

**FEDERAL MEDICAID AND
PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES**

DATE: December 22, 2010
TIME: 10:00 AM
LOCATION: Rhodes State Office Tower, 30 East Broad Street, Lobby Hearing Room,
Columbus, Ohio 43215

Pursuant to sections 5111.02, 5111.85 and Chapter 119. of the Ohio Revised Code, and 42 C.F.R. 447.205, 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. The Ohio Administrative Code (OAC) rules dealing with the pre-admission screening system providing options today (PASSPORT) home and community based services (HCBS) Medicaid waiver program's covered services are being amended.

5101:3-1-06.1, Home and Community-Based Service Waivers: PASSPORT – is being proposed for amendment. This rule contains the maximum allowable reimbursement rates for services provided through the PASSPORT Medicaid waiver program.

ODJFS is proposing the following changes to PASSPORT provider reimbursement to reflect:

1. The addition of the Enhanced Community Living Service (ECLS);
2. The rate paid to consumer-directed individual providers of PASSPORT personal care services; and
3. The change to a statewide rate for emergency response services (ERS) paid by the Ohio Department of Aging.

The aggregate increase in expenditures for Ohio's Medicaid program that result from the addition of ECLS in PASSPORT is estimated to be approximately \$6.9 million in state and federal funds (of which approximately \$4.9 million is federal) in state fiscal year 2011.

The aggregate decrease in expenditures for Ohio's Medicaid program that result from consumers' use of consumer-directed individual providers of PASSPORT personal care services is estimated to be approximately \$760,000 in state and federal funds (of which approximately \$500,000 is federal) in state fiscal year 2011.

The aggregate increase in expenditures for Ohio's Medicaid program that result from the change in PASSPORT ERS reimbursement is estimated to be approximately \$94,000 in state and federal funds (of which approximately \$68,000 is federal) in state fiscal year 2011.

5101:3-31-02, Passport HCBS waiver program definitions – is being amended to clarify and update language. This rule sets forth the definitions used in preadmission screening system providing options and resources today (PASSPORT).

5101:3-31-03, Eligibility for enrollment in the PASSPORT HCBS waiver program – is being amended to clarify and update language. This rule sets forth the eligibility for enrollment in the PASSPORT waiver program.

5101:3-31-04, Enrollment process for the PASSPORT HCBS waiver program – is being amended to clarify and update language. This rule sets forth the enrollment process for PASSPORT waiver program.

5101:3-31-05, PASSPORT waiver covered program services – is being amended to clarify and update language. This rule sets forth the services covered by PASSPORT waiver program.

5101:3-31-06, Provider conditions of participation for the PASSPORT HCBS waiver program, is being amended to clarify and update language. This rule sets forth the conditions under which providers are able to participate in the PASSPORT waiver service program.

5101:3-31-07, PASSPORT HCBS waiver program rate setting, is being amended to clarify and update language. This rule sets forth the methods used to determine provider rates for PASSPORT home and community based services (HCBS) waiver program.

A copy of the proposed rule(s) is available, without charge, to any person affected by the rule(s) at the address listed below. The rule(s) is also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rule(s) 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 rule(s) or comments on the rule(s) 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, by fax at (614) 752-8298, or by e-mail at rules@jfs.state.oh.us.