

As Introduced

**135th General Assembly
Regular Session
2023-2024**

S. B. No. 33

**Senator Schaffer
Cosponsor: Senator Cirino**



A BILL

To enact section 5162.213 of the Revised Code to 1
require Medicaid applicants to certify that they 2
have been notified about the Medicaid estate 3
recovery program. 4

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

Section 1. That section 5162.213 of the Revised Code be 5
enacted to read as follows: 6

Sec. 5162.213. (A) The department of medicaid shall ensure 7
that each applicant for any medicaid program component subject 8
to the medicaid estate recovery program instituted under section 9
5162.21 of the Revised Code certifies, before enrolling, that 10
the applicant has been notified of the provisions of the 11
medicaid estate recovery program. The medicaid director shall 12
adopt rules under section 5162.02 of the Revised Code to 13
establish the form and manner of the certification, which shall 14
require a signature of understanding from the applicant, or a 15
person authorized to sign on the applicant's behalf. 16

(B) Notwithstanding any provision of section 121.95 of the 17
Revised Code to the contrary, a regulatory restriction contained 18

in a rule adopted under this section is not subject to sections 19
121.95 to 121.953 of the Revised Code. 20