JOINT COMMITTEE ON AGENCY RULE REVIEW Summary of Rules Filed From 12/18/2023 To 12/22/2023



Rules Filed On 12/18/2023

Department of Developmental Disabilities •

Department Contact: Becky Phillips (614-644-7393)

Total Rules: 9 Original Filing Date: 9/29/2023 Public Hearing: 11/1/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	Action	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	Yes	No	Final Filing		1/1/2024	5123-2-08	Provider certification - agency providers.
Amendment	Yes	No	Final Filing		1/1/2024	5123-2-09	Provider certification - independent providers.
Amendment	Yes	Yes	Final Filing		1/1/2024	5123-8-01	Developmental disabilities level of care.
Amendment	Yes	Yes	Final Filing		1/1/2024	5123-9-30	Home and community-based services waivers - homemaker/ personal care under the individual options and level one waivers.
Amendment	Yes	Yes	Final Filing		1/1/2024	5123-9-31	Home and community-based services waivers - homemaker/ personal care daily billing unit for sites where individuals enrolled in the individual options waiver share services.
Amendment	Yes	Yes	Final Filing		1/1/2024	5123-9-32	Home and community-based services waivers - participant-directed homemaker/personal care under the individual options, level one, and self-empowered life funding waivers.
Amendment	Yes	No	Final Filing		1/1/2024	5123-9-33	Home and community-based services waivers - shared living under the individual options waiver.
Rescission	Yes	Yes	Final Filing		1/1/2024	5123-9-34	Home and community-based services waivers - residential respite under the individual options, level one, and self-empowered life funding waivers.

Summary of Rules Filed

From 12/18/2023 To 12/22/2023

1/1/2024

Effective

Date

1/1/2024

Department of Developmental Disabilities •

Yes No

Rule Type CSI FYR

Amendment No

New Rule

5123-9-34

5123-9-01

Home and community-based services waivers residential respite under the individual options, level one, and self-empowered life funding waivers.

Department Contact: Becky Phillips (614-644-7393)

Original Filing Date: 9/29/2023 Total Rules: 3

Final Filing

Action

Final Filing

Rule Number Rule Title Home and community-based services waivers enrollment, denial of enrollment, disenrollment, and

Public Hearing: 11/1/2023

reenrollment. Home and community-based services waivers Amendment No. 1/1/2024 - request for prior authorization for individuals Yes Final Filing 5123-9-07 enrolled in the individual options waiver. Home and community-based services waivers -

Amendment No No Final Filing 1/1/2024 5123-9-11 free choice of providers.

Jurisdiction

Ends

Department of Developmental Disabilities •

Nο

Department Contact: Becky Phillips (614-644-7393)

Total Rules: 18 Original Filing Date: 10/13/2023 Public Hearing: 11/21/2023

Rule Type CSI	<u>FYR</u>	Action	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment Yes	Yes	Final Filing		1/1/2024	5123-9-06	Home and community-based services waivers - administration of the individual options and level one waivers.
Amendment Yes	Yes	Final Filing		1/1/2024	5123-9-13	Home and community-based services waivers - career planning under the individual options, level one, and self-empowered life funding waivers.
Amendment Yes	No	Final Filing		1/1/2024	5123-9-14	Home and community-based services waivers - vocational habilitation under the individual options, level one, and self-empowered life funding waivers.

Summary of Rules Filed From 12/18/2023 To 12/22/2023

Amendment	Yes	No	Final Filing	1/1/2024	5123-9-15	Home and community-based services waivers - individual employment support under the individual options, level one, and self-empowered life funding waivers.
Amendment	Yes	No	Final Filing	1/1/2024	5123-9-16	Home and community-based services waivers - group employment support under the individual options, level one, and self-empowered life funding waivers.
Amendment	Yes	No	Final Filing	1/1/2024	5123-9-17	Home and community-based services waivers - adult day support under the individual options, level one, and self-empowered life funding waivers.
Amendment	Yes	No	Final Filing	1/1/2024	5123-9-18	Home and community-based services waivers - non-medical transportation under the individual options, level one, and self-empowered life funding waivers.
Amendment	Yes	No	Final Filing	1/1/2024	5123-9-19	Home and community-based services waivers - general requirements for adult day support, career planning, group employment support, individual employment support, non-medical transportation, and vocational habilitation.
Amendment	Yes	Yes	Final Filing	1/1/2024	5123-9-20	Home and community-based services waivers - money management under the individual options and level one waivers.
Amendment	Yes	Yes	Final Filing	1/1/2024	5123-9-21	Home and community-based services waivers - informal respite under the level one waiver.
Amendment	Yes	Yes	Final Filing	1/1/2024	5123-9-22	Home and community-based services waivers - community respite under the individual options, level one, and self-empowered life funding waivers.
Amendment	Yes	Yes	Final Filing	1/1/2024	5123-9-24	Home and community-based services waivers - transportation under the individual options, level one, and self-empowered life funding waivers.
Amendment	Yes	No	Final Filing	1/1/2024	5123-9-26	Home and community-based services waivers - self-directed transportation under the individual options, level one, and self-empowered life funding waivers.

Summary of Rules Filed From 12/18/2023 To 12/22/2023

Amendment	Yes	No	Final Filing	1/1/2024	5123-9-29	Home and community-based services waivers - home-delivered meals under the individual options, level one, and self-empowered life funding waivers.
Amendment	Yes	Yes	Final Filing	1/1/2024	5123-9-35	Home and community-based services waivers - remote support under the individual options, level one, and self-empowered life funding waivers.
Amendment	Yes	No	Final Filing	1/1/2024	5123-9-37	Home and community-based services waivers - waiver nursing delegation under the individual options, level one, and self-empowered life funding waivers.
Amendment	Yes	No	Final Filing	1/1/2024	5123-9-39	Home and community-based services waivers - waiver nursing services under the individual options waiver.
Amendment	Yes	Yes	Final Filing	1/1/2024	5123-9-40	Home and community-based services waivers - administration of the self-empowered life funding waiver.

4 Department of Higher Education •

Department Contact: Kathryn Shipley (614-387-1023)

Total Rules: 1 Original Filing Date: 10/3/2023 Public Hearing: 11/6/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	No	Yes	Final Filing		12/28/2023	3333-1-22	Nurse education assistance loan program.

5 Department of Job and Family Services • Division of Social Services

Department Contact: Michael Lynch (614-466-4605)

Total Rules: 4 Original Filing Date: 10/11/2023 Public Hearing: 11/15/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	Yes	No	Final Filing		1/1/2024	5101:2-5-03	Certification of an agency to perform specific functions.
Amendment	Yes	No	Final Filing		1/1/2024	5101:2-5-18	Waivers and variances.
Amendment	Yes	No	Final Filing		1/1/2024	5101:2-9-42	Qualified residential treatment program (QRTP).
New Rule	Yes	No	Final Filing		1/1/2024	5101:2-9-45	Scholars residential center.
			Click or	the rule number in blue above	to view the rule in its	entirety on the Register of Ohio	website

Summary of Rules Filed From 12/18/2023 To 12/22/2023

6 Department of Job and Family Services • Hearings

Department Contact: Michael Lynch (614-466-4605)

Total Rules: 5 Original Filing Date: 10/13/2023 Public Hearing: 11/15/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	Action	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	No	Yes	Final Filing		1/1/2024	5101:6-50-01	Chapter 119. hearings: definitions and scope of applicability.
Amendment	No	Yes	Final Filing		1/1/2024	5101:6-50-03	Chapter 119. hearings: notice and requesting a hearing.
Amendment	No	Yes	Final Filing		1/1/2024	5101:6-50-05	Chapter 119. hearings: appointment and powers of a hearing examiner and rules of practice.
Amendment	No	Yes	Final Filing		1/1/2024	5101:6-50-07	Chapter 119. hearings: discovery.
Amendment	No	Yes	Final Filing		1/1/2024	5101:6-50-09	Chapter 119. hearings: conduct of the hearing and adjudication order.

7 <u>Department of Transportation</u> • <u>Division of Highways</u>

Department Contact: Brianne Brown (614-466-7440)

Total Rules: 10 Original Filing Date: 12/18/2023 Public Hearing:

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	Jurisdiction Ends	Effective Date	Rule Number	Rule Title
No Change	No	Yes	FYR	3/17/2024		5501:2-2-01	Definitions.
No Change	No	Yes	FYR	3/17/2024		5501:2-2-02	General provisions for the erection and control of advertising devices.
No Change	No	Yes	FYR	3/17/2024		5501:2-2-03	General provisions for the erection and control of outdoor signs.
No Change	No	Yes	FYR	3/17/2024		5501:2-2-04	Directional and official signs.
No Change	No	Yes	FYR	3/17/2024		5501:2-2-05	Permits.
No Change	No	Yes	FYR	3/17/2024		5501:2-2-06	Nonconforming advertising devices.
No Change	No	Yes	FYR	3/17/2024		5501:2-2-07	Illegal advertising device and sign face removal procedures.
No Change	No	Yes	FYR	3/17/2024		5501:2-2-08	Penalties.

Summary of Rules Filed From 12/18/2023 To 12/22/2023

No Change	No	Yes	FYR	3/17/2024	5501:2-2-09	Advertising devices located on scenic byways.
No Change	No	Yes	FYR	3/17/2024	5501:2-2-10	Advertising devices located on premises of professional sports facility.

8 <u>Department of Transportation</u> • <u>Division of Highways</u>

Department Contact: Brianne Brown (614-466-7440)

Total Rules: 4 Original Filing Date: 12/18/2023 Public Hearing:

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	Jurisdiction Ends	Effective Date	Rule Number	Rule Title
No Change	No	Yes	FYR	3/17/2024		5501:2-6-01	Definitions.
No Change	No	Yes	FYR	3/17/2024		5501:2-6-02	Program management.
No Change	No	Yes	FYR	3/17/2024		5501:2-6-03	Location eligibility, sign requirements.
No Change	No	Yes	FYR	3/17/2024		5501:2-6-04	Program eligibility.

9 Public Employees Retirement System •

Department Contact: Deborah B McCarthy (614-222-0050)

Total Rules: 2 Original Filing Date: 9/29/2023 Public Hearing:

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	No	No	Final Filing		1/1/2024	145-1-71	Withdrawal of benefit application.
Amendment	No	Yes	Final Filing		1/1/2024	145-4-01	Health care definitions.

Rules Filed On 12/19/2023

10 <u>Department of Commerce</u> • <u>Division of Unclaimed Funds</u>

Department Contact: Kelli Lister (6144661385)

Total Rules: 2 Original Filing Date: 10/12/2023 Public Hearing: 11/13/2023

Rule TypeCSIFYRActionJurisdiction EndsEffective DateRule NumberRule TitleAmendmentNoYesFinal Filing12/26/20231301:10-2-02Adjudication hearing; decision of director.

Summary of Rules Filed From 12/18/2023 To 12/22/2023

Amendment No Yes Final Filing 12/26/2023 1301:10-4-01 Claim.

11 Department of Job and Family Services • Division of Social Services

Department Contact: Michael Lynch (614-466-4605)

Total Rules: 1 Original Filing Date: 10/11/2023 Public Hearing: 11/15/2023

Rule Type CSI FYR Action Jurisdiction Ends Date Rule Number Rule Title

Amendment Yes Yes Final Filing 1/1/2024 5101:2-9-25 Residential parenting facility and crisis care facility location and programmatic requirements.

12 Ohio Department of Medicaid • Eligibility

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1 Original Filing Date: 9/29/2023 Public Hearing:

Jurisdiction **Effective** CSI FYR **Rule Number Rule Title** Rule Type Action **Ends** Date Medicaid: outstationing workers at disproportionate Final Filing 1/1/2024 Amendment No Yes 5160:1-2-06 share hospitals and federally qualified health centers.

13 Ohio Department of Medicaid • Eligibility

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1 Original Filing Date: 10/12/2023 Public Hearing:

Rule TypeCSIFYRActionJurisdiction
EndsEffective
DateRule NumberRule TitleAmendmentNoYesFinal Filing1/1/20245160:1-2-05Medicaid: notice of privacy practices.

14 Ohio Department of Medicaid • Eligibility

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 2 Original Filing Date: 9/29/2023 Public Hearing:

Rule Type CSI FYR Action Jurisdiction Effective Ends Date Rule Number Rule Title

Summary of Rules Filed From 12/18/2023 To 12/22/2023

	Amendment	No	Yes	Final Filing		1/1/2024	5160:1-6-06.7	Medicaid: allegations of asset transfers by the social security administration.
	Amendment	No	Yes	Final Filing		1/1/2024	5160:1-6-06.8	Medicaid: disposal of assets of individuals receiving services from the Ohio department of developmental disabilities and/or Ohio department of mental health and addiction services.
15	Ohio Depart	ment	of Medicai	d • Eligibility				
	Department (Contac	ct: Tommi	Potter (614-752-3877	7)			
	Total Rules:	1		·	Original Filing Da	te: 9/29/2023		Public Hearing:
	Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
	Amendment	No	Yes	Final Filing		1/1/2024	5160:1-6-02.2	Medicaid: treatment of qualified long-term care insurance policies.
16	Ohio Depart	ment (of Medicai	d • Eligibility				
	Department (Contac	t: Tommi	Potter (614-752-3877	7)			
	Total Rules:	Total Rules: 1 Original Filing Date: 9/29/2023					Public Hearing:	
	Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
	Amendment	No	Yes	Final Filing		1/1/2024	5160:1-3-03.1	Medicaid: income.
17	Ohio Depart	ment (of Medicai	d • Eligibility				
	Department (Contac	ct: Tommi	Potter (614-752-3877	7)			
	Total Rules: 2	Total Rules: 2 Original Filing Date: 9/18/2023					Public Hearing:	
	Rule Type	<u>CSI</u>	<u>FYR</u>	Action	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
	Amendment	No	No	Final Filing		1/1/2024	5160:1-2-03	Medicaid: request for home and community-based services (HCBS) waiver.
	Amendment	No	No	Final Filing		1/1/2024	5160:1-4-06	Medicaid: coverage for individuals in receipt of adoption or foster care assistance.

Click on the rule number in blue above to view the rule in its entirety on the Register of Ohio website.

18 Ohio Department of Medicaid • Eligibility

Summary of Rules Filed From 12/18/2023 To 12/22/2023

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 5 Original Filing Date: 9/29/2023 Public Hearing:

Rule Type	<u>CSI</u>	<u>FYR</u>	Action	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	No	Yes	Final Filing		1/1/2024	5160:1-3-05.8	Medicaid: lump-sum payments.
Amendment	No	No	Final Filing		1/1/2024	5160:1-4-05	MAGI-based medicaid: coverage for a parent or caretaker relative residing with a child.
Amendment	No	No	Final Filing		1/1/2024	5160:1-5-03	Medicaid: medicaid buy-in for workers with disabilities (MBIWD).
Amendment	No	Yes	Final Filing		1/1/2024	5160:1-6-06.1	Medicaid: treatment of annuity purchases and transactions.
Amendment		Yes	Final Filing		1/1/2024	5160:1-6-06.5	Medicaid: restricted medicaid coverage period.

19 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1 Original Filing Date: 10/3/2023 Public Hearing: 11/3/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	No	No	Final Filing		1/1/2024	5160-21-05	Nurse home visiting services.

20 Ohio Environmental Protection Agency •

Department Contact: Emily Imhoff (614-728-2396)

Total Rules: 11 Original Filing Date: 8/21/2023 Public Hearing: 9/28/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	Jurisdiction Ends	Effective Date	Rule Number	Rule Title
Amendment	Yes	Yes	Final Filing		3/20/2024	3745-1-01	Purpose and applicability.
Amendment	Yes	Yes	Final Filing		3/20/2024	3745-1-04	Criteria applicable to all waters.
Amendment	Yes	Yes	Final Filing		3/20/2024	3745-1-06	Mixing zone demonstration and sizing requirements.
Amendment	Yes	No	Final Filing		3/20/2024	3745-1-18	Little Miami river drainage basin.
Amendment	Yes	Yes	Final Filing		3/20/2024	3745-1-20	Rocky river drainage basin.

Summary of Rules Filed From 12/18/2023 To 12/22/2023

Amendment	Yes	Yes	Final Filing	3/20/2024	3745-1-39	Site-specific modifications to criteria and values.
Amendment	Yes	Yes	Final Filing	3/20/2024	3745-1-40	Methodologies for development of aquatic life criteria and values.
Amendment	Yes	Yes	Final Filing	3/20/2024	3745-1-41	Methodology for deriving bioaccumulation factors.
Amendment	Yes	Yes	Final Filing	3/20/2024	3745-1-42	Methodologies for development of human health criteria and values for the lake Erie drainage basin.
Amendment	Yes	Yes	Final Filing	3/20/2024	3745-1-43	Methodology for the development of wildlife criteria for the lake Erie drainage basin.
Amendment	Yes	Yes	Final Filing	3/20/2024	3745-1-44	Whole effluent toxicity provisions.

Rules Filed On 12/20/2023

21 Department of Commerce • Division of Unclaimed Funds

Department Contact: Kelli Lister (6144661385)

Total Rules: 2 Original Filing Date: 10/12/2023 Public Hearing: 11/13/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	No	Yes	Withdrawn Final Filing			1301:10-2-02	Adjudication hearing; decision of director.
Amendment	No	Yes	Withdrawn Final Filing			1301:10-4-01	Claim.

22 <u>Department of Commerce</u> • <u>Division of Unclaimed Funds</u>

Department Contact: Kelli Lister (6144661385)

Total Rules: 2 Original Filing Date: 10/12/2023 Public Hearing: 11/13/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	No	Yes	Final Filing		1/2/2024	1301:10-2-02	Adjudication hearing; decision of director.
Amendment	No	Yes	Final Filing		1/2/2024	1301:10-4-01	Claim.

23 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Summary of Rules Filed From 12/18/2023 To 12/22/2023

Total Rules: 1	Original Filing Date: 10/13/2023	Public Hearing: 11/13/2023
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Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
New Rule	No	No	Final Filing		1/1/2024	5160-44-32	Home and community based medicaid waiver program provider and direct care worker relationships.

24 State Board of Psychology •

Department Contact: Ronald R Ross (614-466-1085)

Total Rules: 3 Original Filing Date: 9/25/2023 Public Hearing: 11/2/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	Yes	No	Final Filing		12/31/2023	4732-1-02	Application for licensure.
Amendment	Yes	No	Final Filing		12/31/2023	4732-9-01	Requirements for admission to the examination for a psychologist license.
Amendment	Yes	No	Final Filing		12/31/2023	4732-9-02	Requirements for admission to the examination for a school psychologist license.

25 State Board of Psychology - Certified Ohio Behavior Analysts •

Department Contact: Ronald Ross (614-466-1085)

Total Rules: 3 Original Filing Date: 9/25/2023 Public Hearing: 11/2/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	Action	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	Yes	Yes	Final Filing		12/31/2023	4783-1-01	Application for certification.
Amendment	Yes	Yes	Final Filing		12/31/2023	4783-4-01	Requirements for certification as a certified Ohio behavior analyst.
Amendment	Yes	Yes	Final Filing		12/31/2023	4783-4-02	Exceptions to requiring verification of certification by the behavior analyst certification board; reciprocity.

Rules Filed On 12/21/2023

Summary of Rules Filed From 12/18/2023 To 12/22/2023

26 Department of Insurance •

Department Contact: Tina Chubb ((614) 728-1044)

Total Rules: 2 Original Filing Date: 10/16/2023 Public Hearing: 11/16/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	Yes	No	Final Filing		1/1/2024	3901-5-03	Continuing education course.
Amendment	Yes	No	Final Filing		1/1/2024	3901-5-07	Regulation of agent pre-licensing education.

27 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1 Original Filing Date: 10/3/2023 Public Hearing: 11/3/2023

Rule Type CSI	<u>FYR</u>	Action	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment No	Yes	Final Filing		1/1/2024	5160-4-23	Covered surgical procedures and professional services at ambulatory surgery centers (ASCs).

28 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 6 Original Filing Date: 10/16/2023 Public Hearing: 11/16/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	No	Yes	Final Filing		1/1/2024	5160-1-06.1	Home and community-based service waivers: PASSPORT.
Amendment	No	Yes	Final Filing		1/1/2024	5160-1-06.5	Home and community based services (HCBS) waivers: assisted living.
Amendment	No	Yes	Final Filing		1/1/2024	5160-12-05	Reimbursement: home health services.
Amendment	No	Yes	Final Filing		1/1/2024	5160-12-06	Reimbursement: private duty nursing services.
Amendment	No	Yes	Final Filing		1/1/2024	5160-46-06	Ohio home care waiver program: reimbursement rates and billing procedures.

Summary of Rules Filed From 12/18/2023 To 12/22/2023

5160-46-06.1

Final Filing 1/1/2024 Amendment No. Yes

Ohio home care waiver program: home care attendant services reimbursement rates and billing

procedures.

29 School Employees Retirement System •

Department Contact: Olivia Hill (614-222-5803)

Total Rules: 1 Original Filing Date: 9/26/2023 Public Hearing:

Jurisdiction **Effective** Rule Type CSI FYR **Rule Number Rule Title** Action **Ends** Date 1/1/2024 Amendment No No Final Filing 3309-1-35 Health care.

Rules Filed On 12/22/2023

30 Department of Aging •

Department Contact: Tom Simmons (614-202-7971)

Public Hearing: 11/21/2023 Total Rules: 1 Original Filing Date: 10/17/2023

Rule Type CSI FYR	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	Rule Number	Rule Title
Amendment Yes Yes	Final Filing		1/1/2024	173-39-02.16	ODA provider certification: assisted living service.

31 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 2 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Rescission	Yes	Yes	Final Filing		1/1/2024	5160-10-01	Durable medical equipment, prostheses, orthoses, and supplies (DMEPOS): general provisions.
New Rule	No	No	Final Filing		1/1/2024	5160-10-01	Durable medical equipment, prostheses, orthoses, and supplies (DMEPOS): general provisions.

32 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Summary of Rules Filed From 12/18/2023 To 12/22/2023

Total Rules: 1 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Rule Type CSI FYR Action Jurisdiction Effective Rule Number Rule Title

Amendment No Yes Final Filing 1/1/2024 5160-2-75 Outpatient hospital reimbursement.

33 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

34 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 17 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	No	Yes	Final Filing		1/1/2024	5160-10-02	DMEPOS: repair.
Amendment	No	Yes	Final Filing		1/1/2024	5160-10-08	DMEPOS: high-frequency chest wall oscillation (HFCWO) devices.
Rescission	No	Yes	Final Filing		1/1/2024	5160-10-09	DMEPOS: apnea monitors.
New Rule	No	No	Final Filing		1/1/2024	5160-10-09	DMEPOS: apnea monitors.
Amendment	No	Yes	Final Filing		1/1/2024	5160-10-11	DMEPOS: hearing aids.
Amendment	No	Yes	Final Filing		1/1/2024	5160-10-15	DMEPOS: transcutaneous electrical nerve stimulation (TENS) units.
Amendment	No	Yes	Final Filing		1/1/2024	5160-10-17	DMEPOS: pneumatic compression devices.
Amendment	No	Yes	Final Filing		1/1/2024	5160-10-18	DMEPOS: hospital beds, bed accessories, and pressure-reducing support surfaces.
Amendment	No	Yes	Final Filing		1/1/2024	5160-10-23	DMEPOS: pulse oximeters.
Amendment	No	Yes	Final Filing		1/1/2024	5160-10-24	DMEPOS: speech-generating devices.

Summary of Rules Filed From 12/18/2023 To 12/22/2023

	Amendment	No	Yes	Final Filing	1/1/2024	5160-10-27	DMEPOS: continuous passive motion (CPM) devices.
	Amendment	No	Yes	Final Filing	1/1/2024	5160-10-30	DMEPOS: ambulation aids.
	Amendment	No	Yes	Final Filing	1/1/2024	5160-10-31	DMEPOS: footwear and foot orthoses.
	Amendment	No	Yes	Final Filing	1/1/2024	5160-10-32	DMEPOS: ostomy supplies and urological supplies.
	Rescission	No	Yes	Final Filing	1/1/2024	5160-10-33	DMEPOS: commodes.
	Amendment	No	Yes	Final Filing	1/1/2024	5160-10-34	DMEPOS: wound dressings and related supplies.
	Amendment	No	Yes	Final Filing	1/1/2024	5160-10-35	DMEPOS: cranial remolding devices.
25	Ohio Donorti	mont.	of Madiani	d a			

35 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 2 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Rescission	No	Yes	Final Filing		1/1/2024	5160-6-01	Eye care services.
New Rule	No	No	Final Filing		1/1/2024	5160-6-01	Eye care services.

36 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Rule Type	CSI FYR	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Rescission	Yes Yes	Final Filing		1/1/2024	5160-19-04	Episode based payments.

37 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	No	No	Final Filing		1/1/2024	5160-5-01	Dental services.

38 Ohio Department of Medicaid •

Summary of Rules Filed From 12/18/2023 To 12/22/2023

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Jurisdiction Effective **Rule Number** Rule Type CSI FYR **Action Rule Title Ends** Date Amendment No Final Filing 1/1/2024 5160-2-66 Yes Capital costs.

39 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Jurisdiction Effective Rule Type CSI FYR Action **Rule Number Rule Title Ends** Date Amendment No Yes Final Filing 1/1/2024 5160-4-21 Anesthesia services.

40 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Jurisdiction **Effective** Rule Type CSI FYR Action **Rule Number** Rule Title **Ends** Date 1/1/2024 5160-1-60 Amendment No No Final Filing Medicaid payment.

41 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Original Filing Date: 10/17/2023 Total Rules: 1 Public Hearing: 11/17/2023

Jurisdiction Effective Rule Type CSI FYR Action **Rule Number** Rule Title **Ends** Date Transportation: services from an eligible provider: 1/1/2024 Amendment No Nο Final Filing 5160-15-28 payment.

42 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 2 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Summary of Rules Filed From 12/18/2023 To 12/22/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	Action	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	No	No	Final Filing		1/1/2024	5160-31-03	Eligibility for enrollment in the PASSPORT HCBS waiver program.
Amendment	No	No	Final Filing		1/1/2024	5160-46-02	Ohio home care waiver program: eligibility and enrollment.

43 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	No	Yes	Final Filing		1/1/2024	5160-13-02	Dialysis services rendered by a dialysis center.

44 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 2 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	Action	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
Amendment	No	Yes	Final Filing		1/1/2024	5160-27-03	Reimbursement for community behavioral health services.
Amendment	No	No	Final Filing		1/1/2024	5160-59-03.3	OhioRISE: intensive home-based treatment service.

45 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	Rule Number	Rule Title
Amendment	No	Yes	Final Filing		1/1/2024	5160-2-65	Inpatient hospital reimbursement.

46 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Summary of Rules Filed From 12/18/2023 To 12/22/2023

Total Rules: 1 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Rule Type CSI FYR Action Jurisdiction Effective Ends Date Rule Number Rule Title

Rescission No Yes Final Filing 1/1/2024 5160-2-76 Outpatient hospital behavioral health services.

47 Ohio Department of Medicaid •

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1 Original Filing Date: 10/17/2023 Public Hearing: 11/17/2023

Rule TypeCSIFYRActionJurisdiction
EndsEffective
DateRule NumberRule TitleAmendmentNoNoFinal Filing1/1/20245160-2-60Hospital cost coverage add-on.

48 State Board of Deposit •

Department Contact: Paul Thies (614-696-6649)

Total Rules: 1 Original Filing Date: 10/17/2023 Public Hearing:

Rule TypeCSIFYRActionInvestment limitations for state interim funds.AmendmentNoYesFinal Filing1/2/2024135-2-01Investment limitations for state interim funds.

49 State Lottery Commission • Lottery Commission

Department Contact: Ian Litherland (216-774-0692)

Total Rules: 7 Original Filing Date: 12/22/2023 Public Hearing:

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
No Change	No	Yes	FYR	3/21/2024		3770:1-5-01	Scope and purpose of by-laws.
No Change	No	Yes	FYR	3/21/2024		3770:1-5-04	Meetings of the commission.
No Change	No	Yes	FYR	3/21/2024		3770:1-5-05	The director of the state lottery.
No Change	No	Yes	FYR	3/21/2024		3770:1-5-06	Deputy directors.
No Change	No	Yes	FYR	3/21/2024		3770:1-5-07	Professional employees.
No Change	No	Yes	FYR	3/21/2024		3770:1-5-08	Technical and clerical employees.

Summary of Rules Filed From 12/18/2023 To 12/22/2023

3770:1-5-09

State lottery offices.

50 State Lottery Commission • Lottery Commission

Yes

No Change No

Department Contact: Ian Litherland (216-774-0692)

FYR

Total Rules: 1 Original Filing Date: 12/22/2023 Public Hearing:

3/21/2024

Jurisdiction **Effective Rule Number** Rule Type CSI FYR Action **Rule Title Ends** Date No Change No Yes **FYR** 3/21/2024 3770:1-2-01 Authority of the commission.

51 State Lottery Commission • Lottery Commission

Department Contact: Ian Litherland (216-774-0692)

Total Rules: 4 Original Filing Date: 12/22/2023 Public Hearing:

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
No Change	No	Yes	FYR	3/21/2024		3770:1-6-01	Conduct of lottery games by the state lottery.
No Change	No	Yes	FYR	3/21/2024		3770:1-6-03	Prices of lottery tickets.
No Change	No	Yes	FYR	3/21/2024		3770:1-6-06	Special lottery drawings or promotions.
No Change	No	Yes	FYR	3/21/2024		3770:1-6-07	Public information.

52 State Lottery Commission • Lottery Commission

Department Contact: Ian Litherland (216-774-0692)

Total Rules: 4 Public Hearing: Original Filing Date: 12/22/2023

Rule Type CSI FYR Action Jurisdict Ends	Rule Numb	per Rule Title
No Change No Yes FYR 3/21/202	24 3770:1-8-0	2 Manner of claiming prize awards.
No Change No Yes FYR 3/21/202	24 3770:1-8-0	3 Validation of winning tickets.
No Change No Yes FYR 3/21/202	24 3770:1-8-0	5 Discharge of payment obligation.
No Change No Yes FYR 3/21/202	24 3770:1-8-0	6 Director to adopt procedures.

53 State Lottery Commission •

Department Contact: Ian Litherland (216-774-0692)

Total Rules: 2 Original Filing Date: 12/22/2023 Public Hearing:

Summary of Rules Filed From 12/18/2023 To 12/22/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	Jurisdiction Ends	Effective Date	Rule Number	Rule Title
No Change	No	Yes	FYR	3/21/2024		3770-1-01	Definitions of terms used in the regulations of the director of the Ohio state lottery.
No Change	No	Yes	FYR	3/21/2024		3770-1-02	Director's authority under Administrative Procedure Act.

54 <u>State Lottery Commission</u> • <u>Video Lottery Gaming Terminals</u>

Department Contact: Ian Litherland (216-774-0692)

Total Rules: 1 Original Filing Date: 12/22/2023 Public Hearing:

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	Rule Number	Rule Title
No Change	No	Yes	FYR	3/21/2024		3770:2-10-60	Game rule number sixty.

55 Treasurer of State •

Department Contact: Paul Thies (614-696-6649)

Total Rules: 13 Original Filing Date: 10/17/2023 Public Hearing:

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> Ends	Effective Date	Rule Number	Rule Title
Rescission	No	Yes	Final Filing	<u>=ao</u>	1/1/2024	113-1-05	Deposits with the treasurer of state.
Amendment	No	Yes	Final Filing		1/1/2024	113-4-01	Insurance premium tax payments.
Rescission	No	Yes	Final Filing		1/1/2024	113-4-02	Public utilities excise tax payments.
Amendment	No	Yes	Final Filing		1/1/2024	113-4-03	Motor vehicle and watercraft sales and use tax.
Rescission	No	Yes	Final Filing		1/1/2024	113-7-01	Linked deposit program.
New Rule	No	No	Final Filing		1/1/2024	113-7-01	Linked deposit program definitions.
Rescission	No	Yes	Final Filing		1/1/2024	113-7-02	Definitions.
New Rule	No	No	Final Filing		1/1/2024	113-7-02	Eligibility of credit unions.
Rescission	No	Yes	Final Filing		1/1/2024	113-7-03	Eligibility of credit unions.
New Rule	No	No	Final Filing		1/1/2024	113-7-03	Application for and investment of interim moneys for credit unions.

Summary of Rules Filed From 12/18/2023 To 12/22/2023

Rescission	No	Yes	Final Filing	1/1/2024	113-7-04	Application for and award of interim moneys for credit unions.
New Rule	No	No	Final Filing	1/1/2024	113-7-04	Collateral and insurance.
Rescission	No	Yes	Final Filing	1/1/2024	113-7-05	Collateral and insurance.

56 Treasurer of State •

Department Contact: Paul Thies (614-696-6649)

Total Rules: 2 Original Filing Date: 10/17/2023 Public Hearing: 11/20/2023

Rule Type	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	Effective Date	Rule Number	Rule Title
New Rule	No	No	Final Filing		1/2/2024	113-7-05	Treasurer of state's assessment rate.
Rescission	No	Yes	Final Filing		1/2/2024	113-7-06	Treasurer's assessment rate.

End of Weekly Report

If you have any questions, please contact JCARR at the numbers below.