

Department of Health & Human Services
Centers for Medicare & Medicaid Services
233 North Michigan Avenue, Suite 600
Chicago, Illinois 60601-5519



NOV 02 2007

Cristal Thomas, Deputy Director
Office of Ohio Health Plans
Ohio Department of Jobs & Family Services
P.O. Box 182709
50 West Town Street, Suite 400
Columbus, Ohio 43218

Dear Ms. Thomas:

Enclosed for your records is an approved copy of the following State Plan Amendment:

Transmittal #07-005 Introduces Ohio's Qualified Long Term Partnership Insurance
Program -- Effective September 1, 2007.

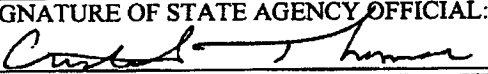

If you have any questions, please have a member of your staff contact Mara Siler-Price, of my staff, at (312) 886-5211.

Sincerely,

A handwritten signature in black ink that reads "Verlon Johnson". The signature is written in a cursive style with a large initial "V".

Verlon Johnson
Associate Regional Administrator
Division of Medicaid and Children's Health

Enclosure

TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL		1. TRANSMITTAL NUMBER: 07-005	2. STATE OHIO
FOR: CENTERS FOR MEDICAID AND MEDICAID SERVICES		3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)	
TO: REGIONAL ADMINISTRATOR CENTERS FOR MEDICARE & MEDICAID SERVICES DEPARTMENT OF HEALTH AND HUMAN SERVICES		4. PROPOSED EFFECTIVE DATE September 1, 2007	
5. TYPE OF PLAN MATERIAL (Check One):			
<input type="checkbox"/> NEW STATE PLAN <input type="checkbox"/> AMENDMENT TO BE CONSIDERED AS NEW PLAN <input checked="" type="checkbox"/> AMENDMENT			
COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate Transmittal for each amendment)			
6. FEDERAL STATUTE/REGULATION CITATION: Section 6021 of the Deficit Reduction Act of 2005		7. FEDERAL BUDGET IMPACT:	
		a. FFY 2007 \$ 0	
		b. FFY 2008 \$ 0	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT: Supplement 8c to Attachment 2.6-A, pages 1 and 2 Introduction, 4.17 Liens and Adjustments or Recoveries, page 53b.		9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable): Supplement 8c - N/A TN 01-002	
10. SUBJECT OF AMENDMENT: These state plans change the introduction and introduces Ohio's Qualified Long Term Partnership Insurance program. Supplement 8c to Attachment 2.6-A addresses more liberal methods of treating resources under Section 1902(r)(2) of the Social Security Act.			
11. GOVERNOR'S REVIEW (Check One):			
<input type="checkbox"/> GOVERNOR'S OFFICE REPORTED NO COMMENT <input type="checkbox"/> COMMENTS OF GOVERNOR'S OFFICE ENCLOSED <input type="checkbox"/> NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL		<input checked="" type="checkbox"/> OTHER, AS SPECIFIED: Governor has delegated signature authority to ODJFS Director. Director has delegated signature authority to State Medicaid Director	
12. SIGNATURE OF STATE AGENCY OFFICIAL: 		16. RETURN TO:	
13. TYPED NAME: CRISTAL A. THOMAS		Becky Jackson	
14. TITLE: STATE MEDICAID DIRECTOR		OHP/Bureau of Health Plan Policy	
15. DATE SUBMITTED: 08/24/2007		Ohio Department of Job and Family Services	
		50 West Town Street 4 th floor A4030	
		Columbus, Ohio 43215	
FOR REGIONAL OFFICE USE ONLY			
17. DATE RECEIVED: 08/24/2007		18. DATE APPROVED: 11/07/07 11/09/07	
PLAN APPROVED - ONE COPY ATTACHED			
19. EFFECTIVE DATE OF APPROVED MATERIAL: 09/01/2007		20. SIGNATURE OF REGIONAL OFFICIAL: 	
21. TYPED NAME: Verton Johnson		22. TITLE: Associate Regional Administration	
23. REMARKS:			

Instructions on Back

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT
State: OHIO

MORE LIBERAL METHODS OF TREATING RESOURCES
UNDER SECTION 1902(r)(2) OF THE ACT

1902(r)(2)
1917(b)(1)(C)

The following more liberal methodology applies to individuals who are eligible for medical assistance under one of the following eligibility groups:

1. Mandatory categorically needy, including aged, blind or disabled groups for which the state uses a more restrictive policy under 1902(f).
2. All optional categorically needy groups as described in 1902(a)(10)(A)(ii).

An individual who is a beneficiary under a long-term care insurance policy that meets the requirements of a "qualified state long-term care insurance partnership" policy (partnership policy) as set forth below, is given a **resource disregard** as described in this amendment. The amount of the disregard is equal to the amount of the insurance benefit payments made to or on behalf of the individual. The term "long-term care insurance policy" includes a certificate issued under a group insurance contract.

For purposes of eligibility determination, during the person's lifetime, disregard the value of resources, or any additional resources received after initial eligibility, in an amount not to exceed the dollar amount of long-term care benefits utilized under a partnership policy.

1917(d)(4)(A) and (C)
1917(e)

Exclude from resources that may be disregarded the resources in a trust under 1917(d)(4)(A) and (C) or annuities and similar legal instruments under 1917(e).

- X The State Medicaid Agency (Agency) stipulates that the following requirements will be satisfied in order for a long-term policy to qualify for a disregard. Where appropriate, the Agency relies on attestations by the Superintendent of Insurance or other State official charged with regulation and oversight of insurance policies sold in the state, regarding information within the expertise of the State's Insurance Department.

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: OHIO

Qualified Policy - The policy is a qualified long-term care insurance policy as defined in section 7702B(b) of the Internal Revenue Code of 1986.

Model Act - The policy meets the requirements of the long-term care insurance model regulation and long-term care insurance model act promulgated by the National Association of Insurance Commissioners (as adopted as of October 2000) as those requirements are set forth in section 1917(b)(5)(A) of the Social Security Act.

Issue Date - The policy, if issued in this State, was issued no earlier than the effective date of this State plan amendment. The policy, if issued in another state, was issued no earlier than the effective date of the State plan amendment for long term care insurance partnerships of that state.

Reciprocity - The insured individual was a resident of a Partnership State when coverage first became effective under the policy. If the policy is later exchanged for a different long-term care policy, the individual was a resident of a Partnership State when coverage under the earliest policy became effective.

Inflation Protection - The policy meets the inflation protection requirements set forth in section 1917(b)(1)(C)(iii)(IV) of the Social Security Act.

Uniform Data Set - The Superintendent of Insurance requires the issuer of the policy to make regular reports to the Secretary that include notification regarding when benefits provided under the policy have been paid and the amount of such benefits paid, notification regarding when the policy otherwise terminates, and such other information as the Secretary determines may be appropriate to the administration of such partnerships.

Application of Requirements to Non-Partnership Policies - The State does not impose any requirement affecting the terms or benefits of a partnership policy that the state does not also impose on non-partnership policies.

Agent Training - The Department of Insurance assures that any individual who sells a partnership policy receives training, and demonstrates evidence of an understanding of such policies and how they relate to other forms of public and private coverage of long-term care.

Technical Assistance by Medicaid Agency to Insurance Agency Regarding Agent Training - The Agency provides information and technical assistance to the Department of Insurance regarding the training described above.

TN No. 07-005
Supersedes
TN No. N/A

Approval Date NOV 02 2007Effective Date 09/01/2007

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT
State/Territory: OHIO

LIENS AND ADJUSTMENTS OR RECOVERIES

1917(b)(1)(C)

- (4) X If an individual covered under a long-term care insurance policy received benefits for which assets or resources were disregarded as provided for in **Attachment 2.6-A, Supplement 8c** (State Long-Term Care Insurance Partnership), the State does **not** seek adjustment or recovery from the individual's estate for the amount of assets or resources disregarded.

TN No. 07-005

Approval Date NOV 02 2007 Effective Date: 09/01/07

Supersedes
TN No. 01-002