As Introduced

134th General Assembly
Regular Session
2021-2022

H. B. No. 461

Representative Carruthers

A BILL

To provide for the distribution of some federal coronavirus relief funding to nursing facilities and to make an appropriation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. All items in this act are hereby appropriated as designated out of any moneys in the state treasury to the credit of the designated fund. For all operating appropriations made in this act, those in the first column are for fiscal year 2022 and those in the second column are for fiscal year 2023. The operating appropriations made in this act are in addition to any other operating appropriations made for the FY 2022-FY 2023 biennium.

Section 2.

A MCD DEPARTMENT OF MEDICAID

B Dedicated Purpose Fund Group
### NURSING FACILITY RELIEF

(A) As used in this section, "nursing facility" and "provider" have the same meanings as in section 5165.01 of the Revised Code.

(B) The foregoing appropriation item 651696, Nursing Facility Relief, shall be used to provide payments to nursing facilities in accordance with this section, calculated as follows:

1. Determine the percentage sufficient to distribute the appropriated funds to all nursing facilities in this state;

2. Multiply that percentage by the per Medicaid day payment rate for each nursing facility, determined under section 5165.15 of the Revised Code as of July 1, 2021. The per Medicaid day payment rate shall include Medicaid days for beds occupied by care management system enrollees and shall be based on 2020 year cost report data submitted to the Department pursuant to section 5165.10 of the Revised Code.

(C) For purposes of division (B)(2) of this section, if a nursing facility did not submit to the Department a full year of 2020 cost report data, the Department shall determine the number of Medicaid days for that facility in 2020 based on the facility's number of licensed beds, adjusted for the facility's occupancy and Medicaid utilization.
(D) The Department shall distribute all funds appropriated under division (B) of this section as nursing facility payments not later than December 31, 2021, to the nursing facility provider on record as of October 1, 2021.

Section 3. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the form and manner in which appropriation accounts shall be maintained. Expenditures from operating appropriations contained in this act shall be accounted for as though made in the main operating appropriations act of the 134th General Assembly.

The operating appropriations made in this act are subject to all provisions of the main operating appropriations act of the 134th General Assembly that are generally applicable to such appropriations.