

Executive

As Passed by the House

As Passed by the Senate

As Enacted

AGECD27 Ombudsperson Name Change to Ombudsman

R.C. 109.57, 1734.14, 173.17, 173.19-173.21, 173.23, 173.25-173.28, 173.60, 173.99, 3721.027, 3721.12, 3721.16, 4751.03, 5119.22, and 5165.69

R.C. 109.57, 1734.14, 173.17, 173.19-173.21, 173.23, 173.25-173.28, 173.99, 3721.027, 3721.12, 3721.16, 4751.03, 5119.22, and 5165.69

R.C. 109.57, 1734.14, 173.17, 173.19-173.21, 173.23, 173.25-173.28, 173.99, 3721.027, 3721.12, 3721.16, 4751.03, 5119.22, and 5165.69

No provision.

Replaces the word "ombudsperson" with "ombudsman."

Same as the House.

Same as the House.

**Fiscal effect: None.**

**Fiscal effect: Same as the House.**

**Fiscal effect: Same as the House.**

AGECD28 Age Requirements for Ohio Advisory Council on Aging Board Members

R.C. 173.03

R.C. 173.03

R.C. 173.03

No provision.

Reduces the current law age requirement for a majority of members of the Ohio Advisory Council on Aging from 60 to 50.

Same as the House.

Same as the House.

**Fiscal effect: None.**

**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

AGECD15 Long-Term Care Bed Fee Clarification

R.C. 173.26

Bases the annual fee (\$6 per bed) paid by long-term care facilities, and used for the costs of operating regional long-term care ombudsperson programs, on the number of beds a facility was licensed or otherwise authorized to maintain in the previous year, rather than the number of beds maintained for use by residents.

**Fiscal effect: According to ODA, this codifies current practice, so this provision is revenue neutral.**

R.C. 173.26

Same as the Executive, but changes the reference to "ombudsperson" to "ombudsman."

**Fiscal effect: Same as the Executive.**

R.C. 173.26

Same as the House.

**Fiscal effect: Same as the Executive.**

R.C. 173.26

Same as the House.

**Fiscal effect: Same as the Executive.**

AGECD21 Criminal Records Checks

R.C. 173.27, 109.57, 109.572, 173.14, 173.38-173.392, 3701.881, 5164.34, 5164.342, Sections 110.20-110.22

Makes a regional long-term care ombudsperson program the responsible party for the purposes of database reviews and criminal records checks for individuals who are under final consideration for employment with the regional program or employed by the regional program.

Revises the law governing database review and criminal records check requirements

R.C. 173.27, 109.57, 109.572, 173.38-173.392, 3701.881, 3721.121, 5164.34, 5164.342, Sections 110.20-110.22

Same as the Executive, but changes the reference to "ombudsperson" to "ombudsman."

Same as the Executive.

R.C. 173.27, 109.57, 109.572, 173.38-173.392, 3701.881, 3721.121, 5164.34, 5164.342, Sections 110.20-110.22

Same as the House.

Same as the Executive.

R.C. 173.27, 109.57, 109.572, 173.38-173.392, 3701.881, 3721.121, 5164.34, 5164.342, Sections 110.20-110.22

Same as the House.

Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<p>regarding community-based long-term care services available under programs ODA administers as follows:</p>			
<p>(1) Specifies that the requirements apply to a person applying for employment with, or referred by an employment service to, a community-based long-term care provider and, if the ODA Director rules so require, a person employed by (or referred to) such a provider when the person seeks or holds a direct-care position involving (a) in-person contact with one or more consumers or (b) access to one or more consumers' personal property or records.</p>	<p>(1) Same as the Executive.</p>	<p>(1) Same as the Executive, but exempts from these requirements a person whose sole duties are transporting individuals under county transit systems or regional transit authorities (R.C. Chapter 306.).</p>	<p>(1) Same as the Senate.</p>
<p>(2) Makes the requirements applicable to (a) persons under final consideration for employment in a direct-care position with an area agency on aging (AAA), PASSPORT administrative agency (PAA), or subcontractor of community-based long-term care services and (b) persons referred to an AAA, PAA, or subcontractor by an employment service for a direct-care position.</p>	<p>(2) Same as the Executive.</p>	<p>(2) Same as the Executive.</p>	<p>(2) Same as the Executive.</p>
<p>(3) Permits the ODA Director to adopt rules making the requirements applicable to a person (a) employed in a direct-care position by an AAA, PAA, or subcontractor or (b) working in a direct-care position following referral by an employment service to an AAA, PAA, or subcontractor.</p>	<p>(3) Same as the Executive.</p>	<p>(3) Same as the Executive.</p>	<p>(3) Same as the Executive.</p>

Executive	As Passed by the House	As Passed by the Senate	As Enacted
No provision.	Provides that the database review and criminal records check requirements for individuals applying for direct-care positions with community-based long-term care services providers do not apply to individuals subject to the criminal records check requirement for individuals applying for direct-care positions with nursing homes, residential care facilities, county or district homes, or other ODH-regulated long-term care facilities.	Same as the House, but exempts a person whose sole duties are transporting individuals under R.C. Chapter 306. from these requirements.	Same as the Senate.
No provision.	Provides that ODA or the ODA Director's designee may obtain the report of a criminal records check regarding an applicant for a direct-care position with an ODH-regulated long-term care facility if the facility is also a community-based long-term care services provider.	Same as the House, but exempts a person whose sole duties are transporting individuals under R.C. Chapter 306. from these requirements.	Same as the Senate.
<b>Fiscal effect: None, assuming the individual applying for employment paid for the actual criminal records check.</b>	<b>Fiscal effect: Same as the Executive.</b>	<b>Fiscal effect: Same as the Executive.</b>	<b>Fiscal effect: Same as the Executive.</b>

**AGECD26 Relocation of Law Governing ODA-Administered Home and Community-Based Service Programs**

R.C. 173.51, 173.522, 173.543	R.C. 173.51, 173.522, 173.543	R.C. 173.51, 173.522, 173.543	R.C. 173.51, 173.522, 173.543
Separates current law governing the Medicaid-funded and state-funded components of the PASSPORT and Assisted Living programs by reenacting the law governing the state-funded component in a new R.C. section.	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
Relocates current law governing the PASSPORT, Choices, and Assisted Living programs as part of the bill's reorganization of Medicaid law that is part of the creation of the Department of Medicaid. The LSC Bill Analysis for H.B. 59 contains tables showing the relocation of these sections in greater detail. The tables may be found under the heading "MEDICAL ASSISTANCE PROGRAMS RELOCATION TABLES."	Same as the Executive.	Same as the Executive.	Same as the Executive.

**AGECD17 Transfer of Participants from Choices to PASSPORT**

<b>R.C. 173.53</b>	<b>R.C. 173.53</b>	<b>R.C. 173.53</b>	<b>R.C. 173.53</b>
Provides that, if the Choices Program is terminated, ODA is authorized to do both of the following no sooner than six months before the program is terminated:	Same as the Executive.	Same as the Executive.	Same as the Executive.
(1) Suspend new enrollments in the program; and	(1) Same as the Executive.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Transfer existing program participants to either PASSPORT or the Unified Long-term Services and Support Medicaid Waiver Component (if it is created and PASSPORT is terminated).	(2) Same as the Executive.	(2) Same as the Executive.	(2) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<p><b>Fiscal effect: According to ODA, the consumer direction services currently provided under the Choices program will be provided statewide as a result of the Integrated Care Delivery System (ICDS). ODA anticipates an increase of \$2 million in FY 2014 and \$4.9 million in FY 2015 for actual services and an increase of \$700,000 in FY 2014 and \$1.8 million in FY 2015 for financial management services.</b></p>	<p><b>Fiscal effect: Same as the Executive.</b></p>	<p><b>Fiscal effect: Same as the Executive.</b></p>	<p><b>Fiscal effect: Same as the Executive.</b></p>
<p><b>AGECD22 State-funded PASSPORT and Assisted Living Program Appeals</b></p>			
<p><b>R.C. 173.56, 173.523, 173.545</b>                      Requires ODA to establish new procedures for appeals of adverse decisions concerning participation in the state-funded components of PASSPORT and Assisted Living.  <b>Fiscal effect: Potential decrease in administrative costs since the provision eliminates the requirement to hold administrative hearings regarding adverse decisions. However, ODA would still provide notice and an opportunity for hearing.</b></p>	<p><b>R.C. 173.56, 173.523, 173.545</b>                      Same as the Executive.  <b>Fiscal effect: Same as the Executive.</b></p>	<p><b>R.C. 173.56, 173.523, 173.545</b>                      Same as the Executive.  <b>Fiscal effect: Same as the Executive.</b></p>	<p><b>R.C. 173.56, 173.523, 173.545</b>                      Same as the Executive.  <b>Fiscal effect: Same as the Executive.</b></p>

Executive

As Passed by the House

As Passed by the Senate

As Enacted

AGECD24 Nursing Home Quality Initiative and Licensure Requirements

R.C. 173.60, 3721.072

Requires ODA to implement a nursing home quality initiative to improve person-centered care that nursing homes provide and make available a list of quality improvement projects under the initiative.

Requires nursing homes to do all of the following:

Beginning July 1, 2013, participate in at least one quality improvement project listed by ODA every two years.

Beginning July 1, 2015, do both of the following:

(1) Participate in advance care planning with all residents or their sponsors on admission and quarterly; and

(2) Prohibit the use of overhead paging except for matters of urgent public safety or urgent clinical operations.

**Fiscal effect: Potential increase in administrative costs if ODA monitors nursing home compliance.**

R.C. 173.60, 3721.072

Same as the Executive, but requires ODA to consult with representatives of nursing homes when developing the list and include projects that ODA and representatives agree should be on the list.

Same as the Executive.

Same as the Executive, but requires each nursing home to participate in at least one project every year rather than every two years. Clarifies that each nursing home is to select the project in which it will participate from a list made available by ODA.

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive, but permits overhead paging in accordance with nursing facilities' residents' preferences.

**Fiscal effect: Same as the Executive.**

No provision.

No provision.

No provision.

No provision.

(1) No provision.

(2) No provision.

R.C. 173.60, 3721.072

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

**Fiscal effect: Same as the Executive.**

Executive

As Passed by the House

As Passed by the Senate

As Enacted

AGECD14 Long-Term Care Consultations Annual Report

R.C. 173.425, (repealed)

Eliminates the requirement that ODA prepare an annual report on individuals who are the subjects of long-term care consultations and elect to receive home and community-based services covered by Medicaid-components administered by ODA.

**Fiscal effect: Minimal decrease in administrative expenses relating to producing the report.**

R.C. 173.425, (repealed)

Same as the Executive.

**Fiscal effect: Same as the Executive.**

R.C. 173.425, (repealed)

Same as the Executive.

**Fiscal effect: Same as the Executive.**

R.C. 173.425, (repealed)

Same as the Executive.

**Fiscal effect: Same as the Executive.**

AGECD18 Board of Executives of Long-Term Services and Supports

R.C. 4751.03, 149.43, 1347.08, 3701.83, 4751.01, 4751.02, 4751.04 - 4751.08, 4751.041, 4751.042, 4751.10 - 4751.14, Section 209.30 and 515.40

Renames the Board of Examiners of Nursing Home Administrators to the Board of Executives of Long-Term Services and Supports and transfers the Board from ODH to ODA.

Increases, from 9 to 11, the number of Board members and modifies the eligibility requirements for Board members. Provides that members of the existing Board of Examiners of Nursing Home Administrators

R.C. 4751.03, 149.43, 1347.08, 3701.83, 4751.01, 4751.02, 4751.04 - 4751.08, 4751.041, 4751.042, 4751.10 - 4751.14, Section 209.30 and 515.40

Same as the Executive.

Same as the Executive, but requires that one of the three board members who work in long-term services and supports settings that are not nursing homes must be a home health administrator, an owner of a home

R.C. 4751.03, 149.43, 1347.08, 4751.01, 4751.02, 4751.04 - 4751.08, 4751.041, 4751.042, 4751.10 - 4751.13, Section 515.40

Same as the Executive, but maintains the Board in the Department of Health rather than transferring it to ODA.

Same as the Executive.

R.C. 4751.03, 149.43, 1347.08, 3701.83, 4751.01, 4751.02, 4751.04 - 4751.08, 4751.041, 4751.042, 4751.10 - 4751.14, Section 209.30 and 515.40

Same as the Executive.

Same as the House.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<p>are to continue to serve on the renamed Board until their original terms expire and requires the Governor to make additional appointments to the new Board within 90 days after the bill's effective date.</p>	<p>health agency, or an officer of a home health agency.</p>		
<p>Requires the Board to enter into a written agreement with ODA to serve as the Board's fiscal agent. Specifies that the Board is to act in conjunction and consultation with its fiscal agent relative to fiscal matters and specifies that the Board is to cooperate with and inform the fiscal agent fully of all financial transactions.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive, but requires the Board to enter into a written agreement with the Department of Health and removes the requirement that the Board act in conjunction and consultation with its fiscal agent relative to fiscal matters and instead requires the Board to inform the fiscal agent of any financial transactions rather than to "cooperate with and inform" the fiscal agent of any financial transactions.</p>	<p>Same as the Executive.</p>
<p>Requires the Board to create opportunities for education, training, and credentialing of nursing home administrators and others in leadership positions in long-term services and supports settings.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Provides guidelines for the transition of the Board, including provisions governing the transfer of duties and obligations.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Creates the Board of Long-Term Services and Supports Fund and requires nursing home administrator license and registration fees to be deposited into this fund instead of General Operations Fund.</p>	<p>Same as the Executive.</p>	<p>No provision.</p>	<p>Same as the Executive.</p>
<p>Requires the ODH Director to certify to the OBM Director, the cash balance relating to the Board of Examiners of Nursing Home Administrators in the General Operations Fund (Fund 4700), used by ODH. Requires</p>	<p>Same as the Executive.</p>	<p>No provision.</p>	<p>Same as the Executive.</p>

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<p>the OBM Director, upon receipt of this certification, to transfer cash to the Board of Executives of Long-Term Services and Supports Fund (Fund 5MT0), used by ODA.</p> <p>Requires the OBM Director to cancel existing relevant encumbrances against SSR Fund 4700 appropriation item 440647, Fee Supported Programs, and reestablish them against SSR Fund 5MT0 appropriation item 490627, Board of Executives of LTSS. Appropriates any re-established encumbrances.</p> <p><b>Fiscal effect: Potential minimal administrative costs, however, the Board collects fees to cover program expenses.</b></p>	<p>Same as the Executive.</p> <p><b>Fiscal effect: Same as the Executive.</b></p>	<p>No provision.</p> <p><b>Fiscal effect: Same as the Executive.</b></p>	<p>Same as the Executive.</p> <p><b>Fiscal effect: Same as the Executive.</b></p>

AGECD1 Long-Term Care

Section: 209.20	Section: 209.20	Section: 209.20	Section: 209.20
<p>Requires ODA to provide long-term care consultations to assist individuals in planning for their long-term health care needs.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Requires ODA to administer PASSPORT, Choices, Assisted Living, and PACE as delegated in an interagency agreement with ODM.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Allows GRF appropriation item 656423, Long Term Care Program Support - State, and appropriation item 656623, Long Term Care Budget - Federal, to be used for administrative costs associated with operating PASSPORT, Choices, Assisted</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>

Executive

As Passed by the House

As Passed by the Senate

As Enacted

Living, and PACE.

**AGECD2 Performance-Based Reimbursement For PASSPORT**

**Section: 209.20**

Allows ODA to design and utilize a payment method for PASSPORT Administrative Agency (PAA) operations 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 component was established and whether or not outcomes were 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 Long-Term Care Ombudsman**

**Section: 209.30**

Requires GRF appropriation item 490410, Long-Term Care Ombudsman, to be used to fund ombudsman program activities.

Allows the State Ombudsman to explore the design of a payment method for the Ombudsman Program that includes a pay-for-performance incentive component that is earned by designated regional long-term care ombudsman programs.

**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
<p><b>Fiscal effect: Potential minimal administrative expenses for ODA for establishing the pay-for-performance incentive component; any such increase would be permissive. Potential impact on earnings received by PAAs depending on whether or not the pay-for-performance component was established and whether or not outcomes were achieved.</b></p>	<p><b>Fiscal effect: Same as the Executive.</b></p>	<p><b>Fiscal effect: Same as the Executive.</b></p>	<p><b>Fiscal effect: Same as the Executive.</b></p>
<p><b>AGECD4 Senior Community Services</b></p>			
<p><b>Section: 209.30</b> Requires GRF appropriation item 490411, Senior Community Services, to be used for services designated by ODA and further requires that service priority be given to low-income, frail, and cognitively impaired persons age 60 and over. Provides that cost sharing, including sliding fee payments, be promoted when possible.</p>	<p><b>Section: 209.30</b> Same as the Executive.</p>	<p><b>Section: 209.30</b> Same as the Executive.</p>	<p><b>Section: 209.30</b> Same as the Executive.</p>
<p><b>AGECD5 Alzheimer's Respite</b></p>			
<p><b>Section: 209.30</b> Requires GRF appropriation item 490414, Alzheimer's Respite, to be used to fund only Alzheimer's disease services.</p>	<p><b>Section: 209.30</b> Same as the Executive.</p>	<p><b>Section: 209.30</b> Same as the Executive.</p>	<p><b>Section: 209.30</b> Same as the Executive.</p>

Executive

As Passed by the House

As Passed by the Senate

As Enacted

**AGECD6 National Senior Service Corps**

**Section: 209.30**

Requires GRF appropriation item 490506, National Senior Service Corps, to be used to fund grants for three Corporation for National and Community/Senior Corps programs: (1) the Senior Companion Program; (2) the Retired Senior Volunteer Program; and (3) the Retired Senior Volunteer Program.

Requires grant recipients to use funds to support priorities established by ODA and the Ohio State Office of the Corporation for National and Community Service and requires the expenditure of funds to be in accordance with Senior Corps policies and procedures.

Specifies that neither ODA or any area agency on aging that is involved in the distribution of these funds to lower-tiered grant recipients may use funds to cover administrative costs.

**Section: 209.30**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**Section: 209.30**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**Section: 209.30**

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

**AGECD7 Senior Community Outreach and Education**

**Section: 209.30**

Permits appropriation item 490606, Senior Community Outreach and Education, to be used to provide training to workers in the aging field.

**Section: 209.30**

Same as the Executive.

**Section: 209.30**

Same as the Executive.

**Section: 209.30**

Same as the Executive.

**AGECD8 Transfer of Appropriations - Federal Independence Services and Federal Aging Grants**

**Section: 209.30**

Specifies that at the request of the ODA Director, the OBM Director may transfer appropriation between appropriation item 490612, Federal Independence Services, and appropriation item 490618, Federal Aging Grants. Limits the amounts transferred to no more than 30% of the appropriation from which the transfer was made. Requires such transfers be reported at the next scheduled Controlling Board meeting.

**Section: 209.30**

Same as the Executive.

**Section: 209.30**

Same as the Executive.

**Section: 209.30**

Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<b>AGECD9 Regional Long-Term Care Ombudsman Program</b>			
<p><b>Section: 209.30</b></p> <p>Requires that appropriation item 490609, Regional Long-Term Care Ombudsman, be used to pay the costs of operating the regional long-term care ombudsman programs designated by the State Long-Term Care Ombudsman.</p>	<p><b>Section: 209.30</b></p> <p>Same as the Executive.</p>	<p><b>Section: 209.30</b></p> <p>Same as the Executive.</p>	<p><b>Section: 209.30</b></p> <p>Same as the Executive.</p>
<b>AGECD10 Transfer of Resident Protection Funds</b>			
<p><b>Section: 209.30</b></p> <p>Allows the OBM Director to transfer \$1.25 million in each fiscal year from the Resident Protection Fund (Fund 4E30), used by the Department of Medicaid, to the Ombudsman Support Fund (Fund 5BA0), which is used by ODA.</p>	<p><b>Section: 209.30</b></p> <p>Same as the Executive.</p>	<p><b>Section: 209.30</b></p> <p>Same as the Executive, but instead allows for the transfer of \$550,000 in each fiscal year.</p>	<p><b>Section: 209.30</b></p> <p>Same as the Executive.</p>
<p>Allows the ODA Director and the Office of the State Long-Term Care Ombudsman to use moneys in the Ombudsman Support Fund (Fund 5BA0) to implement a nursing home quality initiative.</p>	<p>Same as the Executive.</p>	<p>No provision.</p>	<p>Same as the Executive.</p>

Executive

As Passed by the House

As Passed by the Senate

As Enacted

**AGECD11 Long-Term Care Consumers Guide**

**Section: 209.30**

Requires that appropriation item 490613, Long-Term Care Consumers Guide, be used to conduct annual consumer satisfaction surveys and to pay for other administrative expenses related to the publication of the Ohio Long-Term Care Consumer Guide.

**Section: 209.30**

Same as the Executive.

**Section: 209.30**

Same as the Executive.

**Section: 209.30**

Same as the Executive.

**AGECD19 Department of Aging's Appropriation Item Structure**

**Section: 209.40**

Permits the OBM Director, upon request from the ODA Director, to establish new funds, new appropriation items, and appropriations in order to support the transition to a new appropriation item structure in ODA's budget. Permits the OBM Director, upon request from the ODA Director, to transfer appropriations between GRF appropriation items, transfer cash between any funds used by ODH, abolish existing funds used by ODA, and cancel and reestablish encumbrances. Specifies that any appropriations established by the OBM Director are appropriated.

**Section: 209.40**

Same as the Executive, but requires Controlling Board approval before the establishment of new funds or appropriation items, any transfers of appropriations or cash, or any increases in appropriations that are to occur to support the transition to a new appropriation item structure rather than appropriates any appropriations established by the OBM Director.

**Section: 209.40**

Same as the House.

**Section: 209.40**

Same as the House.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<b>AGECD20 Updating Authorizing Statute Citations</b>			
<p><b>Section: 209.50</b></p> <p>Specifies that an "authorizing statute" is a Revised Code section or provision that is cited in the Ohio Administrative Code as the statute that authorizes the adoption of a rule. Specifies that the ODA Director is not required to amend any rule for the sole purpose of updating the citation in the Ohio Administrative Code to the rule's authorizing statute to reflect that this act renumbers the authorizing statute or relocates it to another Revised Code section. Requires such citations to be updated as the Director amends the rules for other purposes.</p> <p><b>Fiscal effect: None.</b></p>	<p><b>Section: 209.50</b></p> <p>Same as the Executive.</p> <p><b>Fiscal effect: Same as the Executive.</b></p>	<p><b>Section: 209.50</b></p> <p>Same as the Executive.</p> <p><b>Fiscal effect: Same as the Executive.</b></p>	<p><b>Section: 209.50</b></p> <p>Same as the Executive.</p> <p><b>Fiscal effect: Same as the Executive.</b></p>

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<b>OBMCD35 Correction of Accounting Entries Related to Medicaid Line Item Restructure Implementation</b>			
No provision.	No provision.	No provision.	<p><b>Section: 227.10</b></p> <p>Allows the OBM Director to recode certain transactions for Medicaid-related expenditures between appropriation items made in error during implementation of the statewide Medicaid line item restructuring and transactions made to appropriation items that received no new appropriation in FY 2014 and FY 2015, upon request from any of the Directors of Medicaid, Health, Mental Health and Addiction Services, Aging, Developmental Disabilities, or Job and Family Services.</p>

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<b>DDDCD31 Department of Developmental Disabilities' Appropriation Item Structure</b>			
<p><b>Section: 259.190</b></p> <p>Allows the OBM Director, upon request of the ODODD Director, to establish new funds, new appropriation items, and appropriations in order to support the transition to a new appropriation item structure in ODODD's budget. Allows the OBM Director, upon request of the ODODD Director, to transfer appropriations between GRF appropriation items, transfer cash between any funds used by ODODD, abolish existing funds used by ODODD, and cancel and reestablish encumbrances. Appropriates any appropriations established by the OBM Director.</p>	<p><b>Section: 259.190</b></p> <p>Same as the Executive, but does not appropriate any appropriations established by the OBM Director and instead, specifies that Controlling Board approval is required before any new funds or appropriation items are established, and before any transfers of appropriations or cash or increases in appropriations are made in accordance with this section</p>	<p><b>Section: 259.190</b></p> <p>Same as the House.</p>	<p><b>Section: 259.190</b></p> <p>Same as the House.</p>

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DOHCD21 Nursing Facilities' Plans of Correction

R.C. 5165.69

Revises as follows the law governing the plan of correction a nursing facility must submit to ODH when the facility receives a statement of deficiencies:

(1) Requires a plan of correction to include additional information, including a detailed description of an ongoing monitoring and improvement process to be used at the nursing facility.

(2) Requires the Department to consult with Department of Medicaid, Department of Aging, and the Office of the State Long-Term Care Ombudsman program when determining whether a plan of correction or modification of an existing plan conforms to the requirements for approval if the plan concerns a finding assigned a severity level indicating that a resident was harmed or immediate jeopardy exists.

(3) No provision.

R.C. 5165.69

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive, but changes the name of the "ombudsperson" to the "ombudsman."

(3) No provision.

R.C. 5165.69

Same as the Executive.

(1) No provision.

(2) No provision.

(3) Requires a plan of correction regarding a finding assigned a severity level indicating that a resident was harmed or immediate jeopardy exists to include, beginning one year after federal regulations promulgated under the Quality Assurance and Performance Improvement (QAPI) program

R.C. 5165.69

Same as the Executive.

(1) Same as the Executive, but specifies that a detailed analysis of the facts and circumstances of a finding assigned a severity level indicating that a resident was harmed or immediate jeopardy exists is to include identification of its cause rather than its root cause.

(2) Same as the House, but permits rather than requires the consultation among other entities and provides that ODH has sole authority to make the determination.

(3) No provision.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<p><b>Fiscal effect: Potential minimal increase in administrative costs.</b></p>	<p><b>Fiscal effect: Same as the Executive.</b></p>	<p><b>Fiscal effect: Same as the Executive.</b></p>	<p><b>Fiscal effect: Same as the Executive.</b></p>
<p><b>DOHCD22 Direct Care Workers</b></p>			
<p><b>R.C. 3701.95, 191.061, 5164.83</b>                      Requires, not later than October 1, 2014, the ODH Director to establish a direct care worker certification program and authorizes the Director to adopt rules as necessary to implement the program.</p> <p>Prohibits, on or after October 1, 2015, the ODM Director from making a Medicaid payment to a direct care worker for a direct care service or entering into a Medicaid provider agreement with the worker unless core competencies described in an operating protocol developed by the OHT Executive Director or the Executive Director's designee, in consultation with the ODM Director and the directors of ODA, ODODD, ODMHAS, and ODH are met.</p> <p>No provision.</p>	<p><b>R.C. 3701.95, 191.061, 5164.83</b>                      Same as the Executive.</p> <p>Same as the Executive.</p> <p>No provision.</p>	<p><b>Section: 323.234</b>                      No provision.</p> <p>No provision.</p> <p>Creates the Direct Care Worker Advisory Workgroup, with the OHT Executive Director or the Executive Director's designee as chairperson, and specifies the membership</p>	<p><b>Section: 323.234</b>                      No provision.</p> <p>No provision.</p> <p>Same as the Senate.</p>

Executive	As Passed by the House	As Passed by the Senate	As Enacted
No provision.	No provision.	and duties of the Workgroup. Requires ODH and ODM to provide staff and other support services.	Same as the Senate.
No provision.	No provision.	Requires the Workgroup, not later than December 31, 2013, to submit a report to the General Assembly describing its findings and recommendations.	Same as the Senate.
No provision.	No provision.	Specifies that it is the intent of the General Assembly to enact legislation in the future regarding certification of direct care workers and Medicaid payments for direct care services provided by those workers. Specifies that the legislation is intended to (1) require the ODH Director to establish, not later than October 1, 2014, a direct care worker certification program that applies to the workers designated by the Workgroup and (2) prohibit ODM, beginning October 1, 2015, from allowing a direct or indirect payment to be made for direct care services provided by a direct care worker to whom the certification program applies unless the worker is appropriately certified under that program.	Same as the Senate.
<b>Fiscal effect: Potential administrative costs.</b>	<b>Fiscal effect: Same as the Executive.</b>	<b>Fiscal effect: Potential administrative costs for ODH and ODM associated with the Workgroup. Potential impact in the future depending on legislation.</b>	<b>Fiscal effect: Same as the Senate.</b>

Executive

As Passed by the House

As Passed by the Senate

As Enacted

**MCD6 System for Award Management Web Site**

R.C. 173.27, 173.394, 3701.881, 5164.342

Specifies (for the purpose of certain criminal records checks regarding employment with the State Long-Term Care Ombudsperson program, community-based long-term care agencies, home health agencies, and providers of certain Medicaid-covered home and community-based services) that the Excluded Parties List System reviewed as part of the criminal records checks is available at the federal web site known as the System for Award Management.

Same as the Executive, but replaces the word "ombudsperson" with "ombudsman."

Same as the House.

Same as the House.

**Fiscal effect: None.**

**Fiscal effect: Same as the Executive.**

**Fiscal effect: Same as the Executive.**

**Fiscal effect: Same as the Executive.**

**MCD7 Assisted Living Program Assessments**

R.C. 173.546, 173.42, 173.54, 173.541, 173.544

Requires an applicant for the Medicaid-funded or state-funded component of the Assisted Living program to undergo an assessment to determine whether the applicant needs an intermediate level of care.

Same as the Executive.

Same as the Executive.

Same as the Executive.

**Fiscal effect: Minimal increase in administrative costs.**

**Fiscal effect: Same as the Executive.**

**Fiscal effect: Same as the Executive.**

**Fiscal effect: Same as the Executive.**

Executive

As Passed by the House

As Passed by the Senate

As Enacted

**MCDCD90 Schedule II Prescriptive Authority for APN and PA**

<p>No provision.</p>	<p><b>R.C. 4723.481, 4730.411</b>                  Adds residential care facilities to the list of locations from which an advanced practice registered nurse or physician assistant with prescriptive authority may prescribe schedule II controlled substances without restrictions.  <b>Fiscal effect: None.</b></p>	<p>No provision.</p>	<p>No provision.</p>
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**MCDCD2 Integrated Care Delivery System Medicaid Waiver**

<p><b>R.C. 5166.16</b>                  Permits the ODM Director to seek federal approval to create, as part of the Integrated Care Delivery System (ICDS), a Medicaid waiver program providing home and community-based services.</p>	<p><b>R.C. 5166.16</b>                  Same as the Executive.</p>	<p><b>R.C. 5166.16</b>                  Same as the Executive.</p>	<p><b>R.C. 5166.16</b>                  Same as the Executive.</p>
<p>Provides for eligible ICDS participants to be enrolled in the ICDS Medicaid waiver program instead of any of the following: (1) the Medicaid-funded component of the PASSPORT program, (2) the Choices program, (3) the Medicaid-funded component of the Assisted Living program, (4) the Ohio Home Care program, and (5) the Ohio Transitions II Aging Carve-Out program.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<b>MCD3CD Home Care Attendant Services</b>			
<p>R.C. 5166.30, 5166.301, 5166.302, 5166.305 - 5166.307, 5166.309, 5166.3010, 5111.8811 (repealed)</p>	<p>R.C. 5166.30, 5166.301, 5166.302, 5166.305 - 5166.307, 5166.309, 5166.3010, 5111.8811 (repealed)</p>	<p>R.C. 5166.30, 5166.301, 5166.302, 5166.305 - 5166.307, 5166.309, 5166.3010, 5111.8811 (repealed)</p>	<p>R.C. 5166.30, 5166.301, 5166.302, 5166.305 - 5166.307, 5166.309, 5166.3010, 5111.8811 (repealed)</p>
<p>Requires the ODM Director to seek federal approval to have the following additional Medicaid waiver programs cover home care attendant services:                      (1) The Medicaid-funded component of the PASSPORT program;                      (2) The ICDS Medicaid waiver program.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p><b>Fiscal effect: None.</b></p>	<p><b>Fiscal effect: Same as the Executive.</b></p>	<p><b>Fiscal effect: Same as the Executive.</b></p>	<p><b>Fiscal effect: Same as the Executive.</b></p>
<b>MCD55 Unified Long Term Care</b>			
<p><b>Section: 323.50</b></p>	<p><b>Section: 323.50</b></p>	<p><b>Section: 323.50</b></p>	<p><b>Section: 323.50</b></p>
<p>Permits appropriation item 651425, Medicaid Program Support - State, to be used to (1) provide preadmission screening and resident review, (2) assess and provide long-term care consultations, (3) provide nonwaiver funded PASSPORT and assisted living services to certain persons.</p>	<p>Same as the Executive, but specifies that GRF appropriation item 651525, Medicaid/Health Care Services, may be used to provide the nonwaiver funded PASSPORT and assisted living services to certain persons instead of appropriation item 651425.</p>	<p>Same as the House.</p>	<p>Same as the House.</p>
<p>Requires appropriation item 651425, Medicaid Program Support - State, to be used to provide (1) the required state match for federal Medicaid funds supporting the Medicaid waiver-funded PASSPORT</p>	<p>Same as the Executive, but requires GRF appropriation item 651525, Medicaid/Health Care Services, to be used to provide the federal matching share of program costs determined by ODM to be eligible for</p>	<p>Same as the House.</p>	<p>Same as the House.</p>

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<p>program, the Choices program, the Assisted Living program, and the PACE program, and (2) the federal matching share of program costs determined by ODM to be eligible for Medicaid reimbursement for the PASSPORT program, the Choices program, the Assisted Living program, and the PACE program.</p>	<p>Medicaid reimbursement for the PASSPORT program, the Choices program, the Assisted Living program, and the PACE program instead of appropriation item 651425.</p>		
<p><b>MCD92 PASSPORT Administrative Agency Site Operations</b></p>			
<p>No provision.</p>	<p><b>Section: 323.53</b>                      Specifies that the spending for PASSPORT Administrative Agencies' site operating functions relating to screening, assessments, general administrative, and provider relations for PASSPORT, Choices, Assisted Living, and PACE are to be 105% of the level provided in FY 2013.   <b>Fiscal effect: According to the Association of Area Agencies on Aging, this will increase costs by \$1.8 million in each fiscal year (\$900,000 state share). The appropriations for line items 651425, Medicaid Program Support - State, and 651624, Medicaid Program Support - Federal, have been adjusted to account for these increases.</b></p>	<p><b>Section: 323.53</b>                      Same as the House.   <b>Fiscal effect: Same as the House.</b></p>	<p><b>Section: 323.53</b>                      Same as the House.   <b>Fiscal effect: Same as the House.</b></p>

Executive

As Passed by the House

As Passed by the Senate

As Enacted

**MCD42 Expansion of PACE**

**Section: 323.120**

Permits the ODA Director, in consultation with the ODM Director, to expand the PACE program to new regions of Ohio under certain circumstances.

**Fiscal effect: Permissive.**

**Section: 323.120**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

No provision.

No provision.

**MCD44 Rebalancing Long-Term Care**

**Section: 323.160**

Requires ODM, ODA, and ODODD to have, by June 30, 2015 (extended from June 30, 2013), non-institutionally based long-term service used by (1) at least 50% of Medicaid recipients who are age 60 or older and need long-term services and (2) at least 60% of Medicaid recipients who are under age 60 and have cognitive or physical disabilities for which long-term services are needed.

Permits ODM to apply to participate in the federal Balancing Incentive Payments Program.

Permits the OBM Director, at the request of the Medicaid Director, to authorize additional expenditures of \$10 million from appropriation item 651425, Medicaid Program Support - State, and \$10 million from appropriation item 651624, Medicaid

**Section: 323.160**

Same as the Executive.

Same as the Executive.

No provision.

**Section: 323.160**

Same as the Executive.

Same as the Executive.

No provision.

**Section: 323.160**

Same as the Executive.

Same as the Executive.

No provision.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<p>Program Support - Federal, in each fiscal year to administer BIPP. Appropriates any amounts authorized.</p> <p>Requires any enhanced federal financial participation funds received by the state to be deposited into the GRF. Increases appropriations in appropriation item 651625 by the amount deposited.</p> <p><b>Fiscal effect: Savings of \$120 million state share over the biennium. The Medicaid appropriations have been adjusted to account for these savings.</b></p>	<p>No provision.</p> <p><b>Fiscal effect: Same as the Executive.</b></p>	<p>No provision.</p> <p><b>Fiscal effect: Same as the Executive.</b></p>	<p>No provision.</p> <p><b>Fiscal effect: Same as the Executive.</b></p>
<b>MCD93 Payment Rates for PASSPORT Services</b>			
<p>No provision.</p>	<p><b>Section: 323.263</b></p> <p>Requires the Medicaid payment rates for services provided under the PASSPORT program, other than adult day-care services, during FY 2014 and FY 2015 to be not less than 98.5% of the Medicaid payment rates for the services in effect on June 30, 2011.</p>	<p><b>Section: 323.263</b></p> <p>Same as the House.</p>	<p><b>Section: 323.263</b></p> <p>Same as the House.</p>
<p>No provision.</p>	<p>Requires the Medicaid payment rates for adult day-care services provided under the PASSPORT program during FY 2014 and FY 2015 to be 20% higher than the amount of the Medicaid payment rates for the services in effect on June 30, 2013.</p>	<p>Same as the House.</p>	<p>Same as the House.</p>

Executive	As Passed by the House	As Passed by the Senate	As Enacted
	<p>Fiscal effect: According to ODA, the increase relating to adult day-care services will be \$2.7 million in each fiscal year (\$975,120 state share). This provision was not in the As Introduced version of the bill, but according to ODA and the Office of Health Transformation, it was scheduled to occur in FY 2014 and FY 2015. According to the Association of Area Agencies on Aging, the increase for other services is estimated to cost \$7.2 million in FY 2014 and \$5.5 million in FY 2015 (\$2.7 million state share each year). The appropriations for GRF item 651525, Medicaid/Health Care Services, have been adjusted to account for these increases.</p>	<p>Fiscal effect: Same as the House.</p>	<p>Fiscal effect: Same as the House.</p>