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State/Territory Name: Ohio

State Plan Amendment (SPA) #: 17-0022

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS 179 Form/Summary Form (with 179-like data)
- 3) Approved SPA Pages

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



August 3, 2017

Barbara R. Sears, Director Ohio Department of Medicaid P.O. Box 182709 50 West Town Street, Suite 400 Columbus, Ohio 43218

RE: State Plan Amendment Transmittal Number 17-022

Dear Ms. Sears:

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

Transmittal #17-022 - Post-Eligibility Treatment of Income: Excluded Income

Effective Date: September 1, 2017Approval Date: August 3, 2017

If you have any questions regarding this State Plan Amendment, please have a member of your staff contact Christine Davidson at (312) 886-3642 or by email at christine.davidson@cms.hhs.gov.

Sincerely,

/s/

Alan Freund Acting Associate Regional Administrator Division of Medicaid and Children's Health Operations

Enclosure

cc: Sarah Curtin, ODM
Carolyn Humphrey, ODM
Becky Jackson, ODM
Greg Niehoff, ODM

TRANSMITTAL AND NOTICE OF APPROVAL OF	1. TRANSMITTAL NUMBER:	O OTLATE
		2. STATE
STATE PLAN MATERIAL	17-022	ОНЮ
FOR: CENTERS FOR MEDICARE AND MEDICAID SERVICES	3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)	
TO: REGIONAL ADMINISTRATOR	4. PROPOSED EFFECTIVE DATE	
CENTERS FOR MEDICARE & MEDICAID SERVICES	09/01/2017	
DEPARTMENT OF HEALTH AND HUMAN SERVICES	09/01/2017	
5. TYPE OF PLAN MATERIAL (Check One):	<u> </u>	
of the of the winternal (check one).		
	CONSIDERED AS NEW PLAN	⊠ AMENDMENT
COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMEN		amendment)
6. FEDERAL STATUTE/REGULATION CITATION:	7. FEDERAL BUDGET IMPACT:	
42 CFR 435.725; 42 CFR 435.726	a. FFY 2017 \$ 8 thousands	
	b. FFY 2018 \$ 93 thousands	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:	9. PAGE NUMBER OF THE SUPERSE OR ATTACHMENT (If Applicable):	EDED PLAN SECTION
Attachment 2.6-A Page 4-1	Attachment 2.6-A Page 4 (TN 98-05)	
Attachment 2.6-A Page 4-2		
Attachment 2.6-A Page 4-3		
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10 SUDJECT OF AMENDMENT, Book all all life Transport		
10. SUBJECT OF AMENDMENT: Post-eligibility Treatment of Income	: Excluded income	
11. GOVERNOR'S REVIEW (Check One):	****	
☐ GOVERNOR'S OFFICE REPORTED NO COMMENT	☑ OTHER, AS SPECI	FIED:
COMMENTS OF GOVERNOR'S OFFICE ENCLOSED		r is the Governor's designee
NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL	THE STARE MEDICAL PROCESS	is the Governor's designee
12. SIGNATURE OF STATE AGENCY OFFICIAL:	16 RETURN TO:	
12. SIGNATURE OF STATE AGENCY OFFICIAL:	16. RETURN TO:	
12. SIGNATURE OF STATE AGENCY OFFICIAL: 13. TYPED NAME: (Barbara R. Sears)	Carolyn Humphrey	
13. TYPED NAME: Barbara R. Sears	Carolyn Humphrey Ohio Department of Medicaid	
	Carolyn Humphrey Ohio Department of Medicaid P.O. BOX 182709	
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Revision: HCFA-PM-97-2 Attachment 2.6-A December 1997 Page 4-1

OBM No.: 0938-0673

State:	Ohio .

Citation Condition or Requirement

Post-eligibility Treatment of Institutionalized В. Individuals' Incomes

1.	The following items are not of	considered in the	post-eligibility proces	s:

SSI and SSP benefits paid under § 1611(e)(1)(E) and (G) of 1902(o) of the Act a. the Act to individuals who receive care in a hospital, nursing home, SNF, or ICF.

> Austrian Reparation Payments (pension (reparation) payments b. made under §500 – 506 of the Austrian General Social Insurance Act). Applies only if State follows SSI program rules with respect to the payments.

1902(r)(1) of German Reparations Payments (reparation payments made by c. the Federal Republic of Germany). the Act

105/206 of Japanese and Aleutian Restitution Payments. d. P.L. 100-383

Netherlands Reparation Payments based on Nazi, but not e. Japanese, persecution (during World War II). P.L. 103-286

10405 of f. Payments from the Agent Orange Settlement Fund or any other fund established pursuant to the settlement in the In re P.L. 101-239 Agent Orange product liability litigation, M.D.L. No. 381

(E.D.N.Y.). 6(h)(2) of P.L. 101- g. Radiation Exposure Compensation.

12005 of P.L. 103-66 VA pensions limited to \$90 per month under 38 U.S.C 5503. h.

606 of i. Department of defense payments to certain persons captured P.L. 105-78 and interned in North Vietnam, in accordance with the 657 of Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act of 1998. P.L. 104-201

104/204 of Allowances paid to certain Vietnam veterans' natural children j. P.L. 421 regardless of or age or marital status, for any disability resulting from spina bifida suffered by such children under 38 U.S.C. 1805(d).

TN: 17-022 Approval Date: <u>8/3/17</u>

Supersedes

Bondl v

1.(a) of

426

Sullivan (SSI)

TN: 98-05 Effective Date: 09/01/2017 Revision: HCFA-PM-97-2 Attachment 2.6-A
December 1997 Page 4-2

Page 4-2 OBM No.: 0938-0673

State:		Ohio .
Citation		Condition or Requirement
102 of P.L. 108-183	k.	Allowances paid to certain Korea service veterans' natural children regardless of their age or marital status, for any disability resulting from spina bifida suffered by such children.
401 of P.L. 106-419	1.	Monetary allowances paid to the natural children of Women Vietnam veterans, regardless of their age or marital status, for certain birth defects under 38 U.S.C. 1833(c).
8 of P.L. 97-458	m.	Payments made to Native Americans as listed in section IV of 20 C.F.R. 416 Subpart K Appendix.
42 U.S.C 10602	n.	Payments received under the provisions of a state "Victims of Crime Program" per 42 U.S.C. 10602(c).
4735(b)(1) of P.L. 105-33	0.	Payments made from any fund established pursuant to a class settlement in the case of Susan Walker v. Bayer Corporation, et al, 96-C-5024 (N.D. Ill), per section 4735 of the Balanced Budget Act of 1997.
4735(b)(2) of P.L. 105-33	p.	Payments made from any fund established pursuant to a class action settlement in the case of "Factor VIII or IX concentrate blood products litigation," MDL986, no. 93-C-7452 (N.D. III), per section 4735 of the Balanced Budget Act of 1997.
102(h)(1) of P.L. 95–478	q.	Assistance (other than wages or salaries) under the Older Americans Act of 1965 under 92 Stat. 1515, 42 U.S.C. 3020a.
435 of P.L. 108-203	r.	Student financial assistance from a program funded under Title IV of the Higher Education Act (HEA) of 1965 or Bureau of Indian Affairs (BIA) per the Higher Education Technical Amendments Act of 1987 (20 U.S.C. 1087uu).
P.L. 107–110	S.	'Individual development account' (IDA) as provided by the Assets for Independence Act, as amended in 2002 (42 U.S.C. 604(h)(4)), listed as exclusion (xxiv).

TN: <u>17-022</u> Approval Date: <u>_8/3/17_____</u>

Supersedes

TN: <u>New</u> Effective Date: <u>09/01/2017</u>

Revision: HCFA-PM-97-2 Attachment 2.6-A Page 4-3 OBM No.: 0938-0673 December 1997

State:		Ohio .
Citation		Condition or Requirement
42 U.S.C. 673(b)	t.	Foster care subsidies under title IV-B or title-XX and adoption assistance subsidies under title IV-E per 42 U.S.C. 673(b).
42 USC 9858q	u.	Assistance under the Child Care and Development Block Grant Act of 1990.
42 U.S.C. 5044(f)	v.	Assistance or services received through the Domestic Volunteer Service under 42 U.S.C. 66 per 42 U.S.C. 5044(f).
7 U.S.C. 2017(b) 42 U.S.C. 1760(e) 42 U.S.C. 1780(b) 42 U.S.C. 3020a(a)	W.	Assistance or services received through the Supplemental Nutrition Act Program; the School Lunch Program; the Child Nutrition Act; and the Nutrition Program for Elderly (Title VII).
42 U.S.C. 5155(d)	х.	Payments made under the Disaster Relief and Emergency Assistance Act.
42 U.S.C. 1382a	у.	Assistance, with respect to the dwelling unit occupied by such individual (or such individual and spouse), under the United States Housing Act of 1937, the National Housing Act, section 101 of the Housing and Urban Development Act of 1965, title V of the Housing Act of 1949, or section 202(h) of the Housing Act of 1959 per 42 U.S.C. 1382a.
42 U.S.C. 4636	z.	Relocation assistance provided under title II of the Uniform Relocation Assistance and Real Property Acquisitions Policies Act of 1970 in accordance with 42 U.S.C. 4636 provided to individuals displaced by any federal or federally-assisted project or state or local government or through a state-assisted or locally-assisted project in the acquisition of real property.
3 of P.L. 111-255	aa.	The first two thousand dollars per calendar year received as compensation for participation in clinical trials that meet the criteria detailed in section 1612(b) of the Social Security Act.

TN: <u>17-022</u> Approval Date: 8/3/17

Supersedes TN: New

Effective Date: <u>09/01/2017</u>