

5123:1-5-01 Clothing allowance.

(A) The purpose of this rule shall be to establish guidelines for the department to reimburse an ICF/MR for the cost of clothing purchased for individuals residing at such ICF/MR.

(B) Definitions

(1) "Department" means the Ohio department of mental retardation and developmental disabilities.

(2) "ICF/MR" means an intermediate care facility for the mentally retarded certified under Title XIX of the "Social Security Act." For purposes of this rule, ICF/MR does not include a developmental center under the managing responsibility of the department.

(3) "Individual" means a person who has mental retardation or other developmental disability, who is eligible for benefits under Title XIX of the "Social Security Act," and who resides in an ICF/MR.

(C) Notwithstanding other provisions of section 5123.18 of the Revised Code and rules under Chapter 5123:1-9 of the Administrative Code, the department may reimburse for the reasonable cost of purchasing clothing for an individual as defined in paragraph (B)(3) of this rule. Payment to the ICF/MR according to this rule shall be restricted to purchasing clothing for the individual and shall not be considered cost eligible for reimbursement under the Ohio department of job and family services long-term care program.

(D) The need for such clothing shall be documented in the individual's plan.

(E) The ICF/MR shall maintain clothing records for each individual in accordance with rule 5123:2-3-12 of the Administrative Code. These records shall be made available to any agent of the state of Ohio for audit.

(F) The department may reimburse the ICF/MR for not less than twenty-five dollars but not more than three hundred dollars per individual per year, except that each first day of July the department may adjust the maximum reimbursement to reflect increases in the cost of living, as shown in the consumer price index for all items for all urban consumers for the north central region, published by the United States bureau of labor statistics. Reimbursement shall be made annually based on verification of requests for reimbursement submitted to the department. Requests for reimbursement according to this rule shall be made on forms provided by the department. The department shall reimburse annually subject to the availability of funds.

(G) The department may reimburse an ICF/MR according to this rule from funds appropriated in line item 322-413. The department may not provide reimbursement for clothing costs reimbursable under Title XIX of the "Social Security Act."

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