Executive	As Passed by the House

General

JFSCD24 Joint County Departments of Job and Family Services

R.C. *329.40, 329.01, 329.41, 329.42, 329.43, 329.44, 329.45, 329.46, 330.04, 5101.01*

Permits the boards of county commissioners of any two or more counties (rather than only Hocking, Ross, and Vinton counties) to enter into a written agreement to form a joint CDJFS.	No provision. Included in H.B. 509, As Introduced.
Fiscal effect: Potential decrease in administrative costs for counties that form a joint CDJFS.	

JFSCD25 Rules Governing Ohio Works First Erroneous Payments

R.C. *5107.05*	R.C. *5107.05*
Permits ODJFS to adopt rules providing that a CDJFS is not required to take action to recover erroneous payments made under Ohio Works First (rather than rules under which a CDJFS is not required to recover erroneous Ohio Works First payments that are below an amount ODJFS specifies).	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House

Child Care

JFSCD26 Suspension of Publicly Funded Child Care Contracts

R.C. *5104.37*	R.C. *5104.37*
Requires ODJFS to suspend a contract to provide publicly funded child care if (1) the provider receives an improper payment, or (2) ODJFS receives notice that the provider has been charged with certain criminal offenses.	Same as the Executive.
Requires that the suspension continue until the investigation or criminal proceedings are completed or, if ODJFS seeks to terminate the suspended contract, until the termination process is completed.	Same as the Executive.
Prohibits a suspended provider from providing publicly funded child care.	Same as the Executive.
Requires ODJFS to withhold payment for publicly funded child care provided by a suspended provider.	Same as the Executive.
Requires ODJFS to notify an eligible provider within five days that the provider's contract has been suspended.	Same as the Executive.
Fiscal effect: None. ODJFS currently has authority to withhold any money due to publicly funded child care providers and recover through any appropriate method any money erroneously paid if evidence exists of less than full compliance with state laws and rules.	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House
Child Welfare and Adoption	
JFSCD32 Public Children Services Agency Appeals	
	R.C. *2501.02, 5153.18*
No provision.	Grants a court of appeals jurisdiction over any appeal brought by any party, including a public children services agency, in relation to a ruling on a motion to modify a prior dispositional order.
No provision.	Provides that a public children services agency has a substantial right in protecting alleged abused, neglected, or dependent children and in achieving permanency for a child committed to the agency.
	Fiscal effect: None.
JFSCD28 Title XX State Plan and Reporting	
R.C. *5101.46*	R.C. *5101.46*
Requires ODJFS prepare an annual, rather than a biennial, Title XX social services plan and that ODJFS report on the use of Title XX funds each federal fiscal year, rather than each state fiscal year.	Same as the Executive.
Makes corresponding changes for other state departments and local agencies that are required to submit information needed to prepare the annual plan and report.	Same as the Executive.
Fiscal effect: None. Brings Ohio's reporting practices into compliance with federal requirements.	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House
Medicaid	
JFSCD9 Uniform Eligibility Standards and Procedures	
R.C. *121.35*	R.C. *121.35*
Requires the Departments of Aging, Alcohol and Drug Addiction Services, Development, Developmental Disabilities, Education, Health, Job and Family Services, Mental Health, and Rehabilitation Services Commission to collaborate to revise eligibility standards and eligibility determination procedures of programs they administer for the purpose of making the standards and procedures more uniform.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
JFSCD12 Identification of Health Transformation Initiatives and Adoption of Operating Protocols for State Agencies	
R.C. *191.06*	R.C. *191.06*
Authorizes the OHT Executive Director or the Director's designee to facilitate the coordination of operations and exchange of information between certain state agencies.	Same as the Executive.
Requires the OHT Executive Director or the Director's designee to identify each health transformation initiative in Ohio that involves the participation of two or more state agencies and that permits or requires an interagency agreement to be entered into for purposes of specifying each participating agency's role in the initiative or facilitating the exchange of data or other information for the initiative.	Same as the Executive.
Requires the OHT Executive Director or the Director's designee to adopt, in consultation with each participating	Same as the Executive.

Executive	As Passed by the House
agency, one or more operating protocols for each health transformation initiative identified as described above.	
Specifies that provisions in an operating protocol supersede any conflicting provisions in an interagency agreement.	Same as the Executive.
Specifies certain terms an operating protocol is required and permitted to include.	Same as the Executive.
Specifies that an operating protocol has the same force and effect as an interagency agreement or data sharing agreement, and requires each participating agency to comply with it.	Same as the Executive.
Requires the ODJFS Director to determine whether a waiver of federal Medicaid requirements or a Medicaid state plan amendment is necessary to fulfill the bill's requirements and to apply for such a waiver or amendment if necessary.	Same as the Executive.
Fiscal effect: Potential increase in administrative costs if a waiver of federal Medicaid requirements or a Medicaid state plan amendment are needed.	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House
JFSCD13 Exchange of Protected Health Information and Personally Identifiable Information Related to and in Support of Health Transformation Initiatives	
R.C. *191.06*	R.C. *191.06*
Authorizes, in accordance with federal laws governing the confidentiality of individually identifiable information, certain state agencies (participating agencies) to exchange "protected health information" (as that term is defined in regulations promulgated under the Health Insurance Portability and Accountability Act of 1996 (HIPAA)) with each other relating to eligibility for or enrollment in a health plan or relating to participation in a government program providing public benefits if the exchange of information is necessary for (1) operating a "health plan" (as defined in HIPAA regulations) or (2) coordinating, or improving the administration or management of, the health care-related functions of at least one government program providing public benefits.	Same as the Executive.
Authorizes, only for FY 2013, a participating state agency to exchange "personally identifiable information" (as defined by the bill) for purposes related to and in support of a health transformation initiative identified by the OHT Executive Director.	Same as the Executive.
Imposes certain conditions on a participating agency's use or disclosure of personally identifiable information, including:	Same as the Executive.
(1) Requires each participating agency to use or disclose the information as permitted or required by state and federal law;	(1) Same as the Executive.
(2) Requires the use or disclosure to be in accordance with all applicable operating protocols for health transformation	(2) Same as the Executive.

Executive	As Passed by the House
initiatives adopted by the OHT Executive Director or the Director's designee, if the information is obtained during FY 2013 from an exchange of information between participating agencies.	
(3) Requires a participating agency (other than ODJFS) that uses or discloses protected health information relating to Medicaid recipients to comply with all state and federal laws that apply to ODJFS when ODJFS uses or discloses protected health information.	(3) Same as the Executive.
(4) Requires a participating agency to implement administrative, physical, and technical safeguards for purposes of protecting the confidentiality, integrity, and availability of personally identifiable information the creation, receipt, maintenance, or transmittal of which is affected or governed by an operating protocol for a health transformation initiative.	(4) Same as the Executive.
(5) Specifies steps a participating agency must take when it discovers an unauthorized use or disclosure of unsecured individually identifiable health information.	(5) Same as the Executive.
(6) Requires a participating agency to make available to the OHT Executive Director or the Director's designee, and to any other state or federal governmental entity required by law to have access on that entity's request, all internal practices, records, and documentation relating to personally identifiable information it receives, uses, or discloses that is affected or governed by an operating protocol for a health transformation initiative.	(6) Same as the Executive.
(7) Requires a participating agency to return or destroy all personally identifiable information received directly from or on behalf of another participating agency when an operating protocol for a health transformation initiative	(7) Same as the Executive.

Executive	As Passed by the House
terminates or expires if the return or destruction is feasible.	
(8) Requires, if a participating agency enters into a business associate agreement or subcontract, the business associate or subcontractor to comply with the bill's provisions governing the use or disclosure of personally identifiable information as if the business associate or subcontractor were a state agency.	(8) Same as the Executive.
Fiscal effect: None. Generally brings Ohio law into compliance with federal law.	**Fiscal effect: Same as the Executive.**

JFSCD8 Indirect Guarantee Test Regarding Franchise Permit Fees

R.C. *3721.51, 5112.31*	R.C. *3721.51, 5112.31*
Requires ODJFS to recalculate franchise permit fees when conditions of existing law are met and 75% or more of the total number of nursing homes, hospital long-term care units, and intermediate care facilities for the mentally retarded receive enhanced Medicaid payments or other state payments equal to 75% or more of their franchise permit fees.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

JFSCD14 Use and Disclosure of Protected Health Information by Covered Entities

R.C. *3798.01, 3798.02, 3798.03, 3798.04, 3798.06, 3798.08, 3798.12, 3798.13*	R.C. *3798.01, 3798.02, 3798.03, 3798.04, 3798.06, 3798.07, 3798.08, 3798.12, 3798.13*
Enacts, into state law, federal requirements for a covered entity's (as defined by the HIPAA Privacy Rule) use and disclosure of protected health information.	Same as the Executive.
Specifies that any state or local requirement that conflicts with the state law requirements referenced above, or that conflicts with other provisions of the bill pertaining to the	Same as the Executive.

Executive	As Passed by the House
confidentiality, privacy, security, or privileged status of protected health information, is generally unenforceable.	
Restricts the circumstances under which a covered entity may disclose protected health information to an "approved health information exchange" (see section titled "Approved Health Information Exchanges") without valid authorization from the individual who is the subject of the information or the individual's personal representative.	Same as the Executive, but instead expresses some of the restrictions as conditions on disclosure.
Specifies that a covered entity that accesses or discloses protected health information in conformance with the bill is immune from civil liability, criminal prosecution, and professional disciplinary action arising out of or relating to the access or disclosure.	Same as the Executive.
No provision.	Specifies that an approved health information exchange is immune from civil liability and not subject to criminal prosecution arising out of or related to a covered entity's disclosure of protected health information to the exchange, or use of protected health information accessed from the exchange, if the disclosure or use complies with the bill.
Fiscal effect: None. Generally brings Ohio law into compliance with federal law.	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House
JFSCD16 Approved Health Information Exchanges	
R.C. *3798.14, 3798.16*	R.C. *3798.01, 3798.14, 3798.15, 3798.16*
Defines a "health information exchange" as any person or government entity in Ohio that (1) operates a technical infrastructure for the electronic movement of health information among covered entities, and (2) establishes and enforces policies governing the use of the technical infrastructure that is operated.	Replaces the Executive provision with a provision that defines a "health information exchange" as any person or governmental entity that provides in Ohio a technical infrastructure to connect computer systems or other electronic devices used by covered entities to facilitate the secure transmission of health information, and specifies that it excludes health care providers engaged in direct exchange, including direct exchange through the use of a health information service provider.
Defines an "approved health information exchange" as a health information exchange that has been approved or reapproved by the ODJFS Director pursuant to the approval or reapproval process the ODJFS Director must establish in rules required by the bill.	Same as the Executive, but specifies that an "approved health information exchange" may also be a health information exchange certified by the Office of the National Coordinator for Health Information Technology in the U.S. Department of Health and Human Services.
Authorizes the ODJFS Director, in consultation with OHT, to adopt rules regarding the following:	Same as the Executive.
(1) Standards the ODJFS Director must use to approve regional and statewide health information exchanges operating in Ohio.	(1) Same as the Executive, but (a) refers only to health information exchanges operating in Ohio (rather than "regional and statewide" health information exchanges), (b) prohibits the rules from being adopted until the earlier of 60 days following the adoption of a federal certification process for health information exchanges by the Office of the National Coordinator for Health Information Technology or January 1, 2013, and (c) requires the rules to be consistent with the certification standards for health information exchanges established in federal law.

Executive	As Passed by the House
(2) Processes for (a) a health information exchange to apply to the ODJFS Director for approval and reapproval to operate as an approved health information exchange, (b) the ODJFS Director to investigate and resolve concerns and complaints regarding an approved health information exchange, (c) a health information exchange to apply for reconsideration of a decision the ODJFS Director makes under a process described in (a) or (b), above, and (d) covered entities and approved health information exchanges to enter into participation agreements and enforce the terms of such agreements.	(2) Replaces the Executive provision described in (2)(a) with a provision that requires establishment of processes for obtaining approval or reapproval to operate in Ohio.
(3) Contents of participation agreements, which must include procedures for an individual or the individual's personal representative to submit to the covered entity a written request to place restrictions on the covered entity's disclosure of protected health information to the approved health information exchange.	(3) Same as the Executive, but specifies that the procedures must take into consideration the technical capabilities of software available to health information exchanges.
Fiscal effect: Minimal increase in costs to adopt rules.	**Fiscal effect: Same as the Executive.**

JFSCD15 **Standard Authorization Form - Use and Disclosure of Protected Health Information and Substance Abuse Records in Ohio**

R.C. *3798.10*	R.C. *3798.10*
Requires the ODJFS Director, in consultation with OHT, to adopt rules prescribing a standard authorization form meeting federal requirements for the use and disclosure of protected health information and substance abuse records.	Same as the Executive.
Requires a standard authorization form adopted by the ODJFS Director to be accepted by any person or governmental entity in Ohio as valid authorization for the use or disclosure of protected health information and substance abuse records to the persons or governmental	Same as the Executive.

Executive	As Passed by the House
entities specified in the form.	
Specifies that the bill does not preclude a different form from being accepted as valid authorization for the use or disclosure of protected health information and substance abuse records in Ohio if the other form meets all federal requirements.	Same as the Executive.
Fiscal effect: None. Generally brings Ohio law into compliance with federal law.	**Fiscal effect: Same as the Executive.**

JFSCD23 Reports on ODJFS Programs

R.C. *5101.97, (Repealed)*	R.C. *5101.97, (Repealed)*
Eliminates the requirement that ODJFS report twice a year on the characteristics of individuals participating in or receiving services from programs ODJFS operates.	Same as the Executive.
Eliminates provisions specifying certain procedures ODJFS is permitted or required to follow in preparing and submitting reports on its programs.	Same as the Executive.
Fiscal effect: Savings in administrative costs.	**Fiscal effect: Same as the Executive.**

JFSCD6 Collection of Long-Term Care Facility Medicaid Debts

R.C. *5111.651, (Repealed)*	R.C. *5111.651, (Repealed)*
Repeals an obsolete law that exempted a nursing facility or ICF/MR from laws regarding the collection of Medicaid debts if the facility underwent a facility closure, voluntary termination, voluntary withdrawal of participation, or change of operator on or before September 30, 2005, and provided written notice of the action not later than June 30, 2005.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House
JFSCD30 ODJFS-Related Medicaid Criminal Records Checks	
R.C. *5111.032, 109.57, 109.572, 5111.031, 5111.033, 5111.034*	R.C. *5111.032, 109.57, 109.572, 5111.031, 5111.033, 5111.034*
Revises the law governing criminal records checks of non-waiver Medicaid providers, certain applicants for non-waiver Medicaid provider agreements, and owners and prospective owners, officers and prospective officers, board members and prospective board members, and employees and prospective employees of the providers and applicants as follows:	Same as the Executive.
(1) Revises the list of disqualifying offenses;	(1) Same as the Executive.
(2) Permits ODJFS to require a non-waiver Medicaid provider or applicant to determine whether an employee or prospective employee is included in databases specified in rules before requiring the provider or applicant to require the employee or prospective employee to undergo the criminal records check;	(2) Same as the Executive.
(3) Authorizes ODJFS to adopt rules specifying the circumstances under which a provider or applicant is prohibited from employing a person who is found by a database review to be included in a database;	(3) Same as the Executive.
(4) Permits the criminal records check to be made available to a provider or applicant that requires the criminal records check and a court, hearing officer, or other necessary individual involved in a case dealing with a civil or criminal action regarding the Medicaid program;	(4) Same as the Executive.
(5) Clarifies when a designee of ODJFS may take an action related to the criminal records check for ODJFS.	(5) Same as the Executive.

Executive	As Passed by the House
Revises the law governing criminal records checks for employment positions involving home and community-based services provided by waiver agencies under ODJFS-administered Medicaid waiver programs as follows:	Same as the Executive.
(1) Revises the definition of "waiver agency" to limit this law's application to an agency (not an independent provider) that provides home and community-based services under an ODJFS-administered Medicaid waiver program, other than such an agency that is certified under Medicare;	(1) Same as the Executive.
(2) Establishes a database review system to precede a criminal records check;	(2) Same as the Executive.
(3) Permits the ODJFS Director to adopt rules requiring employees to undergo database reviews and criminal records checks as a condition of continuing employment;	(3) Same as the Executive.
(4) Revises the list of disqualifying offenses for which a criminal records check is to search;	(4) Same as the Executive.
(5) Permits the results of the criminal records check to be made available to a court, hearing officer, or other necessary individual involved in a case dealing with a civil or criminal action regarding the Medicaid program;	(5) Same as the Executive.
(6) Eliminates obsolete provisions regarding existing employees but provides that the elimination does not preclude ODJFS from taking action against a person who failed to comply with the provisions.	(6) Same as the Executive.
Revises the law governing criminal records checks of persons seeking or holding Medicaid provider agreements as independent providers under ODJFS-administered Medicaid waiver programs as follows:	Same as the Executive.

Executive	As Passed by the House
(1) Revises the list of disqualifying offenses;	(1) Same as the Executive.
(2) Clarifies when a designee of ODJFS may take an action related to the criminal records check for ODJFS;	(2) Same as the Executive.
(3) Provides that the criminal records check may be made available to an individual who receives home and community-based services from the subject of the criminal records check;	(3) Same as the Executive.
(4) Permits the results of the criminal records check to be made available to a court, hearing officer, or other necessary individual involved in a case dealing with a civil or criminal action regarding the Medicaid program.	(4) Same as the Executive.
Fiscal effect: Minimal increase in administrative costs.	**Fiscal effect: Same as the Executive.**

JFSCD5 Medicaid Managed Care Contract Decisions Excluded from Administrative Hearings

R.C. *5111.06*	R.C. *5111.06*
Eliminates a provision that generally excludes the Medicaid managed care system from a requirement that ODJFS issue orders regarding provider agreements and final fiscal audits by conducting an adjudication under the Administrative Procedure Act (R.C. Chapter 119.). Provides, instead, that the adjudication requirement does not apply to any action or decision by ODJFS regarding whether to contract with a managed care organization for purposes of the Medicaid managed care system.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House
JFSCD17 **Medicaid Cost Containment Reports**	
R.C. *5111.091*	R.C. *5111.091*
Requires the ODJFS Director to submit Medicaid reports to the General Assembly semi-annually, rather than quarterly, on programs for cost containment, efficiency, and health promotion.	Same as the Executive.
Eliminates provisions requiring that each report include information on specified topics, including provider network management, electronic claims, performance-based payments, third-party liability enforcement, implementation of computerized data systems, and policies for electronic health records.	Same as the Executive.
Fiscal effect: Minimal savings in administrative costs.	**Fiscal effect: Same as the Executive.**
JFSCD10 **Nursing Facilities' Wheelchair, Resident Transportation, and Tax Costs**	
R.C. *5111.20, 5111.242, 5111.254*	R.C. *5111.20, 5111.242, 5111.254*
Makes a nursing facility's wheelchair and resident transportation costs reimbursable under Medicaid as part of direct care costs rather than ancillary and support costs.	Same as the Executive.
Clarifies that certain tax costs are a separate category for purposes of nursing facilities' Medicaid rates.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House
JFSCD11 Medicaid Payments to Reserve Beds in ICFs/MR and Nursing Facilities	
R.C. *5111.20, 3721.50, 5111.23*	R.C. *5111.20, 3721.50, 5111.23*
Provides that all days for which payment is made under the Medicaid program to reserve a bed in an (ICF/MR during a Medicaid recipient's temporary absence are considered inpatient days and Medicaid days for the purpose of the formulas used to determine Medicaid rates for ICFs/MR.	Same as the Executive.
Provides that 50% of the days for which payment is made under the Medicaid program to reserve a bed in a nursing facility during a Medicaid recipient's temporary absence are considered inpatient days and Medicaid days for the purpose of the formulas used to determine nursing facilities' Medicaid rates.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
JFSCD19 Critical Access Incentive Payments	
R.C. *5111.246, 5111.222*	R.C. *5111.246, 5111.222*
Provides for qualifying nursing facilities to receive critical access incentive payments as part of their Medicaid rates.	Same as the Executive.
Fiscal effect: Increase in Medicaid costs of $1,784,734 ($650,000 state share).	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House
JFSCD31 Ohio Home Care Program's Home First Component	
R.C. *5111.862*	R.C. *5111.862*
Provides that an individual participating in the Money Follows the Person demonstration project may potentially qualify for the Home First component of the Ohio Home Care Program by residing, at the time the individual applies for the Program, in an institution for children certified by ODJFS.	Same as the Executive.
Fiscal effect: Potential Medicaid savings. It is estimated that an additional 200 children per year will have the opportunity to transition from an institutions into community settings.	**Fiscal effect: Same as the Executive.**
JFSCD29 Conversion of ICF/MR Beds	
R.C. *5111.877, 5111.878, 5111.874*	R.C. *5111.877, 5111.878, 5111.874*
Permits the ODJFS Director to seek federal approval for up to 500 (rather than 200) slots for home and community-based services provided for the purpose of beds that convert from providing ICF/MR services to home and community-based services.	Same as the Executive.
Prohibits the conversion of more than 500 (rather than 100) ICF/MR beds.	Same as the Executive.
Eliminates the requirement that the ODJFS Director approve the conversion of ICF/MR beds and maintains the requirement that the ODODD Director approve the conversion.	Same as the Executive.

Executive	As Passed by the House
Fiscal effect: Potential decrease in Medicaid costs assuming that home and community-based services are generally less expensive than institutional care.	**Fiscal effect: Same as the Executive.**

JFSCD1 Health Care/Medicaid Support and Recoveries Fund and Medicaid Program Support State Fund

R.C. *5111.941, Section 601.40* *Amends Sections 263.10.90, 263.20.40, 309.37.30 (Repealed), and 309.37.40 (Repealed) of H.B. 153*	R.C. *5111.941, Section 601.40* *Amends Sections 263.10.90, 263.20.40, 309.37.30 (Repealed), and 309.37.40 (Repealed) of H.B. 153*
Renames the Medicaid Revenue and Collections Fund (Fund 5DL0) the Health Care/Medicaid Support and Recoveries Fund.	Same as the Executive.
Provides for the following to be credited to the Health Care/Medicaid Support and Recoveries Fund: (1) Federal reimbursement received for disproportionate share hospital payment adjustments made to the Department of Mental Health's hospitals; (2) Revenues ODJFS receives for Medicaid services from another state agency pursuant to an interagency agreement, other than such revenues required to be deposited into the Health Care Services Administration Fund.	Same as the Executive.
Requires the OBM Director to transfer any remaining cash balance in the Medicaid Program Support State Fund (Fund 5C90) to Fund 5DL0 and abolishes Fund 5C90 once the transfer is complete.	Same as the Executive.
Provides for ODODD to transfer certain funds to Fund 5DL0, rather than Fund 5C90.	Same as the Executive.

Executive	As Passed by the House
JFSCD20 ODJFS Revenue from Eligibility Verification Services	
R.C. *5111.941, 5111.171, 5111.946, Section 601.40 Amends Sections 309.30.33 and 309.35.73 of H.B. 153*	R.C. *5111.941, 5111.171, 5111.946, Section 601.40 Amends Sections 309.30.33 and 309.35.73 of H.B. 153*
Provides for money that ODJFS receives in a fiscal year for performing eligibility verification services necessary for compliance with a federal regulation regarding independent, certified audits for disproportionate share hospital payments to be credited as follows: (1) The first $750,000 of such money received in a fiscal year is to be credited to the Health Care/Medicaid Support and Recoveries Fund (Fund 5DL0); (2) The remainder of such money received in a fiscal year is to be credited to the Health Care Compliance Fund (Fund 4Z10).	Same as the Executive.
JFSCD3 HOME Choice Demonstration Component of Medicaid	
R.C. *5111.96*	R.C. *5111.96*
Expresses in statute the authority of the ODJFS Director to operate the existing HOME Choice demonstration component of the Medicaid program to the extent that funds are available under a federal Money Follows the Person demonstration project and authorizes the ODJFS Director to adopt rules for administration and operation of the component.	Same as the Executive.
Fiscal effect: Minimal cost to adopt rules.	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House
JFSCD7 Ohio Access Success Project	
R.C. *5111.97*	R.C. *5111.97*
Permits a contract between ODJFS and an entity regarding Ohio Access Success Project fiscal management services to provide for the contract entity to receive a portion of a project participant's benefits.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
JFSCD27 Redetermining a Converted ICF/MR's Franchise Permit Fee	
R.C. *5112.331, 5112.31, 5112.33, 5112.341*	R.C. *5112.331, 5112.31, 5112.33, 5112.341*
Requires ODJFS, on receipt of a notice from the ODH Director that an ICF/MR has converted one or more of its beds to providing home and community-based services, to terminate the ICF/MR's franchise permit fee if the Director's notice indicates that the ICF/MR's Medicaid certification has been terminated or redetermine the ICF/MR's franchise permit fee if the Director's notice indicates that the ICF/MR's Medicaid-certified capacity has been reduced.	Same as the Executive, but requires ODJFS to redetermine an ICF/MR's franchise permit if the ICF/MR undergoes a conversion during the period beginning on the first day of May of a calendar year and ending on the first day of January of the immediately following calendar year rather than if, after the date ODJFS determines the ICF/MR's franchise permit fee for a fiscal year, ODJFS receives a notice from the ODH Director regarding the conversion and requires ODJFS, if the ICF/MR's Medicaid certification is reduced rather than terminated, to redetermine the ICF/MR's franchise permit fee for the second half of a fiscal year rather than the number of days remaining in the fiscal year as of the first day of the quarter immediately following the quarter in which ODJFS receives notice of the conversion.
Fiscal effect: Decreases in the ICF/MR's franchise permit fee revenue if there is termination in ICF/MR's Medicaid certification or reduction in the ICF/MR's Medicaid-certified capacity.	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House
JFSCD2 **OHP Health Care Grants Fund**	
Section: *506.10*	Section: *506.10*
Permits ODJFS, for FY 2012 and FY 2013, to deposit into the OHP Health Care Grants Fund (Fund 3FA0) federal grants for the administration of health care programs that ODJFS receives under the federal health care reform laws enacted in 2010.	Same as the Executive.
Requires ODJFS to use the money in the Fund 3FA0 to pay for expenses incurred in carrying out duties ODJFS assumes by accepting such federal grants, including expenses for the administration of health care programs.	Same as the Executive.
JFSCD4 **Hospital Quality Factors and Incentive Payments Under Medicaid**	
Section: *601.40* *Amends Section 309.30.30 of H.B. 153*	Section: *601.40* *Amends Section 309.30.30 of H.B. 153*
Requires the ODJFS Director to include quality factors and quality-based incentive payments in rules to be adopted under the Medicaid program that modify the inpatient capital reimbursement methodology, establish new diagnosis-related groups, and implement other changes to hospital inpatient and outpatient reimbursement methodologies.	Same as the Executive.
No Provision	Requires a Medicaid managed care organization, for purposes of making a payment for a hospital inpatient service, to use a new diagnosis-related group that ODJFS is required to establish under current law.
Fiscal effect: It is assumed that these changes will be budget neutral.	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House
JFSCD18 Designation of Agency to Perform Level Of Care Assessments	
Section: *601.40* *Amends Section 209.20 of H.B. 153*	Section: *601.40* *Amends Section 209.20 of H.B. 153*
Permits, rather than requires, ODJFS to designate the Department of Aging to perform assessments of whether Medicaid applicants and recipients need the level of care provided by nursing facilities.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
JFSCD21 Health Care Compliance Fund Used for Consultant Contracts	
Section: *601.40* *Amends Section 309.35.73 of H.B. 153*	Section: *601.40* *Amends Section 309.35.73 of H.B. 153*
Permits amounts appropriated for FY 2012 and FY 2013 from the Health Care Compliance Fund (Fund 4Z10) to be used for contracts for consultants regarding Medicaid in addition to other purposes currently permitted by law.	Same as the Executive.

Executive	As Passed by the House

JFSCD34 Medicaid Managed Care Exemption for Medically Handicapped Children

	Section: *601.40* *Amends Section 309.30.53 of H.B. 153*
No provision.	Modifies current laws that prohibit use of Medicaid managed care for an individual in the program for medically handicapped children who has cystic fibrosis, hemophilia, or cancer, but only if the individual was not receiving Medicaid care management services immediately before June 30, 2011, to provide that those individuals are not to be included in the care management system until the later of the following: (1) January 1, 2014; (2) One year after the date that ODJFS first designates any individual who receives Medicaid on the basis of being aged, blind, or disabled who is under 21 as an individual who is permitted or required to participate in the care management system. **Fiscal effect: None.**

JFSCD35 FY 2013 QUALITY BONUS PAYMENTS TO NURSING FACILITIES

	Sections: *751.05, Section 601.40* *Amends Section 309.30.10 of H.B. 153*
No provision.	Modifies, for FY 2013, (1) the requirements a nursing facility must meet to qualify for a quality bonus under Medicaid and (2) the amount of the quality bonuses.
No provision.	Reappropriates $30 million of the unexpended and unencumbered portion of the appropriation item 600525, Health Care/ Medicaid, in FY 2012 to FY 2013 to be used by ODJFS to make payments to nursing facilities for quality bonus.

Executive	As Passed by the House
	Fiscal effect: Increase in Medicaid costs of $30 million (about $11 million state share) in FY2013.

Executive	As Passed by the House
AGECD5 Aging in Place Pilot Program	
	Sections: *751.15, 601.40* *Amends Section 209.30 of H.B. 153*
No provision.	Requires ODA to establish the Aging in Place pilot program in Butler, Clermont, Hamilton, and Warren counties. Provides for the pilot program to be operated for two years.
No provision.	Provides for up to 180 eligible individuals to enroll in the pilot program to receive home repairs and modifications.
No provision.	Requires ODA to contract with a nonprofit organization that provides professional and critical home repair and modification services and meets other requirements to administer the pilot program.
No provision.	Requires the pilot program administor to seek nongovernmental funds to help pay the costs of the pilot program.
No provision.	Requires ODJFS to seek a federal Medicaid waiver to make the pilot program part of the Medicaid program, but requires ODA to establish it as a non-Medicaid program if the federal waiver is denied.
	Fiscal effect: The bill appropriates and earmarks $1.5 million for the pilot program.

Executive	As Passed by the House

Early Childhood

EDUCD1 Step Up to Quality Program - Early Childhood Education Programs

Executive	As Passed by the House
Section: *601.40* *Amends Section 267.10.10 of H.B. 153*	Section: *601.40* *Amends Section 267.10.10 of H.B. 153*
Requires each early childhood education program that receives state funding through GRF appropriation item, 200408, Early Childhood Education, to participate in the Step Up to Quality Program administered by the Department of Job and Family Services, and to be rated in the Program by July 1, 2016.	Same as the Executive.
Fiscal effect: May increase administrative costs for the early childhood education programs and the Department of Job and Family Services.	**Fiscal effect: Same as the Executive.**

EDUCD2 Step Up to Quality Program - Special Education

Executive	As Passed by the House
Section: *601.40* *Amends Section 267.30.20 of H.B. 153*	Section: *601.40* *Amends Section 267.30.20 of H.B. 153*
Requires school districts, educational service centers, and county DD boards serving preschool children with disabilities to participate in the Step Up to Quality Program administered by the Department of Job and Family Services, and to be rated in the Program by July 1, 2018.	Same as the Executive.
Fiscal effect: May increase administrative costs for school districts, educational service centers, county DD boards, and the Department of Job and Family Services.	**Fiscal effect: Same as the Executive.**