

**PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF MEDICAID**

DATE: October 1, 2018

TIME: 11:00 AM

LOCATION: Ohio Department of Medicaid, Lazarus Building, 50 West Town Street, Room A501, Columbus, Ohio 43215

Pursuant to Chapter 119. and section 5167.02 of the Revised Code, the director of the Ohio Department of Medicaid (ODM) gives notice of the Department's intent to file as new the rules identified below and of a public hearing thereon.

Rule 5160-49-01, entitled Ohio access success project is being rescinded in compliance with ORC section 5166.35. The Access Success project is Ohio's first nursing facility transition program. Established in 2004, the program assists individuals in nursing facilities with community relocation expenses. Access Success, has run concurrently with the Money Follows the Person (MFP) transition program known as HOME Choice. Access Success is being discontinued effective 12/31/18.

Rule 5160-51-01, entitled Definitions for the helping Ohioans move, expanding choice (HOME choice) program is being amended to clarify policy related to the administration of the program. HOME Choice is Ohio's version of the federal MFP grant which is ending December 31, 2018.

Changes to rule 5160-51-01 include:

- Removed paragraph (A) description of the rule. It was duplicative to the title and unnecessary.
- Removed paragraph (B)(2)(vi) as DODD no longer administers an adult foster care service.
- In paragraph (C), corrected the credentials of the individual who can be a case manager, and edited the language for clarification.
- Removed the definition of "demonstration period" in former paragraph (4).
- In paragraph (E), updated the definition of "guardian" to reflect alignment with ORC Section 2111.01.
- In paragraph (G), removed the language related to the participant's demonstration period.
- Removed the definition of "Money Follows the Person (MFP)" in former paragraph (15)
- Removed the definition of "qualified services" in former paragraph (19).
- In paragraph (Q), updated the definition of "residential treatment facility" to reflect alignment with ORC Section 5166.01.
- In paragraph (R), updated the definition of service and support administrator.
- Corrected the ODM form revision dates.
- Made other grammatical and formatting edits throughout.
- Updated OAC rule citations throughout.

Rule 5160-51-02, entitled Helping Ohioans move, expanding choice (HOME choice) program application process, participant eligibility, and enrollment is being proposed for amendment to clarify and amend policy related to the administration of the program. Language has been added to describe the “time limited” nature of the program and an individual’s enrollment timeframes.

Changes to rule 5160-51-02 include:

- In paragraph (A) added the term “time limited” to indicate that the HOME Choice program is short-termed.
- Added paragraph (B) to describe when an individual enrolled in HOME Choice prior to December 31, 2018 receives services.
- Added paragraph (C) to describe when an individual enrolled in HOME Choice prior to June 30, 2019 receives services.
- In paragraph (E)(1), removed the language related to IMD stays and age limitations.
- In paragraph (E)(5), clarified that an individual must have active Medicaid coverage at the time of application.
- In paragraph (E)(9), added a requirement for the individual to have income to sustain community living.
- In paragraph (E)(10), added a requirement that the individual must not have been enrolled in HOME Choice previously.
- Added paragraph (I) to allow for pre-enrollment termination for any individual in pre-enrollment status on June 30, 2019.
- Corrected the ODM form revision dates.
- Made other grammatical and formatting edits throughout.
- Updated OAC rule citations throughout.

5160-51-06, entitled “Helping Ohioans move, expanding choice (HOME choice) program definitions of billing terms, reimbursement rates and billing procedures for providers of covered services” is being amended to remove the language related to the 365 day demonstration period from Table B. Other grammatical and formatting edits were made throughout.

The proposed rules are 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 Medicaid, Office of Legal Counsel, 50 West Town Street, 4th Floor, Columbus, Ohio 43218, by fax at (614) 995-1301, or by e-mail at rules@medicaid.ohio.gov. Comments received may be reviewed upon request.