

From: [Ohio Department of Health](#)
To: [Carrel, Alicyn](#)
Subject: Ohio Department of Health Public Hearing Notice
Date: Thursday, April 25, 2024 12:03:26 PM

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May 30, 2024

Notice of Public Rules Hearing

May 30, 2024 at 1:30pm

In accordance with Chapter 119 of the Revised Code (R.C.), the Director of the Ohio Department of Health announces a Public Hearing at the date and time listed above to hear comments regarding the following action:

Animal Bites and Rabies

3701-3-28, -29, -30

This rule package requires a local health district to submit to ODH by March 1st an annual report which contains information regarding reported bites of individuals by dogs or other non-human mammals in its district, provides for the quarantine, vaccination, and euthanasia of dogs, cats, and ferrets by a local health district in cases of exposure to rabies, and requires any licensed doctor of veterinary medicine or other person who examines, treats, owns, harbors, or cares for any mammal which exhibits symptoms or behavior suggestive of rabies to confine and isolate the mammal and report the situation to the respective local health district.

Residential Care Facilities

3701-16-01 through 3701-16-18

This rule package establishes requirements concerning residential care facilities. In addition to other amendments discussed below, each rule in this package includes amendments that remove unnecessary regulatory restrictions, lists definitions used throughout the chapter and is amended to update definitions, establishes general requirements and prohibitions for RCFs, including the provision of accommodations and nursing care. OAC 3701-16-03 is a new rule that replaces a rescinded rule, including similar language regarding the licensure application and renewal process for RCFs. The new rule includes clarification concerning changes in operator, financial solvency statement submission, and contact information. The new rule also includes requirements for notifying ODH when closing an RCF. OAC 3701-16-03.1 sets forth the procedure for expedited initial licensure applications and is amended to remove unnecessary regulatory restrictions. OAC 3701-16-04 concerns inspection and investigations of RCFs. RCFs must be inspected at least once prior to the issuance of a license, at least once every fifteen months, and as the Director of ODH deems necessary. The rule is amended to remove unnecessary regulatory restrictions. OAC 3701-16-05 establishes personnel requirements for RCFs, including requirements for administrators, nurses, providers of personal services or medication, psychologists, physicians, dieticians, and other employees, as well as requirements for scheduling and record maintenance. The rule is amended to include a requirement that prevents RCFs from admitting residents in numbers that exceed its ability to provide consistent nursing coverage and appropriate staffing levels.

Help Me Grow

3701-8-01 through 3701-8-10

This rule packages specifies definitions pertaining to home visiting service delivery. The rule is amended to revise definitions and remove a term, sets forth eligibility to receive home visiting services through ODH-funded programs. The rule is amended to update language, raise the age of eligible children from under two years old to under three years old, clarify children in foster care and their foster families are eligible for home visiting services in accordance with model-fidelity standards, require the centralized intake and referral contractor to notify the home visiting provider when unable to determine eligibility, and require the home visiting provider to confirm eligibility when the centralized intake and referral contractor is unable to do so, provides for the procedure for entities wishing to become a home visiting provider to be approved by the Director of ODH, amended to

update language, correct typos, remove a requirement that an implementation plan be submitted as part of the entity's application, and clarify a provider must achieve affiliation, rather than accreditation, with an evidence-based or promising-practice model, outlines the personnel and supervision requirements for providers of home visiting services. The rule is amended to update language and the effective date for individuals holding a supervisor position as it relates to meeting education requirements, provides for the provision of home visiting services. The rule is amended to update language, require home visiting services to utilize an evidence-based family education curriculum and be delivered in accordance with model-fidelity and quality standards, remove a provision allowing military identification to be used to verify family fiscal eligibility, remove a duplicative requirement to provide a copy of the home visiting participants' rights and privacy practices, clarify home visiting providers must use the statewide data system to inform central intake each time a child or family is transferring to a different provider, remove a duplicative requirement that a copy of the family goal plan to be provided to the family within ten days of completion, and require families to be exited from the program if the program is unsuccessful at making contact after thirty days of receiving a referral from central intake.

Hearing and Contact Information:

Information about the hearing, people affected by the proposed action may appear via teleconference and be heard or in tandem with an attorney. They may present their positions, arguments, or contentions orally or in writing; may offer witnesses; and may present evidence showing that the proposed rule, if adopted or effectuated, will be unreasonable or unlawful. To aid in getting the call to be organized and go as smooth as possible, any persons intending to testify on the tele-Public Hearing or planning to observe are encouraged to email Alicyn.Carrel@odh.ohio.gov immediately.

Please include in the subject of your email – TESTIFYING IN PUBLIC HEARING and the DATE of the Public Hearing in which you are testifying.

Copies of the proposed rules will be available on the Register of Ohio website:

<http://www.registerofohio.state.oh.us/rules/search> approximately one day after the rule is filed, or from the Office of the General Counsel, Ohio Department of Health (<https://odh.ohio.gov/health-rules-laws-and-forms>)

If you are interested in joining the call here is the link (but please notify Alicyn Carrel that you will be attending).

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