



# THE PUBLIC'S COMMENTS & ODA'S RESPONSES

ODA thanks all who submitted comments during the public comment period.

Rule: 173-38-03  
Period rules posted on ODA's website: May 18, 2012 to June 3, 2012  
Date of this document: June 12, 2012

## CHAPTER 173-38-03

	THE PUBLIC'S COMMENTS	ODA'S RESPONSES
1	<p>I am concerned that removing the paragraph giving current AL residents preference under Home Frist will lead to unnecessary nursing home stay in order to be eligible for the AL waiver program. [Marianne Bradshaw, Long Term Care Ombudsman Program, Lima, OH]</p>	<p>Thank you for your thoughtful comment. The Am Sub HB 487 language and the accompanying rule change about which you offered comment are really technical in nature. In Am Sub HB 153, the last biennial budget, barriers to accessing the state's Assisted Living Medicaid Waiver were removed, including the provision requiring consumers in a residential care facility certified to participate in the state's Assisted Living Medicaid Waiver to reside there for period of six months before accessing the waiver. However, a reference to that same six month criterion in the ORC home first provisions was inadvertently left in place.</p> <p>Am Sub HB 487 as enacted removes the outdated reference to the six month wait from the home first provisions, and the accompanying rule reflects that technical correction. The home first provisions will remain in place should the state move to waiting lists for ODA Medicaid funded PASSPORT and assisted living services. Ultimately, the new language and rule seek to further expedite consumers' access to services from the state's Assisted Living Medicaid Waiver."</p>