

Rule Summary and Fiscal Analysis (Part A)**Department of Job and Family Services**

Agency Name

Division of Medical Assistance

Division

Nancy Van Kirk

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Rule Number

AMENDMENT

TYPE of rule filing

Rule Title/Tag Line

**HOME choice ("Helping Ohioans Move, Expanding Choice")
demonstration program: reimbursement rates and billing
procedures.****RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **No**

2. Are you proposing this rule as a result of recent legislation? **No**

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: **5111.02, Section 309.33.80 of Am. Sub. H.B. 153 of the 129th G.A.**

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

This rule is being amended to increase the maximum rate and maximum usage amounts for community transition services available through the HOME Choice Demonstration Program by adding \$500 per participant for pre-transition transportation expenses to that service. It is also being amended to specify the unit of service measurements associated with the maximum rate for each HOME Choice service.

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 the codes and reimbursement rates for HOME Choice Demonstration Program services.

The maximum rate for community transition services found in Table B, Column 4 is being changed to state that a maximum of \$2,500 is allowed for all items, and that included in this maximum is \$500 for pre-transition transportation expenses. The maximum usage amount for community transition services found in Column 6 is being changed to state that the maximum usage amount is \$2,500 for all items (including a maximum of \$500 for pre-transition transportation expenses, and for all other approved community transition services, a maximum of \$2,000 during the pre-transition and 365-day demonstration periods, combined).

The maximum rates for independent living skills training, community support coaching, social work/counseling services, nutritional consultation services, and in-home respite services found in Table B, Column 4 are being changed to stipulate that the maximum rate is "per hour." The maximum rate for out-of-home respite services also found in Table B, Column 4 is being changed to stipulate that the maximum rate is "per day."

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

This rule incorporates one or more references to another rule or rules of the Ohio Administrative Code. This question is not applicable to any incorporation by reference to another OAC rule because such reference is exempt from compliance with RC 121.71 to 121.74 pursuant to RC 121.76(A)(3).

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

Not applicable.

10. If the rule is being **rescinded** and incorporates a text or other material by

reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

Not Applicable.

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

Not Applicable.

12. 119.032 Rule Review Date: **7/1/2013**

(If the rule is not exempt and 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: If the rule is not exempt at the 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

13. 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 increase expenditures.

\$235,000.00

The proposed rule changes are within the agency's projected budget during the SFY 12-13 biennium. The increase in expenditures is based on a projection of an additional \$500 (for pretransitional transportation services under the community transition service) for as many as 470 HOME Choice participants over the coming biennium.

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

GRF 600631

15. 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:

No new costs.

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

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