



John R. Kasich, Governor
John B. McCarthy, Director

MEDICAID ELIGIBILITY MANUAL TRANSMITTAL LETTER NO. 125

To: All Medicaid Eligibility Manual Holders

From: John B. McCarthy, Director

Subject: Medicaid: 1634 resources - Batch Two Part Two

Effective August 1, 2016, Ohio transitioned from being a 209(b) state to a 1634 state for Medicaid eligibility. The transition impacted how Medicaid eligibility is determined for aged, blind, or disabled individuals. Most of the eligibility requirements are now based on criteria established by the Social Security Administration for supplemental security income (SSI).

As a 209(b) State, Ohio used eligibility criterion more restrictive than the SSI program for Medicaid determinations and provided a mechanism for individuals to reduce their income to the income eligibility level through the use of Medicaid spenddown.

As a 1634 State, Ohio will now use SSA's determination of an individual's eligibility for SSI benefits as a determination for Medicaid coverage. Ohio has also chosen the option to determine eligibility for Medicaid coverage for individuals who do not receive SSI benefits but have a disability determination and meet the income and resource criterion for SSI.

As a result of these changes, the Ohio Department of Medicaid reviewed all existing eligibility rules on aged, blind, or disabled Medicaid. Some rules were significantly rewritten, while others were simply updated.

This MEMTL contains two new rules from Chapter 5160:1-3 of the Administrative Code to replace two rescinded rules from Chapter 5160:1-3.

The effective date of the rules is September 12, 2016.

Chapter 5160:1-3 Medicaid for the Aged Blind, or Disabled

5160:1-3-05.5 Medicaid: promissory notes, mortgages, stocks, bonds, and loans

This rule was rescinded and some of the language found in new rule 5160:1-3-05.5 with a new title.

5160:1-3-05.5 Medicaid: promissory notes, property agreements, and loans

This rule was made new to change title of the rule, added language on property agreements, removed language on mortgages, stocks, and bonds, and added language to definitions.

5160:1-3-05.18 Medicaid: stocks, mutual funds, and bonds

This rule was made new to change rule title and added language on stocks, mutual funds, and bonds.

The information is available on the Internet and may be accessed at www.medicaid.ohio.gov.