

**PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF MEDICAID**

Date: September 19, 2016
Time: 1:00 PM
Location: 50 West Town Street, Room A401,
Columbus, Ohio 43215

Pursuant to sections 5162.03, 5164.02, and 5166.02 and Chapter 119 of the Ohio Revised Code, the director of the Department of Medicaid (ODM) gives notice of the department's intent to consider the amendment of the rule as identified below and of a public hearing thereon.

OAC Rule 5160-46-04, entitled Ohio Home Care Waiver: Definitions of Covered Services and Provider Requirements and Specifications, sets forth the service specifications and provider requirements for nine of the services that are available on the Ohio Home Care Waiver. The rule is being proposed for amendment to remove a reference in Paragraph (A)(3)(f) to OAC Rule 5160-50-04.1 which was rescinded effective July 1, 2016; to amend Paragraph (A)(5)(h) to reflect that in order to be a provider and submit a claim for reimbursement of waiver nursing services, a registered nursing (RN), or licensed practical nurse (LPN) at the direction of an RN, must be providing the service for one individual, or in a group setting as defined in rule 5160-46-06 of the Administrative Code; and to meet five-year review deadlines while it undergoes a thorough review by the Ohio Department of Medicaid and its stakeholders. The review will include the participation of stakeholders impacted by the rule, and will consider the continued need for the rule, the nature of any complaints or comments concerning the rule, and any relevant factors that have changed in the subjected matter area affected by the rule. At the conclusion of the review process, the rule will be rescinded and replaced.

A copy of the proposed rule is available at the address listed below and without charge, to any person affected by the rule and at the county department of job and family services. The proposed rule is also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rule 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 rule or comments on the rule should be submitted by mail to the Ohio Department of Medicaid, Office of Legal Counsel, 50 West Town Street, 5th Floor, Columbus, Ohio 43218, by fax at (614) 752-3986, or by e-mail at rules@medicaid.ohio.gov. Comments received may be reviewed upon request.