

173-40-01

Introduction and definitions.

(A) The purpose of rules under this chapter of the Administrative Code is to establish eligibility criteria and disenrollment procedures for individuals presently enrolled in the nonwaiver-funded (i.e., "state-funded") PASSPORT grandparented eligibility home care program, as well as eligibility for PASSPORT loss of medicaid eligibility home care status for applicants to the PASSPORT HCBS program. The service provision and case management components of these programs are addressed in the PASSPORT HCBS program rules of Chapter 5101:3-31 of the Administrative Code.

(B) As used in Chapter 173-40 of the Administrative Code:

- (1) "CDJFS" means "county department of job and family services."
- (2) "Grandparented consumer" means a former PASSPORT state home care enrollee who has been transferred to PASSPORT grandparented home care pursuant to rule 173-40-03 of the Administrative Code as a result of a denial of the enrollee's eligibility for either the PASSPORT HCBS program or the Ohio home care waiver program.
- (3) "Loss of medicaid eligibility status" means the status given to an enrollee who is denied eligibility for the PASSPORT HCBS program or who loses ongoing eligibility for PASSPORT HCBS.
- (4) "ODA" means "the Ohio department of aging."
- (5) "ODJFS" means "the Ohio department of job and family services."
- (6) "Ohio home care waiver" means the particular medicaid home and community-based services medicaid waiver program which is separate from the PASSPORT home care program, and which provides home and community based services to individuals under the age of sixty who have disabilities and who would require the level of care provided by a nursing facility if the waiver program were not available. Eligibility criteria, enrollment procedures, services to be provided, and service provider qualifications are described in Chapter 5101:3-12 of the Administrative Code.
- (7) "PAA" means "PASSPORT administrative agency."
- (8) "PASSPORT home and community-based services program" ("PASSPORT HCBS") means the particular medicaid HCBS waiver program which provides home and community-based services as part of the PASSPORT home care program to individuals aged sixty and over who, due to having disabilities and/or being elderly, would require the level of care provided in a nursing facility if the waiver program were not available. Eligibility criteria, enrollment procedures, services available and service provider qualifications for the PASSPORT HCBS program are described in Chapter 5101:3-31 of the

Administrative Code.

- (9) "Plan of care" means written documentation of the specific tasks and activities to be carried out by a service provider, including, but not limited to enrollee-specific goals and objectives, detailed description of the interventions, frequency, and time frames for ongoing services.
- (10) "Representative" means an adult eighteen years of age or older who is familiar enough with an enrollee's circumstances to act on behalf of the enrollee, including signing the plan of care and/or assisting with a medicaid application. The representative may be, but shall not be limited to, a parent of a minor child, a spouse, a relative, a personal friend, or a representative from a public or private agency who has been authorized by the enrollee or his legal guardian to act as the enrollee's representative.

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