accordance with Section 5123.045 of the Revised Code.

The rules are available for review at the Register of Ohio website (<http://registerofohio.state.oh.us>) and at the Department's website (<https://dodd.ohio.gov/wps/portal/gov/dodd/forms-and-rules/rules-under-development/public+hearings+for+proposed+rules>). The rules are also available for review at each county board of developmental disabilities.

- * Please note that visitors to the Rhodes State Office Tower must enter the building through the Broad Street lobby. Visitors may be required to register at the security desk by showing government-issued photo identification and/or pass through a magnetometer. Visitors' belongings, such as purses and briefcases, may be subject to inspection.