

**LEGAL NOTICE
STATE OF OHIO
OHIO DEPARTMENT OF MEDICAID**

Pursuant to section 1902(a)(13)(A) of the Social Security Act and 42 CFR 447.205, the director of the Ohio Department of Medicaid (department) gives notice of the department's intent to modify provisions relating to the reimbursement of intermediate care facilities for individuals with intellectual disabilities (ICF/IIDs) participating in the Medicaid program. The modifications are as follows:

- Am. Sub. S.B. 239 of the 134th Ohio General Assembly modified the rates for ICF/IIDs for SFY 2023 by removing caps on rate increases.
- For FY 2023, ICF/IIDs will be paid a rate as determined under Chapter 5124. of the Ohio Revised Code
- The rates for SFY 2023 reflect cost report data that considers current provider costs, assessments, inflation factors, and rate setting calculations performed by the Ohio Department of Developmental Disabilities.
- The department estimates that rates for SFY 2023 will **increase** by 10% over rates capped in SFY 2022.
- Implementation of this change is expected to increase the state's annual aggregate expenditures for ICF-IIDs by approximately \$54 million.

Any person may examine and obtain a copy of the changes, without charge, at the following locations*:

Ohio Department of Medicaid, 50 West Town Street, Suite 400, Columbus, Ohio 43215; or
Any county department of job and family services; or
on the internet at [AM 134 3550 \(state.oh.us\)](https://legislature.ohio.gov/bills/134/239) for Senate Bill 239 of the 134th Ohio General Assembly.

Written comments regarding these changes may be submitted to the Ohio Department of Medicaid, attn.: Carolyn Humphrey, Medicaid Health Systems Administrator, 50 West Town Street, Columbus, Ohio 43215-3414 and may be reviewed at the same location*. Comments may also be provided by e-mail to the following address: Carolyn.Humphrey@medicaid.ohio.gov. Comments must be submitted no later than **June 30, 2022**.

ODM is committed to providing access and inclusion and reasonable accommodation in its services, activities, programs, and employment opportunities in accordance with the Americans with Disabilities Act (ADA), Title VI of the Civil Rights Act, and other applicable laws. To request an interpreter, written information in a language other than English or in other formats (large print, audio, accessible electronic formats, other formats), or a reasonable accommodation due to a disability, please contact ODM's Civil Rights/ADA Coordinator at 614-995-9981/TTY 711, Fax 1-614-644-1434, or Email: ODM_EEO_EmployeeRelations@medicaid.ohio.gov. If you believe ODM has failed to provide these services or discriminated in another way, you can file a grievance with ODM's Civil Rights Coordinator and/or file a civil rights complaint with the U.S. Department of Health and Human Services, Office for Civil Rights. Further information on these processes and ODM's compliance with civil rights and other applicable laws can be found here: [Notice of Nondiscrimination](#).

*If you would like to review the changes or written comments in person at the department or county, contact the department or county first to schedule an appointment, as office hours may be limited or revised from the usual schedule due to COVID-19.