

Rule Summary and Fiscal Analysis (Part A)**Department of Job and Family Services**

Agency Name

Division of Medical Assistance

Division

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5101:3-14-01

Rule Number

NEW

TYPE of rule filing

Rule Title/Tag Line

**Healthchek: early and periodic screening, diagnostic and
treatment (EPSDT) mandatory services for medicaid recipients
under twenty-one years of age.****RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **No**

2. Are you proposing this rule as a result of recent legislation? **No**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **5111.02**

5. Statute(s) the rule, as filed, amplifies or implements: **5111.01, 5111.02**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

New rule 5101:3-14-01 replaces a rescinded rule of the same number that was rescinded as a result of the five-year rule review requirement set forth in Revised Code section 119.032.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE, then summarize the content of the rule:

This rule outlines the general provisions that govern Healthchek, Ohio's early and periodic screening, diagnostic, and treatment (EPSDT) benefit. This rule includes definitions of terms used in Chapter 5101:3-14 of the Administrative Code and identifies required services under the Healthchek benefit.

Changes to this rule include the following:

- 1) Title change to clarify that the Healthchek benefit is mandatory and is applicable to Medicaid recipients under twenty-one years of age. This information was previously spelled out in paragraph (A).
- 2) For consistency and clarity, references to "from birth through age twenty" have been changed to "under twenty-one years of age."
- 3) Paragraph (A) is expanded to include definitions for five additional terms, consistent definition with other Medicaid rules (not a change in policy).
- 4) The definition of "Healthchek" is amended to clarify that Healthchek is a benefit, not a program.
- 5) For emphasis and clarity, the concept of mandatory services is relocated to the title of the rule.
- 6) For emphasis and clarity, the concept of the applicability of this benefit to Medicaid recipients under the age of twenty-one has been retained.
- 7) Paragraph (B) is removed because it adds no clarity to the description of the Healthchek benefit.
- 8) The concept of the scope of services is relocated to new paragraphs (B) and (C) (not a change in policy).
- 9) The two subparagraphs under paragraph (C) are separated into paragraphs (B) and (C). Healthchek screening services are clarified and based on United States Code (not a change in policy).

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

This rule incorporates one or more references to another rule or rules of the Ohio Administrative Code. This question is not applicable to any incorporation by reference to another OAC rule because such reference is exempt from compliance with ORC 121.71 to 121.74 pursuant to ORC 121.76 (A)(3).

This rule incorporates one or more dated references to the United States Code. This question is not applicable to any incorporation by reference to the United States Code because such reference is exempt from compliance with ORC 121.71 to 121.74 pursuant to ORC 121.75(A).

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

Not applicable.

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

Not Applicable.

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

This rule is revised to insert clarifying language regarding Healthchek requirements into paragraph (C). Specifically, in the first sentence, "all mandatory and optional" is inserted before "medically necessary services; "(including treatment)" is inserted after "medically necessary services"; and "defects and physical and mental illness and conditions" replaces "a condition". In the second sentence, "Such services and items" is relocated to the beginning of the sentence.

12. 119.032 Rule Review Date:

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

FISCAL ANALYSIS

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current

biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

\$0

No impact on current budget.

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

Not applicable.

15. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

No new costs.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**