To: Becky Phillips, DODD

From: Anita Allen, OPRA

Date: August 8, 2016

Re: Proposed Revised Room and Board Rule – 5123:2-3-11

Thank you for the opportunity to comment on the proposed Licensed residential facilities – room and board rule, 5123:2-3-11. We appreciate the Department’s establishment of a work group to analyze areas of concern with the current rule and the subsequent proposed revisions resulting from the workgroup’s recommendations.

OPRA has one suggested revision in red below.

(C)(3) A county board is permitted to recoup earned income and unearned income received by an individual from a non-routine event (e.g. social security back payment, tax refund, or inheritance) for payment of past room and board, not to exceed twelve months, only if and/or after a burial plan is in place for the individual. An individual shall not be charged for prepayment of future room and board as a result of receiving earned income or unearned income from a non-routine event.

Thank you for the opportunity to comment.