

Rule Summary and Fiscal Analysis (Part A)**Ohio Veterans' Home Agency**

Agency Name

Division

Gregory J Kowalski

Contact

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5907-5-01

Rule Number

AMENDMENT

TYPE of rule filing

Rule Title/Tag Line

Assessment of fees.**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? **No**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **111.15**

4. Statute(s) authorizing agency to adopt the rule: **5907.13**

5. Statute(s) the rule, as filed, amplifies or implements: **5907.13**

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

The reasons for amending the current rule are as follows: 1) to bring the rule into conformity with statutory changes to the name of the agency (HB 675, 124th General Assembly); 2) to bring the rule into conformity with Chapter 5907 ORC with regard to the title of the agency's head; 3) to provide a more equitable income determination formula; 4) to provide gender neutral language where appropriate, and 5) eliminate unnecessary language.

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:

The rule is amended as follows: 1) the name of the agency is changed, 2) the title of the agency's head is changed, 3) the definition of income is broadened to include spousal/dependent income and benefits from long-term care insurance plans, 4) gender neutral language added where needed, 5) eliminates as an exclusion unnecessary language involving a resident's denial of Veterans' Administration per diem benefits.

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 response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

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:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

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: **10/13/2005**

(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 revenues.

\$76,000.00

As with all increases in revenue through assessment, the increase in revenue brought about by expanding the definition of income to include the income of the spouse/dependent and long-term care insurance benefits, though small, reduces to some extent the agency's reliance on funding from both the state's General Revenue Fund and VA per diem payments.

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

n/a

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:

The estimated cost of compliance with the amended rule to future residents of the agency's homes would be \$76,000.00, the amount expected to be generated by the expansion of the definition of income. Such cost will be paid by new residents admitted on or after January 1, 2006. The figure is an estimate using current resident demographics and income levels as forecast tools.

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**