

5101:3-31-03

Eligibility for enrollment in PASSPORT.

- (A) Before an individual can be eligible for enrollment in PASSPORT, all of the following criteria must be met:
- (1) A CDJFS must have determined the individual to be financially eligible for medicaid in accordance with rules 5101:1-39-94 and 5101:1-39-95 of the Administrative Code.
 - (2) The cost of the twelve-month service plan does not exceed the cost cap. The cost cap is calculated annually. The "cost cap" is a dollar amount adjusted for inflation equal to sixty percent of the total medicaid cost including consumer copayment for NF services for the most recent state fiscal year for which data is available.
 - (3) The needed services are not readily available through another source at the level required to allow the individual to live in the community.
 - (4) The individual's health related needs can be safely met in a home setting as determined by the PAA.
 - (5) Prior to PASSPORT enrollment, the attending physician must verbally approve that the services are appropriate to meet the individual's needs and within thirty days of the enrollment date indicate the approval in writing. The PAA shall be responsible for obtaining the physician's verbal and written approvals.
 - (6) The individual agrees to participate in PASSPORT.
 - (7) While receiving PASSPORT, the consumer must not be a resident of a "Keys Amendment ~~Keys amendment~~ facility as defined in rule 5101:3-31-02 of the Administrative Code; and must not reside in a hospital or NF as defined in rule 5101:3-31-02 of the Administrative Code. For purposes of this rule a resident of a "Keys Admendment" ~~"Keys" amendment~~ facility is an individual who receives services from the facility and is not a family member of the owner or operator of the facility.
 - (8) The individual is age sixty or older at time of enrollment.
 - (9) The individual must be determined to meet the criteria for an intermediate or skilled level of care in accordance with rule 5101:3-3-05 or 5101:3-3-06 of the Administrative Code and, in the absence of PASSPORT, would require NF services as defined in 42 C.F.R. 440.40 and 42 C.F.R. 440.150 (dated

October 1, 2003). ~~42 CFR 440.40 and 42 CFR 440.150.~~

(10) PASSPORT has not reached the HCFA-authorized limit of participants for the current year.

~~(11) While receiving PASSPORT, the individual is not enrolled in a medicare or medicaid certified hospice program as defined in 42 CFR 418 or rule 5101:3-56-01 of the Administrative Code.~~

(B) If, at any time, the individual or consumer fails or ceases to meet any of the eligibility criteria identified in this rule, the individual or consumer shall be denied or disenrolled from PASSPORT. In such instances, the individual or consumer shall be notified by the CDJFS and entitled to hearing rights in accordance with Chapters 5101:6-1 to 5101:6-9 of the Administrative Code.

Effective: 01/31/2005

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CERTIFIED ELECTRONICALLY

Certification

01/21/2005

Date

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