

**One Year Requirement ([IC 4-22-2-25](#))**

LSA Document #14-305

March 30, 2015

RE: LSA Document #14-305 – Proposed rule implements changes to [405 IAC 2-1.1](#) and adds [405 IAC 5-39](#) to set forth provisions affecting applicants, recipients, and providers concerning eligibility, enrollment, benefits, and policy for end stage renal disease case management services.

On behalf of the Indiana Family and Social Services Administration, I am submitting this notice to the Publisher of the Indiana Register in compliance with [IC 4-22-2-25](#), which requires that a notice be sent to the Publisher if a rule will not be approved or deemed approved by the Governor within one year of publication of the Notice of Intent to Adopt a Rule. This notice is to be submitted to the Publisher before the two hundred fiftieth day following the publication of the Notice of Intent to Adopt a Rule.

The Notice of Intent to Adopt a Rule was published in the Indiana Register on August 13, 2014 (DIN: [20140813-IR-405140305NIA](#)).

The Proposed Rule has been prepared and the agency is in the process of preparing the fiscal and economic analyses of the Proposed Rule, as required under [IC 4-22-2-28](#). Once the Proposed Rule is published, the agency can file a Notice of Public Hearing. Following the public hearing, the agency must consider and respond to public comments and present the rule to the Secretary for final adoption. Thereafter, the Office of the Attorney General has 45 days to complete a review of the rule and supporting documentation, after which the Governor has 30 days to complete his review. As such, the Indiana Family and Social Services Administration will be unable to complete the rulemaking process by August 13, 2015. Approval or deemed approval by the Governor is expected not later than August 13, 2016.

This notice setting forth the expected date of approval or deemed approval of LSA Document #14-305 is being submitted in a timely manner. April 20, 2015, is the two hundred fiftieth day after publication of the Notice of Intent to Adopt a Rule.

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Office of the General Counsel

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