

Public Notice Summary
Heightened Scrutiny Review Requests

Background

In 2014, the Centers for Medicaid and Medicare Services (CMS) issued its [final rule](#) regarding settings for home and community-based services (HCBS) offered through the NF-based LOC home and community-based waivers, which include the Assisted Living, My Care Ohio, Ohio Home Care and the PASSPORT waivers. This rule was established to ensure Medicaid's HCBS programs provide individuals full access to the benefits of community living and offer services in the most integrated settings no matter where an individual resides.

Heightened Scrutiny Review

For settings that are presumed not to possess the required home and community based (HCBS) characteristics, the state may submit evidence to CMS requesting a [heightened scrutiny review](#).

- The request must include sufficient evidence to demonstrate the setting does not possess the characteristics of an institution and evidence a public comment period has been held to obtain public input on the identified settings.

NF-based LOC Non-Residential Settings: Adult Day Health Settings

The State conducted an on-site assessment of each of the following non-residential settings that may furnish the adult day health service to individuals enrolled on one of the NF-based LOC waivers.

- DayBreak Adult Day Care and Transportation
- DayBreak Adult Day
- Easter Seals of Springfield
- Eliza Jennings dba Acadia Place Adult Day Care
- Forest Hills
- Heritage Manor
- Ottawa County Riverview DayBreak
- Today Center for Adults

The State has determined there is sufficient evidence to demonstrate each of these settings possess the required home and community-based characteristics and do not have institutional qualities.

Public Input Requested

The State is posting the evidence packages for the public's review and comment prior to submitting the heightened scrutiny review requests to CMS. **The evidence packages are found in Appendix 6 (beginning on page 160) of the Ohio Statewide Transition Plan.**