

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

Agency Name

Division of Public Assistance

Division

Mike Lynch

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5101:1-40-03

Rule Number

NEW

TYPE of rule filing

Rule Title/Tag Line

**Medicaid: children in care and individuals younger than age
twenty-one who have aged out of foster care.****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? **Yes**

Bill Number: **HB119**General Assembly: **127**Sponsor: **Dolan**

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: **5111.01, 5111.0111**

5. Statute(s) the rule, as filed, amplifies or implements: **5111.01, 5111.0111**

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

As a result of Am. Sub. H.B. 119, 127th General Assembly and the five-year rule review required by Section 119.032 of the Revised Code, this rule has been rewritten and proposed as a new rule.

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 addresses Medicaid eligibility for all children in care and it expands Medicaid for children who have aged out of foster care and who meet certain eligibility requirements, through age 20.

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 references to rules of the Administrative Code, sections of the Revised Code and one or more dated references to the Social Security Act. This question is not applicable to any incorporation by reference requirements because such reference is exempt from compliance with sections 121.71 to 121.74 pursuant to division (A)(1) of section 121.76 of the Revised Code.

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:

N/A

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:

Paragraphs (C)(2) and (C)(2)(a) are changed to clarify ages.

Paragraph (D) word order is changed for consistency.

Paragraph (D)(3) is clarified by adding the words eligibility criteria.

12. 119.032 Rule Review Date:

(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.

\$6,009,622

County Departments of Job and Family Services will process the new applications generated by this population. There will be a need for outreach for those children who were in care and have left the system and were therefore not available for referral from Public Children Services Agencies (PCSA).

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

600-525

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:

County DJFS will receive and process additional applications for Medicaid from this population. There will be outreach for the aged out foster care children who have already left the system but remain eligible for this program.

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**

