## Rule Summary and Fiscal Analysis (Part A)

**Department Of Job And Family Services**
Agency Name

**Division Of Medical Assistance**          **Mary H Mynatt**
Division                                     Contact

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**0423**
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# 5101:3-3-57          AMENDMENT
Rule Number             TYPE of rule filing

Rule Title/Tag Line          **Nursing facilities (NFs) expenditure limitation.**

### *RULE SUMMARY*

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **Yes**

2. Are you proposing this rule as a result of recent legislation? **Yes**

Bill Number: **SB261**          General Assembly: **124**          Sponsor: **Carnes**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **5111.02**

5. Statute(s) the rule, as filed, amplifies or implements: **RC Section 5111.02, 5111.20-5111.32, Section 10 of Am. Sub. H.B. 94 of the 124th General Assembly, Section 63.35 of Am. Sub. S.B. 261of the 124th General Assembly**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

This rule is being proposed for permanent amendment in accordance with Section 10 of Amended Substitute Senate Bill 261 of the 124th General Assembly by increasing the mean total per diem rate utilized in the NFs expenditure limitation calculation for fiscal year 2003, from one hundred fifty-two dollars and sixty-six cents to one hundred fifty-three dollars and forty-one cents, and to comply with Revised Code 119.032

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE, then summarize the content of the rule:

This rule sets forth a total per diem rate expenditure limitations for NFs for fiscal year 2002 and 2003. This rule is being proposed for permanent amendment in accordance with Section 10 of Amended Substitute Senate Bill 261 of the 124th General Assembly by increasing the mean total per diem rate utilized in the NFs expenditure limitation calculation for fiscal year 2003, from one hundred fifty-two dollars and sixty-six cents to one hundred fifty-three dollars and forty-one cents.

8. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

Clarify statutory references in the rule summary and fiscal analysis.

9. 119.032 Rule Review Date: **7/16/2002**

(If you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: At time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

## *FISCAL ANALYSIS*

10. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on Revenues or Expenditures

$ 0.00

This proposed rule will not change the Agency's projected budget during the current biennium.

11. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

      Item: GRF 600 - ALI 525
      Expenditure: N/A


12. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

      There are no costs.


13. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**


14. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**