

As Introduced

**130th General Assembly
Regular Session
2013-2014**

S. B. No. 206

Senator Burke

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A BILL

To amend sections 5162.01, 5162.13, 5162.131, 1
5162.132, 5163.01, 5163.06, 5163.09, 5163.0910, 2
and 5164.911; to amend, for the purpose of 3
adopting a new section number as indicated in 4
parentheses, section 5163.0910 (5162.133); to 5
enact sections 103.41, 103.411, 103.412, 5162.134, 6
5162.70, 5162.71, 5163.04, and 5164.94; and to 7
repeal sections 101.39, 101.391, and 5163.099 of 8
the Revised Code; to amend Section 323.90 of Am. 9
Sub. H.B. 59 of the 130th General Assembly; to 10
require implementation of certain Medicaid 11
revisions, reform systems, and program oversight, 12
and to make an appropriation. 13

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 5162.01, 5162.13, 5162.131, 14
5162.132, 5163.01, 5163.06, 5163.09, 5163.0910, and 5164.911 be 15
amended; section 5163.0910 (5162.133) be amended for the purpose 16
of adopting a new section number as indicated in parentheses; and 17
sections 103.41, 103.411, 103.412, 5162.134, 5162.70, 5162.71, 18
5163.04, and 5164.94 of the Revised Code be enacted to read as 19
follows: 20

Sec. 103.41. (A) As used in sections 103.41 to 103.412 of the 21

Revised Code: 22

"JMOC" means the joint medicaid oversight committee created 23
under this section. 24

(B) There is hereby created the joint medicaid oversight 25
committee. JMOC shall consist of the following members: 26

(1) Five members of the senate appointed by the president of 27
the senate, three of whom are members of the majority party and 28
two of whom are members of the minority party; 29

(2) Five members of the house of representatives appointed by 30
the speaker of the house of representatives, three of whom are 31
members of the majority party and two of whom are members of the 32
minority party. 33

(C) The term of each JMOC member shall begin on the day of 34
appointment and end on the day that the member's successor on JMOC 35
is appointed. The president and speaker shall make the initial 36
appointments not later than fifteen days after the effective date 37
of this section. The president and speaker shall make subsequent 38
appointments not later than fifteen days after the commencement of 39
the first regular session of each general assembly. JMOC members 40
may be reappointed. A vacancy on JMOC shall be filled in the same 41
manner as the original appointment. 42

(D) In odd-numbered years, the speaker shall designate one of 43
the majority members from the house as the JMOC chairperson and 44
the president shall designate one of the minority members from the 45
senate as the JMOC ranking minority member. In even-numbered 46
years, the president shall designate one of the majority members 47
from the senate as the JMOC chairperson and the speaker shall 48
designate one of the minority members from the house as the JMOC 49
ranking minority member. 50

(E) In appointing members from the minority, and in 51

designating ranking minority members, the president and speaker 52
shall consult with the minority leader of their respective houses. 53

(F) JMOC shall meet at the call of the JMOC chairperson, but 54
not less often than once each calendar month. 55

(G) JMOC shall employ professional, technical, and clerical 56
employees as are necessary for JMOC to be able successfully and 57
efficiently to perform its duties. The employees are in the 58
unclassified service and serve at JMOC's pleasure. JMOC may 59
contract for the services of persons who are qualified by 60
education and experience to advise, consult with, or otherwise 61
assist JMOC in the performance of its duties. 62

(H) The JMOC chairperson, when authorized by JMOC and the 63
president and speaker, may issue subpoenas and subpoenas duces 64
tecum in aid of JMOC's performance of its duties. A subpoena may 65
require a witness in any part of the state to appear before JMOC 66
at a time and place designated in the subpoena to testify. A 67
subpoena duces tecum may require witnesses or other persons in any 68
part of the state to produce books, papers, records, and other 69
tangible evidence before JMOC at a time and place designated in 70
the subpoena duces tecum. A subpoena or subpoena duces tecum shall 71
be issued, served, and returned, and has consequences, as 72
specified in sections 101.41 to 101.45 of the Revised Code. 73

(I) The JMOC chairperson may administer oaths to witnesses 74
appearing before JMOC. 75

Sec. 103.411. (A) JMOC shall oversee the medicaid program on 76
a continuing basis. As part of its oversight, JMOC shall do all of 77
the following: 78

(1) Review how the medicaid program relates to the public and 79
private provision of health care coverage in this state and the 80
United States; 81

(2) Review the reforms implemented under section 5162.70 of the Revised Code and evaluate the reforms' successes in achieving their objectives; 82
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(3) Recommend policies and strategies to encourage both of the following: 85
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(a) Medicaid recipients becoming self-sufficient; 87

(b) Less use of the medicaid program. 88

(4) Recommend, to the extent JMOC determines appropriate, improvements in statutes and rules concerning the medicaid program; 89
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(5) Develop a plan of action for the future of the medicaid program. 92
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(B) JMOC may do all of the following: 94

(1) Plan, advertise, organize, and conduct forums, conferences, and other meetings at which representatives of state agencies and other individuals having expertise in the medicaid program may participate to increase knowledge and understanding of, and to develop and propose improvements in, the medicaid program; 95
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(2) Prepare and issue reports on the medicaid program; 101

(3) Solicit written comments on, and conduct public hearings at which persons may offer verbal comments on, drafts of its reports. 102
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Sec. 103.412. The JMOC chairperson may request that the medicaid director appear before JMOC to provide information and answer questions about the medicaid program. If so requested, the medicaid director shall appear before JMOC at the time and place specified in the request. 105
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Sec. 5162.01. (A) As used in the Revised Code: 110

(1) "Medicaid" and "medicaid program" mean the program of 111
medical assistance established by Title XIX of the "Social 112
Security Act," 42 U.S.C. 1396 et seq., including any medical 113
assistance provided under the medicaid state plan or a federal 114
medicaid waiver granted by the United States secretary of health 115
and human services. 116

(2) "Medicare" and "medicare program" mean the federal health 117
insurance program established by Title XVIII of the "Social 118
Security Act," 42 U.S.C. 1395 et seq. 119

(B) As used in this chapter: 120

(1) "Dual eligible individual" has the same meaning as in 121
section 5160.01 of the Revised Code. 122

(2) "Exchange" has the same meaning as in 45 C.F.R. 155.20. 123

(3) "Federal financial participation" has the same meaning as 124
in section 5160.01 of the Revised Code. 125

~~(3)~~(4) "Federal poverty line" means the official poverty line 126
defined by the United States office of management and budget based 127
on the most recent data available from the United States bureau of 128
the census and revised by the United States secretary of health 129
and human services pursuant to the "Omnibus Budget Reconciliation 130
Act of 1981," section 673(2), 42 U.S.C. 9902(2). 131

~~(4)~~(5) "Healthy start component" means the component of the 132
medicaid program that covers pregnant women and children and is 133
identified in rules adopted under section 5162.02 of the Revised 134
Code as the healthy start component. 135

~~(5)~~(6) "ICF/IID" has the same meaning as in section 5124.01 136
of the Revised Code. 137

~~(6)~~(7) "Medicaid managed care organization" has the same 138

meaning as in section 5167.01 of the Revised Code.	139
(7) <u>(8)</u> "Medicaid provider" has the same meaning as in section 5164.01 of the Revised Code.	140 141
(8) <u>(9)</u> "Medicaid services" has the same meaning as in section 5164.01 of the Revised Code.	142 143
(9) <u>(10)</u> "Nursing facility" has the same meaning as in section 5165.01 of the Revised Code.	144 145
(10) <u>(11)</u> "Political subdivision" means a municipal corporation, township, county, school district, or other body corporate and politic responsible for governmental activities only in a geographical area smaller than that of the state.	146 147 148 149
(11) <u>(12)</u> "Prescribed drug" has the same meaning as in section 5164.01 of the Revised Code.	150 151
(12) <u>(13)</u> "Provider agreement" has the same meaning as in section 5164.01 of the Revised Code.	152 153
(13) <u>(14)</u> "Qualified medicaid school provider" means the board of education of a city, local, or exempted village school district, the governing authority of a community school established under Chapter 3314. of the Revised Code, the state school for the deaf, and the state school for the blind to which both of the following apply:	154 155 156 157 158 159
(a) It holds a valid provider agreement.	160
(b) It meets all other conditions for participation in the medicaid school component of the medicaid program established in rules authorized by section 5162.364 of the Revised Code.	161 162 163
(14) <u>(15)</u> "State agency" means every organized body, office, or agency, other than the department of medicaid, established by the laws of the state for the exercise of any function of state government.	164 165 166 167
(15) <u>(16)</u> "Vendor offset" means a reduction of a medicaid	168

payment to a medicaid provider to correct a previous, incorrect 169
medicaid payment to that provider. 170

Sec. 5162.13. On or before the first day of January of each 171
year, the department of medicaid shall ~~submit to the speaker and~~ 172
~~minority leader of the house of representatives and the president~~ 173
~~and minority leader of the senate, and shall make available to the~~ 174
~~public, complete~~ a report on the effectiveness of the medicaid 175
program in meeting the health care needs of low-income pregnant 176
women, infants, and children. The report shall include: the 177
estimated number of pregnant women, infants, and children eligible 178
for the program; the actual number of eligible persons enrolled in 179
the program; the number of prenatal, postpartum, and child health 180
visits; a report on birth outcomes, including a comparison of 181
low-birthweight births and infant mortality rates of medicaid 182
recipients with the general female child-bearing and infant 183
population in this state; and a comparison of the prenatal, 184
delivery, and child health costs of the program with such costs of 185
similar programs in other states, where available. The department 186
shall submit the report to the general assembly in accordance with 187
section 101.68 of the Revised Code and the joint medicaid 188
oversight committee. The department also shall make the report 189
available to the public. 190

Sec. 5162.131. Semiannually, the medicaid director shall 191
~~submit to the president and minority leader of the senate, speaker~~ 192
~~and minority leader of the house of representatives, and the~~ 193
~~chairpersons of the standing committees of the senate and house of~~ 194
~~representatives with primary responsibility for legislation making~~ 195
~~biennial appropriations complete~~ a report on the establishment and 196
implementation of programs designed to control the increase of the 197
cost of the medicaid program, increase the efficiency of the 198
medicaid program, and promote better health outcomes. The director 199

shall submit the report to the general assembly in accordance with 200
section 101.68 of the Revised Code and the joint medicaid 201
oversight committee. In each calendar year, one report shall be 202
submitted not later than the last day of June and the subsequent 203
report shall be submitted not later than the last day of December. 204

Sec. 5162.132. Annually, the department of medicaid shall 205
prepare a report on the department's efforts to minimize fraud, 206
waste, and abuse in the medicaid program. 207

Each report shall be made available on the department's web 208
site. The department shall submit a copy of each report to the 209
governor, general assembly, and joint medicaid oversight 210
committee. The copy to the general assembly shall be submitted in 211
accordance with section 101.68 of the Revised Code, ~~the general~~ 212
~~assembly.~~ Copies of the report also shall be made available to the 213
public on request. 214

Sec. ~~5163.0910~~ 5162.133. Not less than once each year, the 215
medicaid director shall submit a report on the medicaid buy-in for 216
workers with disabilities program to the governor, ~~speaker and~~ 217
~~minority leader of the house of representatives, president and~~ 218
~~minority leader of the senate, and chairpersons of the house and~~ 219
~~senate committees to which the biennial operating budget bill is~~ 220
~~referred~~ general assembly, and joint medicaid oversight committee. 221
The copy to the general assembly shall be submitted in accordance 222
with section 101.68 of the Revised Code. The report shall include 223
all of the following information: 224

(A) The number of individuals who participated in the 225
medicaid buy-in for workers with disabilities program; 226

(B) The cost of the program; 227

(C) The amount of revenue generated by premiums that 228
participants pay under section 5163.094 of the Revised Code; 229

(D) The average amount of earned income of participants' families; 230
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(E) The average amount of time participants have participated in the program; 232
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(F) The types of other health insurance participants have been able to obtain. 234
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Sec. 5162.134. Not later than the first day of each July, the 236
medicaid director shall complete a report of the evaluation 237
conducted under section 5164.911 of the Revised Code regarding the 238
integrated care delivery system. The director shall provide a copy 239
of the report to the general assembly and joint medicaid oversight 240
committee. The copy to the general assembly shall be provided in 241
accordance with section 101.68 of the Revised Code. The director 242
also shall make the report available to the public. 243

Sec. 5162.70. (A) As used in this section: 244

(1) "CPI" means the consumer price index for all urban 245
consumers as published by the United States bureau of labor 246
statistics. 247

(2) "Medical inflation rate" means the inflation rate for 248
medical care, or the successor term for medical care, as specified 249
in the CPI. 250

(3) "Successor term" means a term that the United States 251
bureau of labor statistics uses in place of another term in 252
revisions to the CPI. 253

(B) The medicaid director shall implement reforms to the 254
medicaid program that do all of the following: 255

(1) Limit the annual growth in the per recipient per month 256
cost of the medicaid program, as determined on an aggregate basis 257
for all eligibility groups, to not more than the lesser of the 258

<u>following:</u>	259
<u>(a) The average annual increase in the medical inflation rate</u>	260
<u>for the most recent five-year period for which the necessary data</u>	261
<u>is available as of the first day of each calendar year;</u>	262
<u>(b) Three per cent.</u>	263
<u>(2) Achieve the limit in the growth of the per recipient per</u>	264
<u>month cost of the medicaid program under division (B)(1) of this</u>	265
<u>section by doing all of the following:</u>	266
<u>(a) Improving the physical and mental health of medicaid</u>	267
<u>recipients;</u>	268
<u>(b) Providing for medicaid recipients to receive medicaid</u>	269
<u>services in the most cost-effective and sustainable manner;</u>	270
<u>(c) Removing barriers that impede medicaid recipients'</u>	271
<u>ability to transfer to lower cost, and more appropriate, medicaid</u>	272
<u>services, including home and community-based services;</u>	273
<u>(d) Establishing medicaid payment rates that encourage value</u>	274
<u>over volume and result in medicaid services being provided in the</u>	275
<u>most efficient and effective manner possible;</u>	276
<u>(e) Implementing fraud prevention and cost avoidance</u>	277
<u>mechanisms to the fullest extent possible;</u>	278
<u>(f) Integrating the delivery of physical and behavioral</u>	279
<u>health services covered by medicaid to the fullest extent</u>	280
<u>possible.</u>	281
<u>(3) Reduce the prevalence of comorbid health conditions</u>	282
<u>among, and the mortality rates of, medicaid recipients.</u>	283
<u>(C) The medicaid director shall implement the reforms under</u>	284
<u>this section in accordance with evidence-based strategies that</u>	285
<u>include measurable goals.</u>	286
<u>(D) The reforms implemented under this section shall, without</u>	287

making the medicaid program's eligibility requirements more 288
restrictive, reduce the relative number of individuals enrolled in 289
the medicaid program who have the greatest potential to obtain the 290
income and resources that would enable them to cease enrollment in 291
medicaid and instead obtain health care coverage through 292
employer-sponsored health insurance or an exchange. 293

Sec. 5162.71. The medicaid director shall implement within 294
the medicaid program systems that do both of the following: 295

(A) Improve the health of medicaid recipients through the use 296
of population health measures; 297

(B) Reduce health disparities. 298

Sec. 5163.01. As used in this chapter: 299

"Caretaker relative" has the same meaning as in 42 C.F.R. 300
435.4 as that regulation is amended effective January 1, 2014. 301

"Children's hospital" has the same meaning as in section 302
2151.86 of the Revised Code. 303

"Federal financial participation" has the same meaning as in 304
section 5160.01 of the Revised Code. 305

"Federally qualified health center" has the same meaning as 306
in the "Social Security Act," section 1905(1)(2)(B), 42 U.S.C. 307
1396d(1)(2)(B). 308

"Federally qualified health center look-alike" has the same 309
meaning as in section 3701.047 of the Revised Code. 310

"Federal poverty line" has the same meaning as in section 311
5162.01 of the Revised Code. 312

"Healthy start component" has the same meaning as in section 313
5162.01 of the Revised Code. 314

"Home and community-based services medicaid waiver component" 315

has the same meaning as in section 5166.01 of the Revised Code.	316
"Intermediate care facility for individuals with intellectual disabilities" and "ICF/IID" have the same meanings as in section 5124.01 of the Revised Code.	317 318 319
"Mandatory eligibility groups" means the groups of individuals that must be covered by the medicaid state plan as a condition of the state receiving federal financial participation for the medicaid program.	320 321 322 323
"Medicaid buy-in for workers with disabilities program" means the component of the medicaid program established under sections 5163.09 to 5163.0910 <u>5163.098</u> of the Revised Code.	324 325 326
"Medicaid services" has the same meaning as in section 5164.01 of the Revised Code.	327 328
"Medicaid waiver component" has the same meaning as in section 5166.01 of the Revised Code.	329 330
"Nursing facility" and "nursing facility services" have the same meanings as in section 5165.01 of the Revised Code.	331 332
"Optional eligibility groups" means the groups of individuals who may be covered by the medicaid state plan or a federal medicaid waiver and for whom the medicaid program receives federal financial participation.	333 334 335 336
"Other medicaid-funded long-term care services" has the meaning specified in rules adopted under section 5163.02 of the Revised Code.	337 338 339
"Supplemental security income program" means the program established by Title XVI of the "Social Security Act," 42 U.S.C. 1381 et seq.	340 341 342
<u>Sec. 5163.04. The medicaid program shall not cover the group described in the "Social Security Act," section</u>	343 344

1902(a)(10)(A)(i)(VIII), 42 U.S.C. 1396a(a)(10)(A)(i)(VIII), 345
unless the federal medical assistance percentage for expenditures 346
for medicaid services provided to the group is at least the amount 347
specified in the "Social Security Act," section 1905(y), 42 U.S.C. 348
1396d(y), as of March 30, 2010. If the medicaid program covers the 349
group and the federal medical assistance percentage for such 350
expenditures is reduced below the amount so specified, the 351
medicaid program shall cease to cover the group. Notwithstanding 352
section 5160.31 of the Revised Code, an individual's disenrollment 353
from the medicaid program is not subject to appeal under that 354
section when the disenrollment is the result of the medicaid 355
program ceasing to cover the individual's group under this 356
section. 357

Sec. 5163.06. The medicaid program shall cover all of the 358
following optional eligibility groups: 359

(A) The group consisting of children placed with adoptive 360
parents who are specified in the "Social Security Act," section 361
1902(a)(10)(A)(ii)(VIII), 42 U.S.C. 1396a(a)(10)(A)(ii)(VIII); 362

(B) Subject to section 5163.061 of the Revised Code, the 363
group consisting of women during pregnancy and the sixty-day 364
period beginning on the last day of the pregnancy, infants, and 365
children who are specified in the "Social Security Act," section 366
1902(a)(10)(A)(ii)(IX), 42 U.S.C. 1396a(a)(10)(A)(ii)(IX); 367

(C) Subject to sections 5163.09 to ~~5163.0910~~ 5163.098 of the 368
Revised Code, the group consisting of employed individuals with 369
disabilities who are specified in the "Social Security Act," 370
section 1902(a)(10)(A)(ii)(XV), 42 U.S.C. 1396a(a)(10)(A)(ii)(XV); 371

(D) Subject to sections 5163.09 to ~~5163.0910~~ 5163.098 of the 372
Revised Code, the group consisting of employed individuals with 373
medically improved disabilities who are specified in the "Social 374
Security Act," section 1902(a)(10)(A)(ii)(XVI), 42 U.S.C. 375

1396a(a)(10)(A)(ii)(XVI);	376
(E) The group consisting of independent foster care adolescents who are specified in the "Social Security Act," section 1902(a)(10)(A)(ii)(XVII), 42 U.S.C.	377 378 379
1396a(a)(10)(A)(ii)(XVII);	380
(F) The group consisting of women in need of treatment for breast or cervical cancer who are specified in the "Social Security Act," section 1902(a)(10)(A)(ii)(XVIII), 42 U.S.C.	381 382 383
1396a(a)(10)(A)(ii)(XVIII);	384
(G) The group consisting of nonpregnant individuals who may receive family planning services and supplies and are specified in the "Social Security Act," section 1902(a)(10)(A)(ii)(XXI), 42 U.S.C. 1396a(a)(10)(A)(ii)(XXI).	385 386 387 388
Sec. 5163.09. (A) As used in sections 5163.09 to 5163.0910 <u>5163.098</u> of the Revised Code:	389 390
"Applicant" means an individual who applies to participate in the medicaid buy-in for workers with disabilities program.	391 392
"Earned income" has the meaning established by rules authorized by section 5163.098 of the Revised Code.	393 394
"Employed individual with a medically improved disability" has the same meaning as in the "Social Security Act," section 1905(v), 42 U.S.C. 1396d(v).	395 396 397
"Family" means an applicant or participant and the spouse and dependent children of the applicant or participant. If an applicant or participant is under eighteen years of age, "family" also means the parents of the applicant or participant.	398 399 400 401
"Health insurance" has the meaning established by rules authorized by section 5163.098 of the Revised Code.	402 403
"Income" means earned income and unearned income.	404

"Participant" means an individual who has been determined 405
eligible for the medicaid buy-in for workers with disabilities 406
program and is participating in the program. 407

"Resources" has the meaning established by rules authorized 408
by section 5163.098 of the Revised Code. 409

"Spouse" has the meaning established in rules authorized by 410
section 5163.098 of the Revised Code. 411

"Unearned income" has the meaning established by rules 412
authorized by section 5163.098 of the Revised Code. 413

(B) The medicaid program's coverage of the optional 414
eligibility groups specified in the "Social Security Act," section 415
1902(a)(10)(A)(ii)(XV) and (XVI), 42 U.S.C. 416
1396a(a)(10)(A)(ii)(XV) and (XVI) shall be known as the medicaid 417
buy-in for workers with disabilities program. 418

Sec. 5164.911. (A) If the medicaid director implements the 419
integrated care delivery system and except as provided in division 420
(~~D~~)(C) of this section, the director shall annually evaluate all 421
of the following: 422

(1) The health outcomes of ICDS participants; 423

(2) How changes to the administration of the ICDS affect all 424
of the following: 425

(a) Claims processing; 426

(b) The appeals process; 427

(c) The number of reassessments requested; 428

(d) Prior authorization requests for services. 429

(3) The provider panel selection process used by medicaid 430
managed care organizations participating in the ICDS. 431

(B) When conducting an evaluation under division (A) of this 432

section, the director shall do all of the following:	433
(1) For the purpose of division (A)(1) of this section, do both of the following:	434 435
(a) Compare the health outcomes of ICDS participants to the health outcomes of individuals who are not ICDS participants;	436 437
(b) Use both of the following:	438
(i) A control group consisting of ICDS participants who receive health care services from providers not participating in ICDS;	439 440 441
(ii) A control group consisting of ICDS participants who receive health care services from alternative providers that are not part of a participating medicaid managed care organization's provider panel but provide health care services in the geographic service area in which ICDS participants receive health care services.	442 443 444 445 446 447
(2) For the purpose of division (A)(2) of this section, do all of the following:	448 449
(a) To the extent the data is available, use data from all of the following:	450 451
(i) The fee-for-service component of the medicaid program;	452
(ii) Medicaid managed care organizations;	453
(iii) Managed care organizations participating in the medicare advantage program established under Part C of Title XVIII of the "Social Security Act," 42 U.S.C. 1395w-21 et seq.	454 455 456
(b) Identify all of the following:	457
(i) Changes in the amount of time it takes to process claims and the number of claims denied and the reasons for the changes;	458 459
(ii) The impact that changes to the administration of the ICDS had on the appeals process and number of reassessments	460 461

requested; 462

(iii) The number of prior authorization denials that were 463
overturned and the reasons for the overturned denials. 464

(3) Require medicaid managed care organizations participating 465
in the ICDS to submit to the director any data the director needs 466
for the evaluation. 467

~~(C) Not later than the first day of each July, the director 468
shall complete a report of the evaluation conducted under this 469
section. The director shall provide a copy of the report to the 470
general assembly in accordance with section 101.68 of the Revised 471
Code and make the report available to the public. 472~~

~~(D) The director is not required to conduct an evaluation 473
under this section for a year if the same evaluation is conducted 474
for that year by an organization under contract with the United 475
States department of health and human services. 476~~

Sec. 5164.94. The medicaid director shall implement within 477
the medicaid program a system that encourages medicaid providers 478
to provide medicaid services to medicaid recipients in culturally 479
and linguistically appropriate manners. 480

Section 2. That existing sections 5162.01, 5162.13, 5162.131, 481
5162.132, 5163.01, 5163.06, 5163.09, 5163.0910, and 5164.911 of 482
the Revised Code are hereby repealed. 483

Section 3. That sections 101.39, 101.391, and 5163.099 of the 484
Revised Code are hereby repealed. 485

Section 4. That Section 323.90 of Am. Sub. H.B. 59 of the 486
130th General Assembly be amended to read as follows: 487

Sec. 323.90. JOINT ~~LEGISLATIVE~~ MEDICAID OVERSIGHT COMMITTEE 488

FOR UNIFIED LONG TERM SERVICES AND SUPPORTS <u>STUDY</u>	489
(A) The Joint Legislative Committee for Unified Long Term Services and Supports created under section 309.30.73 of Am. Sub. H.B. 153 of the 129th General Assembly, as subsequently amended, shall continue to exist during fiscal year 2014 and fiscal year 2015. The Committee shall consist of the following members:	490
(1) Two members of the House of Representatives from the majority party, appointed by the Speaker of the House of Representatives;	491
(2) One member of the House of Representatives from the minority party, appointed by the Speaker of the House of Representatives;	492
(3) Two members of the Senate from the majority party, appointed by the President of the Senate;	493
(4) One member of the Senate from the minority party, appointed by the President of the Senate.	494
(B) The Speaker of the House of Representatives shall designate one of the members of the Committee appointed under division (A)(1) of this section to serve as co chairperson of the Committee. The President of the Senate shall designate one of the members of the Committee appointed under division (A)(3) of this section to serve as the other co chairperson of the Committee. The Committee shall meet at the call of the co chairpersons. The co chairpersons may request assistance for the Committee from the Legislative Service Commission.	495
(C) The <u>Joint Medicaid Oversight</u> Committee may examine the following issues:	496
(1) The implementation of the dual eligible integrated care demonstration project authorized by section 5164.91 of the Revised Code;	497
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(2) The implementation of a unified long-term services and support Medicaid waiver component under section 5166.14 of the Revised Code;

(3) Providing consumers choices regarding a continuum of services that meet their health-care needs, promote autonomy and independence, and improve quality of life;

(4) Ensuring that long-term care services and supports are delivered in a cost-effective and quality manner;

(5) Subjecting county homes, county nursing homes, and district homes operated pursuant to Chapter 5155. of the Revised Code to the franchise permit fee under sections 5168.40 to 5168.56 of the Revised Code;

(6) Other issues of interest to the committee.

~~(D)~~(B) The ~~co-chairpersons of the~~ Committee chairperson shall provide for the Medicaid Director to testify before the Committee at least quarterly regarding the issues that the Committee examines.

Section 5. That existing Section 323.90 of Am. Sub. H.B. 59 of the 130th General Assembly is hereby repealed.

Section 6. The Joint Medicaid Oversight Committee shall prepare a report with recommendations for legislation regarding Medicaid payment rates for Medicaid services. The goal of the recommendations shall be to provide the Medicaid Director statutory authority to implement innovative methodologies for setting Medicaid payment rates that limit the growth in Medicaid costs and protect, and establish guiding principles for, Medicaid providers and recipients. The Medicaid Director shall assist the Committee with the report. The Committee shall submit the report to the General Assembly in accordance with section 101.68 of the Revised Code not later than January 1, 2014.

Section 7. All items in this section are hereby appropriated 549
as designated out of any moneys in the state treasury to the 550
credit of the designated fund. For all appropriations made in this 551
act, those in the first column are for fiscal year 2014 and those 552
in the second column are for fiscal year 2015. The appropriations 553
made in this act are in addition to any other appropriations made 554
for the FY 2014-FY 2015 biennium. 555

Appropriations

JMO JOINT MEDICAID OVERSIGHT COMMITTEE 556

General Revenue Fund 557

GRF 048321 Operating Expenses	\$	350,000	\$	500,000	558
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TOTAL GRF General Revenue Fund	\$	350,000	\$	500,000	559
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TOTAL ALL BUDGET FUND GROUPS	\$	350,000	\$	500,000	560
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OPERATING EXPENSES 561

The foregoing appropriation item 048321, Operating Expenses, 562
shall be used to support expenses related to the Joint Medicaid 563
Oversight Committee created by section 103.41 of the Revised Code. 564

Section 8. Within the limits set forth in this act, the 565
Director of Budget and Management shall establish accounts 566
indicating the source and amount of funds for each appropriation 567
made in this act, and shall determine the form and manner in which 568
appropriation accounts shall be maintained. Expenditures from 569
appropriations contained in this act shall be accounted for as 570
though made in the main operating appropriations act of the 130th 571
General Assembly. 572

The appropriations made in this act are subject to all 573
provisions of the main operating appropriations act of the 130th 574
General Assembly that are generally applicable to such 575
appropriations. 576