

**NOTICE OF PUBLIC HEARING**

DATE: September 11, 2025

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 amend rules of the Administrative Code on a permanent basis on or about October 20, 2025, 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. 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 must be made to Becky Phillips, Administrative Rules Coordinator, by email to becky.phillips@dodd.ohio.gov or by U.S. mail to 30 East Broad Street, 12th Floor, Columbus, Ohio 43215. Comments regarding rules are public records; persons submitting comments should refrain from

including confidential or personal information about themselves or any other person.

The Department is amending rule 5123-1-03 (Community capital assistance funds - acquisition of housing). The rule sets forth a process for the Department to make available community capital assistance funds to assist county boards of developmental disabilities to acquire housing for individuals receiving Supported Living, including Supported Living funded by a Home and Community-Based Services waiver administered by the Department. Based on the five-year review, the rule is being amended to:

- Add new paragraph (H) which permits the Director of the Department to waive a condition or specific requirement of the rule for good cause.
- Align wording with newer rules.

The Department is amending rule 5123-13-01 (Trusts for supplemental services). The rule defines supplemental services that may be provided through a trust and establishes standards for the maintenance and distribution to a beneficiary of assets of a trust authorized by Section 5815.28 of the Revised Code. Based on the five-year review, the rule is being amended to:

- Provide, in paragraph (B)(5), the actual definition of "disability" from Section 5815.28 of the Revised Code.
- Clarify, in paragraph (G)(2), that the Department will disburse funds to county boards of developmental disabilities by December 15th.
- Clarify, in paragraph (G)(4), that individuals submit requests for funds to the county board of developmental disabilities.
- Clarify, in paragraph (G)(9), that county boards of developmental disabilities will submit a report in the format prescribed by the Department.
- Align wording with newer rules.

The rules are available for review at the [Register of Ohio](#) and at the [Department's website](#). The rules are also available for review at each county board of developmental disabilities.

The Department is committed to providing access and inclusion and

reasonable accommodation in its services, activities, programs, and employment opportunities in accordance with the Americans with Disabilities Act and other applicable laws. To request a reasonable accommodation due to a disability, please contact Becky Phillips, Administrative Rules Coordinator, no later than August 28, 2025, by email to becky.phillips@dodd.ohio.gov or by telephone (614-644-7393 / TTY 711).

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