



September 18, 2015
(email only)

Amy Hogan
Nursing Facility Policy
Ohio Department of Medicaid
50 W. Town Street, Suite 400
Columbus, OH 43215
Amy.Hogan@medicaid.ohio.gov

SUBJECT: Approval of Request to Use CMP Funds

Dear Ms. Hogan:

Sections 1819(h)(2)(B)(ii)(IV)(ff) and 1919(h)(3)(C)(ii)(IV)(ff) of the Social Security Act incorporate specific provisions of the Patient Protection and Affordable Care Act pertaining to the collection and uses of Civil Money Penalties (CMPs) imposed by the Centers for Medicare & Medicaid Services (CMS) when nursing homes do not meet requirements for Long Term Care Facilities. In accordance with CMS Survey & Certification Memo 12-13-NH, effective January 1, 2012, States must obtain approval from CMS for the use of federally imposed civil money penalty (CMP) funds.

Our office has reviewed your recommendation to provide the Ohio Office of the Ombudsman an additional \$305,500.00 to expand its Music & Memory program. The additional funds will allow for an increase in the number of nursing homes who wish to participate in this program. We find that the requirements at 42 CFR § 488.433 are met, and that the proposal may be funded with federally imposed CMP funds.

If you have any questions regarding this approval, please contact Mai Le-Yuen at (312) 353-2853.

Sincerely,

/s/

Jean Ay
Branch Manager
Long-Term Care Certification & Enforcement Branch

cc: CMS Quality Assurance