Rule Summary and Fiscal Analysis
<u>Part A</u> - General Questions

Rule Number: 5160-1-60

Rule Type: Amendment

Rule Title/Tagline: Medicaid payment.

Agency Name: Ohio Department of Medicaid

Division:

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I.   <u>Rule Summary</u>

1. **Is this a five year rule review?** No

   A.   **What is the rule's five year review date?** 1/1/2023

2. **Is this rule the result of recent legislation?** No

3. **What statute is this rule being promulgated under?** 119.03

4. **What statute(s) grant rule writing authority?** 5164.02

5. **What statute(s) does the rule implement or amplify?** 5164.02

6. **What are the reasons for proposing the rule?**

   This rule is being proposed for amendment to update policy related to the administration of the Medicaid program.

7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

   This rule sets forth payment policies for services furnished by professional, non-institutional providers. The appendix to this rule is amended to incorporate changes in Medicaid payment amounts for certain existing pregnancy-related services and

the establishment of payment amounts for new dietitian, pregnancy-related and EEG services.

8.   **Does the rule incorporate material by reference?** No

9.   **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.**

     Not Applicable

10. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

     Revising answer to question 4. The RSFA question four for this rule lists ORC 119.03, but this is a promulgating, not authorizing, statute. Updated answer to reflect 5164.02

II.   Fiscal Analysis

11. **Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

     This will have no impact on revenues or expenditures.

     See the explanation.

     Changes in payment amounts are implemented in the appendix to rule 5160-1-60. However, the changes associated with dietitian services and pregnancy-related services are being accounted for in the fiscal analyses for rules 5160-8-41 and 5160-21-04. This approach is intended to promote clarity and to prevent inadvertent duplication.

12. **What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

     There is no cost of compliance.

13. **Does the rule increase local government costs? (If yes, you must complete an RSFA Part B).** No

14. **Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C).** No

15. **If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.**

    Not Applicable

III. Common Sense Initiative (CSI) Questions

16. **Was this rule filed with the Common Sense Initiative Office?** No

17. **Does this rule have an adverse impact on business?** No

    A. **Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business?** No

    B. **Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms?** No

    C. **Does this rule require specific expenditures or the report of information as a condition of compliance?** No

    D. **Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies?** No

IV. Regulatory Restrictions (This section only applies to agencies indicated in R.C. 121.95 (A))

18. **Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95?** No

    A. **How many new regulatory restrictions do you propose adding?**

    Not Applicable

    B. **How many existing regulatory restrictions do you propose removing?**

    Not Applicable