

Executive

As Passed by the House

As Passed by the Senate

As Enacted

AGECD7 Training materials and programmatic support for dementia

R.C. 173.04

Expands the topics that must be covered in training materials disseminated to health and social service personnel by ODA and the respite care programs funded by ODA to include other types of dementia rather than only Alzheimer's disease.

Fiscal effect: None.

R.C. 173.04

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 173.04

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 173.04

Same as the Executive.

Fiscal effect: Same as the Executive.

AGECD8 Background checks for conditionally employed applicants

R.C. 173.27, 173.38

Requires the Director of ODA or other hiring entity to request a criminal records check before, rather than up to five days after, conditionally employing an applicant in (1) a community-based long-term care position involving direct-care services for consumers or (2) a state or regional long-term care ombudsman position.

Fiscal effect: None.

R.C. 173.27, 173.38

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 173.27, 173.38

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 173.27, 173.38

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

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As Enacted

AGECD12 Restrictions on offering snacks with home-delivered meals

No provision.	<p>R.C. 173.30, 173.525 Prohibits ODA from awarding a grant under Title III of the Older Americans Act of 1965 to a provider of home-delivered meals if the provider offers snacks in addition to the regular meals unless certain requirements regarding the snacks are met.</p>	No provision.	No provision.
No provision.	<p>Prohibits entities that provide home-delivered meals under the PASSPORT waiver program from offering snacks unless the entities meet certain requirements regarding the snacks. (This provision applies to certain other Medicaid waivers, see MCDCCD41).</p>	No provision.	No provision.
<p>Fiscal effect: None.</p>			

AGECD10 Procedures for conducting background checks for ODA programs

<p>R.C. 173.38, 5164.342 Requires ODA's procedures to be used for conducting criminal records checks when considering applicants for direct-care positions under an ODA-administered program, even if a community-based long-term care provider is also a service provider under an ODM-administered program for home and community-based care.</p>	<p>R.C. 173.38, 5164.342 Same as the Executive.</p>	<p>R.C. 173.38, 5164.342 Same as the Executive.</p>	<p>R.C. 173.38, 5164.342 Same as the Executive.</p>
<p>Fiscal effect: None.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>

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AGECD9 Notice of decision regarding certification or discipline

R.C. 173.391

Requires, rather than permits, ODA to notify a provider of community-based long-term care services of the following decisions reached without holding a hearing: decisions not to certify, and decisions to take disciplinary action.

Fiscal effect: Potential decrease in administrative hearing costs.

R.C. 173.391

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 173.391

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 173.391

Same as the Executive.

Fiscal effect: Same as the Executive.

AGECD11 Exception to required hearing regarding certification

R.C. 173.391

Exempts from hearing requirements certain ODA actions regarding the certification of a community-based long-term care provider if the provider's Medicaid provider agreement has been suspended.

Fiscal effect: Potential decrease in hearing costs.

R.C. 173.391

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 173.391

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 173.391

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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AGECD14 Health Services executive license and other changes

R.C. 4751.01, 109.572,149.43, 1347.08, 2925.01, 4743.02, 4751.01, 4751.041, 4751.043, 4751.044, 4751.04-4751.07, 4751.10-4751.12, 4751.14, 4751.99, 4751.102, 4751.202, 4751.21-4751.23, 4751.25, 4751.30, 4751.31, 4751.37, 4751.38, 4751.40, 4751.41, 4751.45, 4776.01, 4776.20, 5751.101, 5751.08, 5903.12 Repealed: 4751.02, 4751.04, 4751.09, Section 747.30

R.C. 4751.01, 109.572,149.43, 1347.08, 2925.01, 4743.02, 4751.01, 4751.041, 4751.043, 4751.044, 4751.04-4751.07, 4751.10-4751.12, 4751.14, 4751.99, 4751.102, 4751.202, 4751.21-4751.23, 4751.25, 4751.30, 4751.31, 4751.37, 4751.38, 4751.40, 4751.41, 4751.45, 4776.01, 4776.20, 5751.101, 5751.08, 5903.12 Repealed: 4751.02, 4751.04, 4751.09, Section 747.33

No provision.

Tasks the Board of Executives of Long-Term Services and Supports with issuing health services executive licenses and sets the requirements for issuance, renewal, and reinstatement of the license. Sets the fees as follows: \$100 for the initial license, \$50 for renewal, and \$100 to \$200 for reinstatement.

No provision.

Same as the House.

No provision.

Prohibits a person from knowingly using words or other devices to indicate that the person holds a health services executive license unless the person holds the license.

No provision.

Same as the House.

No provision.

Specifies that a health services executive license is not required to practice nursing home administration or serve in a leadership position in a long-term services and supports setting.

No provision.

Same as the House.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
No provision.	Revises the requirements for a standard nursing home administrator license, including raising the minimum age to 21 (from 18) and establishing a criminal records check requirement.	No provision.	Same as the House.
No provision.	Revises the requirements for an out-of-state and temporary nursing home administrator license, including establishing age, education, character, and criminal records check requirements. Increases the fee for the out-of-state license from \$150 to \$250.	No provision.	Same as the House.
No provision.	Eliminates annual certificates of registration for nursing home administrator licenses and instead makes standard and out-of-state licenses valid for one year.	No provision.	Same as the House.
No provision.	Establishes renewal procedures for nursing home administrator licenses.	No provision.	Same as the House.
No provision.	Requires applicants for a nursing home administrator license or health services executive license to use the same criminal records check process as for various occupational licenses.	No provision.	Same as the House.
No provision.	Revises the law governing complaints about nursing home administrators and extends it to health services executives.	No provision.	Same as the House.
No provision.	Permits any person to submit to the Board a complaint about a violation of the law governing nursing home administrators or health services executives.	No provision.	Same as the House.
No provision.	Requires the Board to receive, investigate, and take appropriate action for complaints.	No provision.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
No provision.	Authorizes the Board to question witnesses, conduct interviews, inspect and copy documents, issue subpoenas, and compel the attendance of witnesses and the production of documents and testimony.	No provision.	Same as the House.
No provision.	Permits, rather than requires, the Board to take certain disciplinary actions regarding individuals who apply for or hold a nursing home administrator license or a health services executive license.	No provision.	Same as the House.
No provision.	Revises the reasons for which disciplinary action may be taken and the types of disciplinary actions that may be taken.	No provision.	Same as the House.
No provision.	Applies the Board's authority to reissue a license that has been revoked for at least one year or to restore a felon's license when the felon is pardoned or receives a final release to the three types of nursing home administrator licenses (standard, out-of-state, and temporary) and health services executive licenses.	No provision.	Same as the House.
No provision.	Revises requirements regarding the display of licenses to require licensed nursing home administrators and licensed health services executives to display their license in the place where they practice.	No provision.	Same as the House.
No provision.	Revises the prohibitions regarding the practice of nursing home administration and the licenses needed to engage in that practice, including specifying that a person must knowingly violate a prohibition to be subject to a penalty.	No provision.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
No provision.	Provides that an administrator, owner, or officer of a hospice care program may be one of the Board's members who work in long-term services and supports settings, understand person-centered care, and have experience with a range of long-term services and supports settings.	No provision.	Same as the House.
No provision.	Relocates and reorganizes many statutory provisions governing the Board to modernize and clarify those statutes.	No provision.	Same as the House.
No provision.	Provides that the Board is not required to amend its rules for the sole purposes of updating citations to the authorizing statutes.	No provision.	Same as the House.
Fiscal effect: Potential impact on administrative expenses.			Fiscal effect: Same as the House.

AGECD1 Long-term care

Section: 209.20	Section: 209.20	Section: 209.20	Section: 209.20
Permits, pursuant to an interagency agreement, ODM to designate ODA to perform level of care assessments.	Same as the Executive.	Same as the Executive.	Same as the Executive.
Requires ODA to provide long-term care consultations to assist individuals in planning for their long-term health care needs.	Same as the Executive.	Same as the Executive.	Same as the Executive.
Requires ODA to administer the Medicaid waiver-funded PASSPORT Home Care Program, the Assisted Living Program, and PACE as delegated by ODM in an interagency agreement.	Same as the Executive.	Same as the Executive.	Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

AGECD2 Performance-based reimbursement

Section: 209.20

Permits ODA to design and utilize a payment method for PASSPORT Administrative Agencies (PAA) that includes a pay-for-performance incentive component that is earned by a PAA when defined consumer and policy outcomes are achieved.

Fiscal effect: Potential impact on earnings received by PAAs depending on whether or not the pay-for-performance is utilized and outcomes are achieved.

Section: 209.20

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 209.20

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 209.20

Same as the Executive.

Fiscal effect: Same as the Executive.

AGECD3 MyCare Ohio

Section: 209.30

Extends the authority of the Office of the State Long-Term Care Ombudsman to MyCare Ohio during the period of the federal financial alignment demonstration program.

Fiscal effect: Potential increase in administrative costs.

Section: 209.30

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 209.30

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 209.30

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

AGECD4 Senior Community Services

Section: 209.30

Permits GRF appropriation item 490411, Senior Community Services, to be used for programs, services, and activities designated by ODA.

Permits ODA to use these funds to provide grants to community organizations to support and expand evidence-based/informed programming.

Requires service priority to be given to low-income, high need, and/or cognitively impaired persons 60 years of age and older.

Section: 209.30

Same as the Executive.

Same as the Executive.

Same as the Executive.

Section: 209.30

Same as the Executive.

No provision.

Same as the Executive.

Section: 209.30

Same as the Executive.

Same as the Executive.

Same as the Executive.

AGECD5 National Senior Service Corps

Section: 209.30

Permits GRF appropriation item 490506, National Senior Service Corps, to be used by ODA to fund grants to organizations that receive federal funds from the Corporation for National and Community Service to support the following: (1) the Foster Grandparents Program; (2) the Senior Companion Program; and (3) the Retired Senior Volunteer Program.

Requires a grant recipient to use funds to support priorities established by ODA and the Ohio State Office of the Corporation for National and Community Service.

Section: 209.30

Same as the Executive.

Same as the Executive.

Section: 209.30

Same as the Executive.

Same as the Executive.

Section: 209.30

Same as the Executive.

Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

Specifies that neither ODA nor any area agencies on aging involved in the distribution of funds to lower-tiered grant recipients may use funds to cover administrative costs.

Same as the Executive.

Same as the Executive.

Same as the Executive.

AGECD6 Board of Executives of Long-Term Services and Supports

Section: 209.30

Permits DPF Fund 5MT0 appropriation item 490627, Board of Executives of Long-Term Care Services and Supports, to be used to administer and enforce the Nursing Home Administrators law and rules adopted under it.

Section: 209.30

Same as the Executive.

Section: 209.30

Same as the Executive.

Section: 209.30

Same as the Executive.

AGECD16 ~~VETOED~~ Assisted Living and PASSPORT Program Payment Rates

No provision.

Sections: 209.40, 209.60

[~~VETOED~~: Requires that the rates for each tier of assisted living services provided under the Assisted Living Program during FY 2020 and FY 2021 be at least 2.7% higher than the rates in effect on June 30, 2019.~~***~~]

Sections: 209.40, 209.60

Same as the House, but [~~VETOED~~: requires the rates to be increased by at least 5.1% instead.~~***~~]

Sections: 209.40, 209.60

Same as the Senate.

No provision.

[~~VETOED~~: Requires that the base and unit rates for home care attendant, personal care, and waiver nursing services provided under the PASSPORT program during FY 2020 and FY 2021 be at least 2.7% higher than the rates in effect on June 30, 2019.~~***~~]

Same as the House, but [~~VETOED~~: requires the rates to be increased by at least 5.1% instead.~~***~~]

Same as the Senate.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
No provision.	<p>No provision.</p> <p>Fiscal effect: Appropriations have been adjusted to Medicaid GRF line item 651525, Medicaid Health Care Services by approximately \$10.8 million (\$4.0 million state share) in each fiscal year. Individuals enrolled in the MyCare Ohio Waiver may also receive PASSPORT and Assisted Living services. Payments for MyCare Ohio services are provided under managed care. As a result of this provision, it is possible that MyCare Ohio costs may increase.</p>	<p>[**VETOED: Makes conforming changes related to the repeal of a law concerning Medicaid rates for aide and nursing services (see MCD71).**]</p> <p>Fiscal effect: Same as the House, but increases GRF line item 651525 by an additional \$8.7 million (\$3.2 million state share) in FY 2020 and \$9.2 million (\$3.4 million state share) in FY 2021 to account for the Senate changes.</p>	<p>Same as the Senate.</p> <p>Fiscal effect: Same as the Senate.</p>

AGECD13 **VETOED Home-delivered meals under PASSPORT**

No provision.	<p>Section: 209.50</p> <p>[**VETOED: Establishes the payment rates for home-delivered meals provided under the PASSPORT waiver program, during FY 2020 and FY 2021 as follows: \$7.19 per meal delivered daily by the provider or volunteer, \$6.99 per meal (chilled or frozen) delivered weekly by the provider or volunteer, and \$6.50 per meal (chilled or frozen) delivered weekly by a common carrier. (This provision is applied to certain other Medicaid waivers, see MCD56).**]</p>	<p>Section: 209.50</p> <p>Same as the House.</p>	<p>Section: 209.50</p> <p>Same as the House.</p>
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Executive

As Passed by the House

As Passed by the Senate

As Enacted

Fiscal effect: The current regular meal reimbursement is \$6.50. The provision would result in an increase in PASSPORT costs for meal reimbursements. The total cost will depend on the number of meals delivered at the higher rates.

Fiscal effect: Same as the House.

Fiscal effect: Same as the House.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

REPCD4 Health and Human Services Efficiencies and Alignment Study Committee

Section: 751.20

No provision.

Establishes the Health and Human Services Efficiencies and Alignment Study Committee to examine the alignment and administrative efficiencies within the state's health and human services agencies.

No provision.

No provision.

No provision.

Specifies that the Committee's membership include four legislative members (the chairs of the House Finance Subcommittee on Health and Human Services, the House Aging and Long Term Care Committee, the Senate Finance Subcommittee on Health and Medicaid, and Senate Health, Human Services and Medicaid Committee). Includes among the Committee membership directors or their designees from the following agencies: MCD, DOH, JFS, DDD, MHA, AGE, and offices within GOV (Recovery Ohio, Governor's Office of Children's Initiatives, and Innovate Ohio).

No provision.

No provision.

No provision.

Requires the Committee to produce a report of its recommendations regarding costs, benefits, and policies by December 31, 2020. Specifies that the Committee ceases to exist after submitting its report.

No provision.

No provision.

Fiscal effect: Participating agencies might incur some small cost for conducting the review and preparing the report.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
JCRCD4 Agency rule review for regulatory restrictions			
No provision.	No provision.	<p>Section: 121.95 Requires certain agencies to identify which of their rules contain regulatory restrictions and to produce an inventory of regulatory restrictions before December 31, 2019.</p>	<p>Section: 121.95 Same as the Senate.</p>
No provision.	No provision.	<p>Requires these agencies to post the inventory on their websites and transmit copies to JCARR. Requires JCARR to review the inventory and transmit it to the House Speaker and Senate President.</p>	Same as the Senate.
No provision.	No provision.	<p>Prohibits these agencies, during FYs 2020, 2021, 2022, and 2023, from adopting a new regulatory restriction unless they simultaneously remove two or more existing regulatory restrictions.</p> <p>Fiscal effect: Affected state agencies will incur administrative costs to develop and post the inventory and potentially to revise rules to comply with the limitations on regulatory restrictions. JCARR will incur administrative costs to review the inventories.</p>	<p>Same as the Senate.</p> <p>Fiscal effect: Same as the Senate.</p>

Executive

As Passed by the House

As Passed by the Senate

As Enacted

MCD39 **VETOED Automatic designation of authorized representatives**

<p>No provision.</p>	<p>R.C. 5160.48, 5160.01 [***VETOED: Specifies that, for an applicant for medical assistance who resides in a nursing facility or residential care facility that participates in the Assisted Living Program, the facility will be automatically designated as the individual's primary authorized representative at the time of the application for medical assistance, which permits the county department of job and family services to communicate with the facility regarding the application, as provided under existing law.***] Fiscal effect: None.</p>	<p>No provision.</p>	<p>R.C. 5160.48, 5160.01 Same as the House. Fiscal effect: Same as the House.</p>
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MCD56 **VETOED Home-delivered meals under Medicaid waivers**

<p>No provision.</p>	<p>R.C. 5166.04, Section 333.160 [***VETOED: Establishes the payment rates for home-delivered meals provided under MyCare Ohio and Ohio Home Care waiver programs, during FY 2020 and FY 2021 as follows: \$7.19 per meal delivered on a daily basis by a volunteer or employee of the provider, \$6.99 per meal (chilled or frozen) delivered weekly by the provider or volunteer, and \$6.50 per meal (chilled or frozen) delivered weekly by a common carrier. (This applies to PASSPORT as well, see AGECD13).***]</p>	<p>R.C. 5166.04, Section 333.160 Same as the House.</p>	<p>R.C. 5166.04, Section 333.160 Same as the House.</p>
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Executive	As Passed by the House	As Passed by the Senate	As Enacted
No provision.	<p data-bbox="712 300 1330 592">[***VETOED: Requires each home and community-based services Medicaid waiver program that covers home-delivered meals to provide for the meals to be delivered in a format and frequency consistent with individuals' needs and the individual who delivers the meals to meet face-to-face with the individual to whom the meals are delivered.***]</p> <p data-bbox="712 600 1330 885">Fiscal effect: The current regular meal reimbursement is \$6.50. The provision would result in an increase in meal reimbursement costs. The total cost will depend on the number of meals delivered at the higher rates. In addition, there could be an increase in costs to ensure formats and frequencies meet individual needs.</p>	<p data-bbox="1330 300 1948 341">Same as the House.</p> <p data-bbox="1330 600 1948 641">Fiscal effect: Same as the House.</p>	<p data-bbox="1948 300 2653 341">Same as the House.</p> <p data-bbox="1948 600 2653 641">Fiscal effect: Same as the House.</p>
MDCD71 **VETOED** Medicaid rates for personal care services			
No provision.	No provision.	<p data-bbox="1330 1031 1948 1063">R.C. 5166.09</p> <p data-bbox="1330 1071 1948 1388">[***VETOED: Requires that the Medicaid rates for personal care services provided under a Medicaid waiver that is an alternative to nursing facility services be increased annually beginning with FY 2022 by the difference between the Medicare skilled nursing facility market basket index and the same budget reduction adjustment factor used to determined nursing facilities' Medicaid rates.***]</p>	<p data-bbox="1948 1031 2653 1063">R.C. 5166.09</p> <p data-bbox="1948 1071 2653 1112">Same as the Senate.</p>

Executive

As Passed by the House

As Passed by the Senate

As Enacted

MCDCD41 Restrictions on offering snacks with home-delivered meals

No provision.

R.C. 5166.122, 5166.162

Prohibits entities that provide home-delivered meals under the Ohio Home Care and MyCare Ohio waiver programs from offering snacks unless the entities meet certain requirements regarding the snacks. (This applies to other programs, see AGECD12).

Fiscal effect: None.

No provision.

No provision.

MCDCD58 ~~VETOED~~ PASSPORT enhanced community living services

No provision.

Section: 333.55

[~~VETOED~~: Earmarks \$27,027 in each fiscal year from GRF appropriation item 651525, Medicaid Health Care Services, to increase the payment rates for enhanced community living services covered by the PASSPORT Program. ~~***~~]

Section: 333.55

Same as the House.

Section: 333.55

Same as the House.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DVSCD4 Temporary occupational license for military member and spouse

R.C. 4743.041, 4743.04, 4730.121, 4731.153, 4731.299, 4731.57, 4734.281, 4734.285, 4734.49, 4759.02, 4759.064, 4759.10, 4760.041, 4761.03, 4761.052, 4762.03, 4762.041, 4774.041, 4778.051, 4778.07, 4778.08, 4778.081, and 5903.04

No provision.

No provision.

Requires state occupational licensing agencies, under certain circumstances, to issue temporary licenses or certificates to members of the military and spouses who are licensed in another jurisdiction and have moved or will move to Ohio for duty. Requires state occupational licensing agencies to waive all fees associated with issuing these temporary licenses or certificates.

No provision.

No provision.

No provision.

Specifies that temporary licenses or certificates under the bill are to be issued to an individual for a duration of not more than six years.

No provision.

No provision.

No provision.

Allows a state licensing agency to deny or revoke a temporary license or certificate issued under the bill under certain circumstances.

No provision.

No provision.

No provision.

Requires the Director of DAS to prepare a report for each fiscal year on the number and type of temporary licenses or certificates issued during the fiscal year under the bill and provide the report to the Director of Veterans Services to

No provision.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
No provision.	No provision.	<p>make the report available to the public.</p> <p>Excludes the State Medical Board from the temporary license or certificate requirements. Instead, requires the State Medical Board, under certain circumstances, to issue expedited licenses by endorsement to members of the military and spouses who are licensed in another jurisdiction and have moved or will move to Ohio for duty.</p>	No provision.
No provision.	No provision.	<p>Requires the State Medical Board to waive the current law application fee for certain members of the military and spouses who apply for an expedited license to practice medicine and surgery or osteopathic medicine and surgery by endorsement.</p> <p>Fiscal effect: Various state occupational licensing agencies will incur administrative costs in implementing the temporary occupational licenses and certificates for military members and spouses. Their license fee revenues could also decrease.</p>	No provision.