

Rule Summary and Fiscal Analysis (Part A)**Department Of Aging**

Agency Name

Division

Mike Laubert

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173-40-03

Rule Number

AMENDMENT

TYPE of rule filing

Rule Title/Tag Line

Eligibility, disenrollment, and appeals for the PASSPORT grandparented eligibility home care program.**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: **173.02 and Section 16.02 of Am. Sub. H.B. 94 of the 124th G.A.**

5. Statute(s) the rule, as filed, amplifies or implements: **Section 16.02 of Am. Sub. H.B. 94 of the 124th G.A.**

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

This rule is being proposed for amendment as part of the five-year rule review process mandated under section 119.032 of the Revised Code.

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 describes the eligibility requirements, as well as the disenrollment and appeals processes for the PASSPORT grandparented eligibility home care program. The rule also establishes requirements for the assessment and reassessment of applicants and enrollees by PASSPORT Administrative Agencies. The rule is being amended to change the terms used to refer to individuals enrolled in the program, to recognize that the Department of Humna Services has been renamed the Department of Job and Family Services, to update the financial eligibility requirements for the program, and to render the rule gender neutral.

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: **10/15/2002**

(If 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: At 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 have no impact on revenues or expenditures.

\$0.00

The rule, as proposed for amendment, will have no impact upon the Department of Aging's budget.

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

All costs of the state-funded PASSPORT program are paid for with funds from line item GRF 490-403 (PASSPORT).

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:

PASSPORT Administrative Agencies are required to assess and reassess applicants and consumers enrolled in the program. The costs of these assessments and reassessments differ from PASSPORT Administrative Agency to PASSPORT Administrative Agency, but are reimbursed by the State of Ohio. Individuals applying for enrollment in the program must be certified by a physician that they have an intermediate level of care or a skilled level of care, but this requirement is the result of rules adopted by the Department of Human Services and is only referenced here. The costs of the physicians visit is not reimbursed by the State of Ohio.

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**

