Ohio | Department of Developmental Disabilities

Administrative Rules

Number	Effective Date	Title
Chapter 5123:1-1	**Construction Assistance Funds**	
5123:1-1-01	02/14/2011	Distribution of state construction assistance funds for community adult facilities and early childhood and family centers
5123:1-1-03	04/01/2014	Distribution of community assistance funds for the acquisition of housing
5123:1-1-17	07/01/2011	Distribution of funds for residential accessibility and renovation projects
Chapter 5123:1-5	**Fiscal**	
5123:1-5-01	10/01/2014	Trusts for supplemental services
5123:1-5-02	09/01/2010	Assistance to enable a county board to pay the nonfederal share of medicaid expenditures for home and community-based services
Chapter 5123:1-6	**Information Systems**	
5123:1-6-01	10/01/2010	Access to confidential personal information
Chapter 5123:1-15	**Protective Services System**	
5123:1-15-01	10/10/2014	Protective services system for guardianship, trusteeship, protectorship, or conservatorship
Chapter 5123:2-1	**County Boards of Developmental Disabilities**	
5123:2-1-02	03/21/2002	County board administration
5123:2-1-03	03/19/2012	Locally-funded transportation
5123:2-1-04	06/28/2004	Early intervention
5123:2-1-06	04/22/1993	Adult services
5123:2-1-08	12/01/2011	Waiting lists
5123:2-1-09	12/10/2004	Family support services
5123:2-1-11	03/17/2014	Service and support administration
5123:2-1-12	05/01/2014	Resolution of complaints involving county boards of developmental disabilities and appeals of adverse action proposed or initiated by county boards of developmental disabilities Appendix - Complaint or appeal of adverse action explanation form

Number	Effective Date	Title
5123:2-1-13	10/01/2014	In-service training for members of county boards of developmental disabilities
Chapter 5123:2-2	**Provider Standards**	
5123:2-2-01	10/01/2009	Provider certification
5123:2-2-02	01/01/2013	Background investigations for employment
5123:2-2-03	03/14/2013	Quality assurance
5123:2-2-04	03/14/2013	Compliance reviews of certified providers
5123:2-2-05	04/01/2014	Employment First
Chapter 5123:2-3	**Licensed Residential Facilities**	
5123:2-3-01	01/01/2006	Definitions
5123:2-3-02	01/17/2005	Licensure application, issuance, survey, renewal, and sanction procedures
5123:2-3-03	01/01/2006	Establishing a term license Appendix A - Licensure survey tool
5123:2-3-04	01/01/2006	General requirements
5123:2-3-05	07/01/2007	Admission, discharge, and transfer
5123:2-3-07	01/01/2006	Employment and staffing
5123:2-3-08	01/01/2006	Staff training
5123:2-3-09	09/20/2004	Medication
5123:2-3-10	01/01/2006	Physical environment requirements
5123:2-3-11	01/01/2006	Fire safety and emergency response plans
5123:2-3-12	01/01/2006	Food, clothing, and personal items
5123:2-3-13	01/01/2006	Individual records
5123:2-3-14	01/01/2006	Personal funds of the individual
5123:2-3-15	11/12/2012	Procedures to waive licensure rule requirements
5123:2-3-16	07/01/2007	Emergency removal of individuals from a residential facility
5123:2-3-17	05/18/1995	Individual plan (IP)
5123:2-3-18	07/01/2008	Calculation of room and board payment for an individual residing in a residential facility
5123:2-3-19	10/01/2009	Licensed providers of waiver services
5123:2-3-20	01/17/2005	Receipt, investigation, and disposition of complaints
5123:2-3-21	01/17/2005	Public notification program of adverse action taken by the department

Number	Effective Date	Title
5123:2-3-22	01/17/2005	Licensing fees for residential facilities
5123:2-3-23	01/17/2005	Issuance of interim licenses
5123:2-3-24	03/20/2006	Participation of individuals in day activities
5123:2-3-25	09/30/1983	Discipline, restraint, behavior modification, and abuse of residents
5123:2-3-26	11/12/2012	Development of licensed residential beds
Chapter 5123:2-4	**Accreditation**	
5123:2-4-01	04/12/2001	County board accreditation
Chapter 5123:2-5	**Certification Standards for County Board Employees**	
5123:2-5-01	07/04/2013	Adult services certification standards
5123:2-5-02	07/04/2013	Service and support administration certification standards
5123:2-5-03	07/04/2013	Superintendent certification standards
5123:2-5-04	07/25/2013	Denial, suspension, and revocation of registration and certification
5123:2-5-05	07/04/2013	Early intervention services certification standards
5123:2-5-07	07/04/2013	Investigative agent certification standards
Chapter 5123:2-6	**Administration of Prescribed Medications, Performance of Health-Related Activities, and Performance of Tube Feedings**	
5123:2-6-01	01/08/2004	Definitions
5123:2-6-02	01/08/2004	Self-administration or assistance with the self-administration of prescribed medication
5123:2-6-03	01/08/2004	Authorization of MR/DD personnel to administer prescribed medications, perform health-related activities, or perform tube feedings
5123:2-6-04	01/08/2004	Qualifications, training, and certification of registered nurses to train MR/DD personnel in the administration of prescribed medications, performance of health-related activities, and performance of tube feedings
5123:2-6-05	01/08/2004	Qualifications and training for registered nurses to train MR/DD personnel and for MR/DD personnel in the administration of prescribed medications and the performance of tube feedings for individuals of a residential facility with seventeen or more beds who are on a field trip from the facility
5123:2-6-06	01/08/2004	Qualifications, training, and certification of MR/DD personnel in the administration of prescribed medications, performance of health-related activities, and performance of tube feedings
5123:2-6-07	01/08/2004	General provisions and compliance in the administration of prescribed medications, performance of health-related activities, and performance of tube feedings

Number	Effective Date	Title
Chapter 5123:2-7	**Intermediate Care Facilities**	
5123:2-7-01	01/10/2013	Intermediate care facilities - definitions
5123:2-7-02	01/10/2013	Intermediate care facilities - provider agreements
5123:2-7-03	01/10/2013	Intermediate care facilities - institutions eligible to participate in medicaid
5123:2-7-04	01/10/2013	Intermediate care facilities - payment during the Ohio office of medical assistance administrative appeals process for termination of a provider agreement
5123:2-7-05	01/10/2013	Intermediate care facilities - payment during the state survey agency's administrative appeals process for termination or non-renewal of medicaid certification
5123:2-7-06	01/10/2013	Intermediate care facilities - level of care review process
5123:2-7-07	01/10/2013	Intermediate care facilities - resource assessment notice
5123:2-7-08	01/10/2013	Intermediate care facilities - coverage of bed-hold days for medical necessity and other limited absences
5123:2-7-09	01/10/2013	Intermediate care facilities - personal needs allowance accounts and other resident funds
5123:2-7-10	01/10/2013	Intermediate care facilities - outlier services for behavioral redirection and medical monitoring
5123:2-7-11	01/10/2013	Intermediate care facilities - relationship of other covered medicaid services
5123:2-7-12	01/10/2013	Intermediate care facilities - medicaid cost report, record retention, and disclosure requirements
5123:2-7-13	01/10/2013	Intermediate care facilities - rate recalculations, interest on overpayments, penalties, repayment of overpayments, and deposit of repayment of overpayments
5123:2-7-14	01/10/2013	Intermediate care facilities - debt estimation, debt summary report, and successor liability agreements for change of operator, facility closure, voluntary termination, involuntary termination, or voluntary withdrawal
5123:2-7-15	01/10/2013	Intermediate care facilities - payment and adjustment process
5123:2-7-16	01/10/2013	Intermediate care facilities - chart of accounts Appendix - Chart of accounts
5123:2-7-17	01/10/2013	Intermediate care facilities - leased staff services
5123:2-7-18	01/10/2013	Intermediate care facilities - capital asset and depreciation guidelines Appendix - Estimated useful lives of capital assets
5123:2-7-19	01/10/2013	Intermediate care facilities - nonreimbursable costs
5123:2-7-20	10/01/2014	Intermediate care facilities - resident assessment classification and case mix payment system
5123:2-7-21	01/10/2013	Intermediate care facilities - compensation cost limits, reasonable costs for compensation, and compensation disallowances if any for owners and relatives of owners
5123:2-7-22	01/10/2013	Intermediate care facilities - compensation cost limits, reasonable costs for compensation, and compensation disallowances if any for administrators
5123:2-7-23	01/10/2013	Intermediate care facilities - method for establishing the other protected costs component of the prospective rate

Number	Effective Date	Title
5123:2-7-24	01/10/2013	Intermediate care facilities - cost of ownership, efficiency incentive, and reporting of accumulated depreciation
5123:2-7-25	01/10/2013	Intermediate care facilities - nonextensive renovation
5123:2-7-26	01/10/2013	Intermediate care facilities - active treatment day programming
5123:2-7-27	01/10/2013	Intermediate care facilities - prospective rate reconsideration on the basis of possible calculation errors
5123:2-7-28	01/10/2013	Intermediate care facilities - prospective rate reconsideration on the basis of extreme hardship upon admission of a resident from a state-operated developmental center
5123:2-7-29	10/01/2013	Intermediate care facilities - outlier services for pediatric ventilator services
5123:2-7-30	10/01/2013	Intermediate care facilities - exception review process
Chapter 5123:2-9	**Home and Community-Based Services Waivers**	
5123:2-9-01	11/22/2013	Home and community-based services waivers - enrollment and disenrollment
5123:2-9-04	10/16/2003	Medicaid local administrative authority Appendix A - Contract between ODMR/DD and a county board of MR/DD
5123:2-9-06	09/01/2013	Home and community-based services waivers - documentation and payment for services under the individual options and level one waivers Appendix A - Ohio developmental disabilities profile funding ranges by cost-of-doing-business categories Appendix B - Cost-of-doing-business categories
5123:2-9-07	01/17/2013	Home and community-based services waivers - request for prior authorization for individuals enrolled in the individual options waiver
5123:2-9-11	07/01/2005	HCBS waivers - free choice of provider Appendix A - Elements of a checklist for provider choice process
5123:2-9-14	07/23/2012	Home and community-based services waivers - vocational habilitation under the individual options, level one, and self-empowered life funding waivers Appendix A - Billing units, service codes, and payment rates for vocational habilitation Appendix B - Cost-of-doing-business categories
5123:2-9-15	07/23/2012	Home and community-based services waivers - supported employment-community under the individual options and level one waivers Appendix A - Billing units, service codes, and payment rates for supported employment-community Appendix B - Cost-of-doing-business categories
5123:2-9-16	07/23/2012	Home and community-based services waivers - supported employment-enclave under the individual options, level one, and self-empowered life funding waivers Appendix A - Billing units, service codes, and payment rates for supported employment-enclave Appendix B - Cost-of-doing-business categories

Number	Effective Date	Title
5123:2-9-17	07/23/2012	Home and community-based services waivers - adult day support under the individual options, level one, and self-empowered life funding waivers Appendix A - Billing units, service codes, and payment rates for adult day support Appendix B - Cost-of-doing-business categories
5123:2-9-18	07/01/2014	Home and community-based services waivers - non-medical transportation under the individual options, level one, and self-empowered life funding waivers Appendix A - Billing units, service codes, and payment rates for non-medical transportation Appendix B - Cost-of-doing-business categories
5123:2-9-19	07/23/2012	Home and community-based services waivers - general requirements for adult day support, non-medical transportation, supported employment-community, supported employment-enclave, and vocational habilitation Appendix A - Staff intensity ratios Appendix B - Cost-of-doing-business categories Appendix C - Budget limitations
5123:2-9-21	09/01/2013	Home and community-based services waivers - informal respite under the level one waiver Appendix - Billing unit, service code, and payment rate for informal respite
5123:2-9-22	09/01/2013	Home and community-based services waivers - community respite under the individual options, level one, and self-empowered life funding waivers Appendix A - Billing units, service codes, and payment rates for community respite Appendix B - Cost-of-doing-business categories
5123:2-9-23	09/01/2013	Home and community-based services waivers - environmental accessibility adaptations under the individual options and level one waivers Appendix - Billing unit, service codes, and payment rates for environmental accessibility adaptations
5123:2-9-24	01/01/2014	Home and community-based services waivers - transportation under the individual options and level one waivers Appendix - Billing unit, service codes, and payment rates for transportation
5123:2-9-25	09/01/2013	Home and community-based services waivers - specialized medical equipment and supplies under the individual options and level one waivers Appendix - Billing unit, service codes, and payment rates for specialized medical equipment and supplies
5123:2-9-26	09/01/2013	Home and community-based services waivers - personal emergency response systems under the level one waiver Appendix - Billing units, service codes, and payment rates for personal emergency response systems
5123:2-9-27	09/01/2013	Home and community-based services waivers - emergency assistance under the level one waiver Appendix - Service codes for services provided as emergency assistance under the level one waiver

Number	Effective Date	Title
5123:2-9-28	11/03/2011	Home and community-based services waivers - nutrition services under the individual options waiver Appendix A - Billing unit, service code, and payment rates for nutrition services Appendix B - Cost-of-doing business categories
5123:2-9-29	09/01/2013	Home and community-based services waivers - home-delivered meals under the individual options and level one waivers Appendix - Billing unit, service codes, and payment rate for home-delivered meals
5123:2-9-30	07/01/2014	Home and community-based services waivers - homemaker/personal care under the individual options and level one waivers Appendix A - Billing units, service codes, and payment rates for homemaker/personal care Appendix B - Cost-of-doing business categories
5123:2-9-31	07/01/2010	Home and community-based services waivers - homemaker/personal care daily billing unit for sites where individuals enrolled on the individual options waiver share services Appendix - Service codes for homemaker/personal care daily billing unit under the individual options waiver
5123:2-9-32	07/15/2011	Home and community-based services waivers - adult family living under the individual options waiver Appendix A - Billing units, service codes, and payment rates for adult family living Appendix B - Cost-of-doing-business categories
5123:2-9-33	03/19/2012	Home and community-based services waivers - adult foster care under the individual options waiver Appendix A - Billing unit, service codes, and payment rates for adult foster care Appendix B - Cost-of-doing-business categories
5123:2-9-34	09/01/2013	Home and community-based services waivers - residential respite under the individual options, level one, and self-empowered life funding waivers Appendix - Billing units, service codes, and payment rates for residential respite
5123:2-9-35	09/01/2013	Home and community-based services waivers - remote monitoring and remote monitoring equipment under the individual options, level one, and self-empowered life funding waivers Appendix - Billing units, service codes, and payment rates for remote monitoring and remote monitoring equipment
5123:2-9-36	11/03/2011	Home and community-based services waivers - interpreter services under the individual options waiver Appendix A - Billing unit, service code, and payment rates for interpreter services Appendix B - Cost-of-doing business categories
5123:2-9-38	11/03/2011	Home and community-based services waivers - social work under the individual options waiver Appendix A - Billing unit, service code, and payment rates for social work Appendix B - Cost-of-doing business categories
5123:2-9-40	07/01/2012	Home and community-based services waivers - administration of the self-empowered life funding waiver

Number	Effective Date	Title
5123:2-9-41	07/01/2012	Home and community-based services waivers - clinical/therapeutic intervention under the self-empowered life funding waiver Appendix - Billing units, service codes, and payment rates for clinical/therapeutic intervention
5123:2-9-42	11/01/2012	Home and community-based services waivers - community inclusion under the self-empowered life funding waiver Appendix - Billing units, service codes, and payment rates for community inclusion
5123:2-9-43	07/01/2012	Home and community-based services waivers - functional behavioral assessment under the self-empowered life funding waiver Appendix - Billing unit, service code, and payment rate for functional behavioral assessment
5123:2-9-44	08/23/2012	Home and community-based services waivers - integrated employment under the self-empowered life funding waiver Appendix - Billing units, service codes, and payment rates for integrated employment
5123:2-9-45	07/01/2012	Home and community-based services waivers - participant-directed goods and services under the self-empowered life funding waiver Appendix - Billing unit, service code, and payment rate for participant-directed goods and services
5123:2-9-46	07/01/2012	Home and community-based services waivers - participant/family stability assistance under the self-empowered life funding waiver Appendix - Billing units, service codes, and payment rates for participant/family stability assistance
5123:2-9-47	07/01/2012	Home and community-based services waivers - support brokerage under the self-empowered life funding waiver Appendix - Billing units, service codes, and payment rates for support brokerage
5123:2-9-50	07/01/2014	Home and community-based services waivers - administration of the transitions developmental disabilities waiver
5123:2-9-51	07/01/2014	Home and community-based services waivers - adult day health center services under the transitions developmental disabilities waiver Appendix - Billing units, service codes, and payment rates for adult day health center services
5123:2-9-52	01/01/2013	Home and community-based services waivers - emergency response services under the transitions developmental disabilities waiver Appendix - Billing units, service codes, and payment rates for emergency response services
5123:2-9-53	01/01/2013	Home and community-based services waivers - home-delivered meals under the transitions developmental disabilities waiver Appendix - Billing unit, service code, and payment rate for home-delivered meals
5123:2-9-54	07/01/2014	Home and community-based services waivers - home modification services under the transitions developmental disabilities waiver Appendix - Billing unit, service code, and payment rate for home modification services

Number	Effective Date	Title
5123:2-9-55	09/12/2014	Home and community-based services waivers - out-of-home respite under the transitions developmental disabilities waiver Appendix - Billing unit, service code, and payment rate for out-of-home respite
5123:2-9-56	07/01/2014	Home and community-based services waivers - personal care aide services under the transitions developmental disabilities waiver Appendix - Billing units, service codes, and payment rates for personal care aide services
5123:2-9-57	07/01/2014	Home and community-based services waivers - supplemental adaptive and assistive devices under the transitions developmental disabilities waiver Appendix - Billing unit, service code, and payment rate for supplemental adaptive and assistive devices
5123:2-9-58	07/01/2014	Home and community-based services waivers - supplemental transportation under the transitions developmental disabilities waiver Appendix - Billing unit, service code, and payment rate for supplemental transportation
5123:2-9-59	01/01/2013	Home and community-based services waivers - waiver nursing services under the transitions developmental disabilities waiver Appendix - Billing units, service codes, and payment rates for waiver nursing services
Chapter 5123:2-14	**Preadmission Screening and Resident Review**	
5123:2-14-01	12/01/2009	Preadmission screening and resident review for nursing facility applicants and nursing facility residents with mental retardation and/or other developmental disabilities
Chapter 5123:2-17	**Resolution of Complaints, Major Unusual Incidents, and Abuser Registry**	
5123:2-17-01	02/23/2012	Administrative resolution of complaints involving the Ohio department of developmental disabilities
5123:2-17-02	09/03/2013	Addressing major unusual incidents and unusual incidents to ensure health, welfare, and continuous quality improvement Appendix A - Administrative investigation procedure for major unusual incidents in category A Appendix B - Administrative investigation procedure for major unusual incidents in category B Appendix C - Administrative investigation procedure for major unusual incidents in category C
5123:2-17-03	04/05/2012	Abuser registry
Chapter 5123:2-19	**Receivers of Residential Facilities**	
5123:2-19-01	07/01/2007	Standards for evaluating applicants as potential receivers of residential facilities