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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
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- 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, 2017
 - Approval 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

State: Ohio.

Citation Condition or Requirement

B. Post-eligibility Treatment of Institutionalized
Individuals' Incomes

1. The following items are not considered in the post-eligibility process:

- | | | |
|---|----|---|
| 1902(o) of the Act | a. | SSI and SSP benefits paid under § 1611(e)(1)(E) and (G) of the Act to individuals who receive care in a hospital, nursing home, SNF, or ICF. |
| Bondl v
Sullivan (SSI) | b. | Austrian Reparation Payments (pension (reparation) payments 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
the Act | c. | German Reparations Payments (reparation payments made by the Federal Republic of Germany). |
| 105/206 of
P.L. 100-383 | d. | Japanese and Aleutian Restitution Payments. |
| 1.(a) of
P.L. 103-286 | e. | Netherlands Reparation Payments based on Nazi, but not Japanese, persecution (during World War II). |
| 10405 of
P.L. 101-239 | f. | Payments from the Agent Orange Settlement Fund or any other fund established pursuant to the settlement in the In re Agent Orange product liability litigation, M.D.L. No. 381 (E.D.N.Y.). |
| 6(h)(2) of P.L. 101-
426 | g. | Radiation Exposure Compensation. |
| 12005 of P.L. 103-66 | h. | VA pensions limited to \$90 per month under 38 U.S.C 5503. |
| 606 of
P.L. 105-78
657 of
P.L. 104-201 | i. | Department of defense payments to certain persons captured and interned in North Vietnam, in accordance with the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act of 1998. |
| 104/204 of
P.L. 421 | j. | Allowances paid to certain Vietnam veterans' natural children 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). |

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	l. 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	o. 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. Ill), 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).

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)	x. Payments made under the Disaster Relief and Emergency Assistance Act.
42 U.S.C. 1382a	y. 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.