

Executive

AGECD4 Ohio Advisory Council for the Aging

R.C. 173.03

Specifies that the Ohio Advisory Council for the Aging's purpose is to advise ODA on the objectives of the federal Older Americans Act of 1965 and as directed by the Governor, rather than requiring the Council, as under current law, to carry out its role as defined under the Older Americans Act; Eliminates obsolete provisions regarding the date by which the Council members appointed by the Governor were to have been first appointed.

Fiscal effect: None.

AGECD3 Acting director of ODA

R.C. 173.05, (Repealed)

Repeals the laws requiring: (1) the deputy director of ODA to be the acting director when the ODA Director is absent or disabled or the position is vacant; and (2) the ODA Director to specify who is to be the acting director when a deputy director has not been appointed.

Fiscal effect: None.

AGECD2 Golden Buckeye Card program

R.C. 173.06

Expands the possible forms of the Golden Buckeye Card program cards by specifying that the cards may be physical or electronic, and may be an endorsement on a card for another program.

Fiscal effect: There could be upfront costs to make these adjustments. However, there could be possible reductions in printing and mailing costs if electronic cards are issued in place of physical cards.

AGECD1 Long-term care ombudsmen representative training

R.C. 173.21

Regarding training for non-volunteer representatives of the Office of the State Long-Term Care Ombudsman:

- (1) Reduces training hours for unsupervised case management, to 36 from 40.
- (2) Eliminates, for continued employment, an additional 60 hours of required training, a 20-hour internship, and a required observation of the ODH Director's Medicaid certification inspection of a nursing facility or the OhioMHAS Director's licensing inspection of a residential facility; instead, permits ODA to adopt rules requiring representatives to complete additional instruction, an internship, in-service training, and continuing education.

Fiscal effect: Possible minimal rule promulgation costs if ODA adopts rules. However, volunteers pay for any potential training costs, so volunteers could have fewer related expenses if hours were reduced.

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AGECD6 Nursing home quality initiative projects

R.C. 173.60

Requires ODA to provide infection prevention and control and facility technical assistance to nursing homes and other long-term care facilities as part of a quality initiative improvement project, subject to the availability of funds.

Fiscal effect: ODA provides some of these services now. There could be an increase in administrative costs if any additional services or assistance is provided.

AGECD7 Board of Executives of Long-Term Services and Supports membership

R.C. 4751.02

Expands eligibility for the consumer member of the Board of Executives of Long-Term Services and Supports (BELTSS), who must be a consumer of services in a long-term services and supports setting, to also include the representative of such a consumer.

Fiscal effect: None.

AGECD5 Complaint confidentiality

R.C. 4751.30

Adds an exception to the prohibition that complaints made to BELTSS are confidential, to permit BELTSS to use the information in administrative hearings.

Requires entities receiving the confidential information to maintain the confidentiality as if it were BELTSS.

Clarifies that the information may be admitted in a judicial proceeding only pursuant to the Rules of Evidence, and requires the presiding court to take measures to ensure confidentiality.

Fiscal effect: Minimal.

AGECD8 Long-term care

Section: 209.20

Permits ODM, pursuant to an interagency agreement, to designate ODA to perform level of care assessments.

Requires ODA to provide long-term care consultations to assist individuals in planning for their long-term health care needs.

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

Executive**AGECD9 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.

Requires ODA to submit a report outlining the payment method to JMOC prior to filing the proposed rule with JCARR.

Fiscal effect: Potential impact on earnings received by PAAs if the pay-for-performance is utilized and outcomes are achieved. ODA will experience administrative costs to submit reports and promulgate rules.

AGECD10 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.

AGECD11 Senior Community Services**Section: 209.30**

Permits GRF ALI 490411, Senior Community Services, to be used for programs, services, and activities designated by ODA. Permits ODA to also use these funds to provide grants to community organizations to support and expand older adult programming. Requires service priority to be given to low-income, high need persons and/or persons with a cognitive impairment who are 60 years of age or over.

AGECD12 National Senior Service Corps**Section: 209.30**

Permits GRF ALI 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.

Prohibits ODA and any area agencies on aging involved in the distribution of funds to lower-tiered grant recipients to use funds to cover administrative costs.

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AGECD13 Board of Executives of Long-Term Services and Supports

Section: 209.30

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

AGECD14 Healthy Aging Grants to Local Partners

Section: 209.30

Requires ODA to use Fund 5CV3 ALI 490678, Healthy Aging Grants to Local Partners, to provide one-time grants to local partners to foster improved quality of life for seniors so they can remain in their homes and connected to their communities, delay entry into Medicaid, preserve their personal assets, and promote a healthy, independent, active lifestyle.

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DDDCD14 Competitive wages for direct care workforce of Medicaid services

Section: 261.150

Requires provider rate increases be used for increased wages and needed workforce supports.

Provides that the increased wages and workforce supports are to be funded from the DODD, ODM, and ODA budgets.

Fiscal effect: Estimated annual impact of \$375 million (all funds).

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MCD88 Cash transfers from the Health Care/Medicaid Support and Recoveries Fund to the Department of Aging for the ombudsman program

Section: 333.90

Permits the OBM Director, upon request of the ODM Director, to transfer up to \$1,000,000 cash in each fiscal year from the Health Care/Medicaid Support and Recoveries Fund (Fund 5DL0) to ODA. Requires that any transferred funds be used to support ODA's ombudsman program, and appropriates any transferred amounts.

MCD14 Home and community based services appropriations - state

Section: 333.150

Permits the OBM Director to authorize additional expenditures in Fund 5HC8 ALIs 651698, MCD Home and Community Based Services, 653698, DDD Home and Community Based Services, 652698, MHA Home and Community Based Services, 655698, JFS Home and Community Based Services, and 656698, AGE Home and Community Based Services, conditional on the additional expenditures being offset by equal expenditure reductions in another of these identified ALIs.

Stipulates that any additional expenditures shall be used in accordance with federal rules and shall comply with ODM's Medicaid state plan approved by the federal government. Appropriates any additional expenditures.

MCD15 Home and community based services appropriations - federal

Section: 333.160

Permits the OBM Director to authorize additional expenditures in Fund 3HC8 ALIs 651699, MCD Home and Community Based Services – Federal, 653699, DDD Home and Community Based Services – Federal, 652699, MHA Home and Community Based Services – Federal, 655699, JFS Home and Community Based Services – Federal, and 656699, AGE Home and Community Based Services – Federal, conditional on the additional expenditures being offset by equal expenditure reductions in another of these identified line items.

Stipulates that any additional expenditures be used in accordance with federal rules and comply with ODM's Medicaid state plan approved by the federal government. Appropriates any additional expenditures.

MCD22 Competitive wages for direct care workforce of Medicaid services

Section: 333.230

Requires ODM, in collaboration with ODA and DODD, to use provider rate increase funding included in the bill to ensure workforce stabilities and greater access to care for Medicaid recipients through increased wages and workforce supports.

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MCD23 Medicaid assisted living program payment rates

Section: 333.240

Permits ODM, in consultation with ODA, to establish an assisted living services base payment rate for facilities participating in the Medicaid-funded component of the assisted living program.

Permits ODM and ODA to establish an assisted living memory care service payment rate for facilities participating in the Medicaid-funded component of the assisted living program. Requires that the payment rate be based on additional costs involved in serving individuals with dementia as well as other factors determined by the departments. Restricts the per diem for assisted living memory care services only to providers with a direct care staff to resident ratio that is at least 20% higher for individuals with dementia than for individuals without dementia.

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MIHCD1 Commission on Minority Health members

R.C. 3701.78

Expands the Commission on Minority Health to 22 members by adding the ODA Director or the Director's designee.

Fiscal effect: Negligible.
