

PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES

DATE: February 13, 2009
TIME: 1:30 p.m.
LOCATION: Room 1952, Vern Riffe Center, 77 South High Street,
Columbus, Ohio 43215

Pursuant to sections 5111.02 and 5111.85 and Chapter 119. of the Ohio Revised Code, the director of the Ohio Department of Job and Family Services gives notice of the department's intent to consider the amendment of the rules as identified below and of a public hearing thereon.

5101:3-51-04, entitled HOME Choice ("Helping Ohioans Move, Expanding Choice") Demonstration Program: Definitions of the Covered Services and Program Service Limitations, Provider Qualifications and Specifications, is being amended to clarify policy related to the implementation of the Money Follows the Person (MFP) HOME Choice Demonstration Program that was created in response to Ohio's receipt of an MFP Demonstration Grant from the Centers for Medicare and Medicaid Services (CMS), and implemented in accordance with Revised Code 309.30.70, adopted under Am. Sub. H.B. 119, 127th General Assembly and budgeted in the GRF 600-525 account. This rule sets forth the definitions of the services covered by the HOME Choice Demonstration Program. This rule also sets forth the program service limitations, provider qualifications and specifications for the delivery of HOME Choice Demonstration Program services. Changes include clarification that not-for-profit agencies do not have to be certified by the Ohio Department of Mental Health in order to provide independent living skills training or community support coaching; clarification that in order to be reimbursed for services rendered, a registered nurse (RN), or a licensed practical nurse at the direction of an RN, must be performing HOME Choice nursing services pursuant to the participant's plan of care; and clarification regarding who coordinates the purchase of community transition services (i.e., goods and services) during the demonstration period, and how goods and services can be accessed when the participant is enrolling on a waiver administered by the Ohio Department of Aging (ODA).

5101:3-51-06, entitled HOME Choice ("Helping Ohioans Move, Expanding Choice") Demonstration Program: Reimbursement Rates and Billing Procedures, is being amended to clarify policy related to the implementation of the MFP HOME Choice Demonstration Program that was created in response to Ohio's receipt of an MFP Demonstration Grant from CMS, and implemented in accordance with Revised Code 309.30.70, adopted under Am. Sub. H.B. 119, 127th General Assembly and budgeted in the GRF 600-525 account. This rule sets forth the codes and reimbursement rates for HOME Choice Demonstration Program services. Changes include renaming the term "maximum hours/days" "maximum usage amounts," and applying the new term in the reimbursement table in the rule; removal of reference to the Medicaid reimbursement rule (OAC 5101:3-1-60) and creation of specific non-Medicaid reimbursement criteria; and establishment of the maximum reimbursement allowed for community transition services

(i.e., goods and services) when the HOME Choice Demonstration Program participant is enrolling on a waiver administered by ODA.

Copies of the proposed rules are available, without charge, to any person affected by the rules at the address listed below. The rules are also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rules will be held at the date, time, and location listed at the top of this notice. Either written or oral testimony will be taken at the public hearing. Additionally, written comments submitted or postmarked no later than the date of the public hearing will be treated as testimony.

Requests for a copy of the proposed rules or comments on the rules should be submitted by mail to the Ohio Department of Job and Family Services, Office of Legal Services, 30 East Broad Street, 31st Floor, Columbus, Ohio 43215-3414, by fax at (614) 752-8298, or by e-mail at rules@jfs.ohio.gov.