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## FY2022-2023 State Budget Issue Brief Ohio Conference Committee Budget Requests

	Issue	Comp doc	LeadingAge Ohio Request	Final Budget
Nursing homes	Rebasing	MCDCD3	<p><b>Senate version.</b></p> <ul style="list-style-type: none"> <li>Funds rebasing @ \$174 million per year.</li> <li>Rebasing takes effect on effective date of bill.</li> <li>Retroactive to July 1, 2021.</li> <li>In case of a funding shortfall, prioritizes cost centers in the following order: direct care, ancillary, taxes, capital.</li> </ul>	<p><b>Senate version, with changes:</b></p> <ul style="list-style-type: none"> <li>Funds rebasing @ \$125 million per year.</li> <li>Makes rebasing effective July 1, 2021.</li> <li>Eliminates capital cost center from rebasing.</li> <li>Requires providers to spend no less than 70% of rebasing funds on direct care costs; subject to recoupment by ODM.</li> <li>Requires providers to spend no portion of rebasing on capital costs; subject to recoupment by ODM.</li> </ul>
	QIP	MCDCD7	<p><b>Senate version.</b></p> <ul style="list-style-type: none"> <li>Sustains QIP through SFY 2022-23 at \$170 million per year.</li> <li>Boosts QIP funding pool by \$25 million.</li> <li>Removes language describing occupancy-based exclusion.</li> <li>Replaces with points-based exclusion/ excludes those with points under 25<sup>th</sup> percentile.</li> <li>Excludes Special Focus Facilities from QIP.</li> <li>Removes drafting error that would have excluded providers from QIP if their SFY 2023 points were lower than SFY 2022.</li> </ul>	<p><b>Senate version, with changes:</b></p> <ul style="list-style-type: none"> <li>Boosts QIP funding pool by \$25 million in FY 2022 and \$125 million in FY 2023.</li> <li>Removes the occupancy-based exclusion only for FY 2022 &amp; FY 2023.</li> <li>Providers with a change of ownership are excluded from receiving QIP for that year.</li> </ul> <p><b>VETOED: the exclusion of SFFs was vetoed, with the Governor citing incompatibility with federal program.</b></p>
	CON	DOHCD44	<p><b>Senate version.</b></p> <ul style="list-style-type: none"> <li>Raises \$2 million threshold for renovations requiring CON review to \$6 million.</li> </ul>	<p><b>Senate version, with changes:</b></p> <ul style="list-style-type: none"> <li>Raises \$2 million threshold for renovations requiring CON review to \$4 million.</li> </ul>
	Critical Access	MCDCD6	<p><b>Senate version.</b></p> <ul style="list-style-type: none"> <li>Makes clarifying changes to Executive-proposed language for critical access payments.</li> </ul>	<p><b>Senate version.</b></p>



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	<b>ODH Authority</b>	DOHCD3	<b>No provision.</b> <ul style="list-style-type: none"> <li>The Executive budget included an expansion of the Director of Health’s authority to intervene when a nursing home resident’s health or safety were in jeopardy. The House made some changes to dampen the impact on providers. This section should be struck, as it is duplicative of existing authority.</li> </ul>	<b>House version.</b>
	<b>Nurse aide training &amp; competency evaluations</b>	DOHCD43	<b>Senate version.</b> <ul style="list-style-type: none"> <li>For temporary nurse aides working during the pandemic, allows them to count on-the-job training &amp; experience towards the required 75 hours for STNA license, provided it covers the requisite skills / competencies required for licensure.</li> </ul>	<b>Removed from HB110, but included in SB6.</b>

	<b>PACE Expansion</b>	AGECD12	<b>Senate version.</b> <ul style="list-style-type: none"> <li>Requires expansion of Program for All-Inclusive Care for the Elderly into Lorain, Dayton, Cincinnati, Toledo and Columbus.</li> </ul>	<b>Removed from HB110.</b>
	<b>HCBS</b>	MCDCD38	<b>Senate version.</b> <ul style="list-style-type: none"> <li>Boosts payment for nursing, aide, personal care, home care attendant &amp; therapy rates under HCBS waivers and state plan home health by 4% in SFY 2022 and an additional 2% in SFY 2023.</li> </ul>	<b>Senate version.</b> <b>VETOED, but appropriations remained intact. The Governor noted that the Administration would use appropriations to raise rates, but opposed putting provider rates in statute.</b>
	<b>Adult day</b>	MCDCD38	<b>House version with one modification:</b> <ul style="list-style-type: none"> <li>Include Ohio Home Care Waiver &amp; MyCare Ohio in list of waivers included in reimbursement, for waiver alignment.</li> </ul>	<b>House version, with modifications.</b> <b>VETOED, but appropriations remained intact. The Governor noted that the Administration would use appropriations to raise rates, but opposed putting provider rates in statute.</b>

	<b>Home care licensure</b>	DOHCD39	<b>Senate version.</b> <ul style="list-style-type: none"> <li>Requires agency and non-agency providers to become licensed medical or non-medical home care agencies.</li> <li>Excludes DoDD providers from requirements.</li> <li>Requires rules to create appeals process.</li> <li>Clarifies that requirements do not apply to childcare providers.</li> </ul>	<b>Senate version.</b>
	<b>Home delivered meals</b>		<b>Executive, House appropriations.</b> <ul style="list-style-type: none"> <li>The Executive budget included increases per-meal payment for home-delivered meals. When the Senate created language spelling out HCBS services that should receive rate increases, home-delivered meals were not among services receiving an increase.</li> </ul>	<b>No legislative language but appropriations included.</b>
	<b>Affordable assisted living</b>	MCD46	<b>Senate version.</b> <ul style="list-style-type: none"> <li>Provides for a \$23 per day increase to Assisted Living Waiver for services provided in a Low-income Housing Tax Credit property (LIHTC).</li> </ul>	<b>Removed from HB110.</b>
	<b>Tax valuation of subsidized housing</b>	TAXCD65	<b>No provision.</b> <ul style="list-style-type: none"> <li>For local property tax purposes, would value subsidized housing properties based on market rate rents. Affordable/subsidized housing operators are required by covenants to offer subsidized rents. This would have chilling effects on subsidized housing, and ripple effects impacting banking sectors and low-income Ohioans.</li> </ul>	<b>No provision.</b> <ul style="list-style-type: none"> <li>Replaced with language requiring a study committee to evaluate the calculation of property taxes for affordable housing, and make recommendations.</li> </ul>