

Rule Summary and Fiscal Analysis

Part A - 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. Rule Summary

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 many professional, non-institutional providers. The appendix to this rule is being amended to incorporate the following changes:

Medicaid payment for behavioral health management and integration services is being established for community providers.

The 2018 Current Procedural Terminology (CPT) and Healthcare Common Procedure Coding System (HCPCS) coding updates are incorporated into this appendix. New codes are added, obsolete codes are marked as discontinued, and Medicaid maximum amounts are established for new codes. These codes were published on a separate table and were effective January 1, 2018.

8. **Does the rule incorporate material by reference? Yes**
9. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.71 to 121.76, please explain the basis for the exemption and how an individual can find the referenced material.**
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 R.C. 121.71 to 121.74 pursuant to RC 121.76(A)(3).
10. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

This rule is being revise filed to correct the authorizing statute for codification purposes.

II. Fiscal Analysis

11. **As a result of this proposed rule, please estimate the increase / decrease in revenues or expenditures affecting this agency, or the state generally, in the current biennium or future years. If the proposed rule is likely to have a different fiscal effect in future years, please describe the expected difference and operation.**

This will increase expenditures.

\$50,000

Behavioral health management and integration services are new services that will be provided to Medicaid eligible individuals with a diagnosed psychiatric disorder that requires behavioral health care assessment and treatment. Since these are new services there will be an increase in expenditures by \$50,000 over the remainder of the biennium budget. Currently, there is a limited number of practices that would be able to provide and receive payment for providing behavioral health management

services. The fiscal impact to the budget may vary in future fiscal years based on both the number of qualified participating providers and the frequency of providing the new services.

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

No estimated 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**

III. Common Sense Initiative (CSI) Questions

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

- 16. 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**