

**Public Notice Summary: Individual Options Waiver  
Individual Options Amendment  
Conversion from a 209(b) State to a Section 1634 State and addition of Waiver Nursing  
Service**

**Introduction**

As a result of the new single disability determination process for Medicaid and SSI, Ohio is seeking a Medicaid state plan amendment to adopt criteria authorized in section 1634 of the Social Security Act. The income standard will be raised from 64 percent of the federal poverty level (FPL) to 75 percent FPL, the resource limits will be raised from \$1,500 to \$2,000, people on SSI will automatically become eligible for Medicaid and the spend down process will be eliminated.

The Individual Options Waiver application must be amended to reflect the State's conversion to section 1634, and it must identify the Medicaid eligibility groups included under section 1634, and include a plan for continued access to services for individuals who have income over the eligibility threshold but otherwise meet the requirements for Medicaid.

In addition, the amendment includes Waiver Nursing Service, as a new covered service.

**Waiver Amendment Summary**

Major changes contained in the waiver amendment include:

- Appendix C-1/C-3: Summary of Services Covered, addition of Waiver Nursing Service and amended provider types for residential respite.
- Appendix I-2: Rate determination methods added for Waiver Nursing Service.
- Appendix J-2-d: Estimate of Factor D revised to include Waiver Nursing Service.

**1634 Section Summary**

- Main 8, Attachment #1 describes the plan to ensure every individual enrolled on the waiver who is potentially impacted by the conversion receives adequate notice of the conversion and potential impact on his or her Medicaid eligibility, is educated on his or her options, and has access to assistance with establishing a Qualified Income Trust (QIT), also called a Miller Trust.
- Appendix B-4, specifies the Medicaid eligibility groups served in the waiver, under a section 1634 authority.
- Appendix B-5 describes the post-eligibility calculation process, including the spousal impoverishment rules, to determine the amount that the waiver participant is liable to pay for the cost of waiver services.

In addition, Main Attachment 2, and Appendix C-5 reflects revised statewide transition plan submitted through the portal on December 3, 2015. Main 8.B. Attachment Optional reflects Public Comments on the statewide transition plan from December 2015.