

5160-58-01.1

MyCare Ohio plans: application of general managed care rules.

(A) MyCare Ohio plans must comply with all of the requirements applicable to managed care ~~plans (MCPs)~~ organizations (MCOs) and managed care entities (MCEs) in the following rules:

- (1) Rule 5160-26-05 of the Administrative Code;
- (2) Rule 5160-26-05.1 of the Administrative Code;
- (3) Rule 5160-26-06 of the Administrative Code;
- (4) Rule 5160-26-08.3 of the Administrative Code;
- ~~(5) Rule 5160-26-09 of the Administrative Code;~~
- ~~(6)~~(5) Rule 5160-26-09.1 of the Administrative Code;
- ~~(7)~~(6) Rule 5160-26-10 of the Administrative Code; and
- ~~(8)~~(7) Rule 5160-26-11 of the Administrative Code.

~~(B) MyCare Ohio plans must comply with all of the requirements applicable to MCPs in rule 5160-26-03.1 of the Administrative Code, however, the following language replaces all of paragraph (B)(3)(h) for MyCare Ohio plans: "Prior authorization decisions for covered outpatient drugs as defined in 42 U.S.C. 1396r-8(k)(2) (as in effect January 1, 2017) must be made within the timeframes specified in 42 C.F.R. 423.568(b) (October 1, 2017) for standard decisions and 42 C.F.R. 423.572(a) (October 1, 2017) for expedited decisions. When an emergency situation exists, a seventy-two hour supply of the covered outpatient drug that was prescribed must be authorized. If the plan is unable to obtain the information needed to make the prior authorization decision within seventy-two hours, the decision timeframe has expired and the MCP must give notice to the member as specified in rule 5160-58-08.4 of the Administrative Code."~~

~~(C)~~(B) For all rules listed in ~~paragraphs~~paragraph (A) ~~and (B)~~ of this rule, the following provisions apply to the MyCare Ohio program described in Chapter 5160-58 of the Administrative Code:

- (1) All cross-references to rule 5160-26-01 of the Administrative Code are replaced by cross-references to rule 5160-58-01 of the Administrative Code.
- (2) All cross-references to rule 5160-26-02 of the Administrative Code are replaced by cross-references to rule 5160-58-02 of the Administrative Code.

- (3) All cross-references to rule 5160-26-02.1 of the Administrative Code are replaced by cross-references to rule 5160-58-02.1 of the Administrative Code.
 - (4) All cross-references to rule 5160-26-03 of the Administrative Code are replaced by cross-references to rule 5160-58-03 of the Administrative Code.
 - (5) All cross-references to rule 5160-26-03.1 of the Administrative Code are replaced by cross-references to rule 5160-58-03.1 of the Administrative Code.
 - ~~(5)(6)~~ All cross-references to rule 5160-26-08.4 of the Administrative Code are replaced by cross-references to rule 5160-58-08.4 of the Administrative Code.
- ~~(E)(C)~~ The following rules in Chapter 5160-26 of the Administrative Code do not apply to MyCare Ohio, as they are replaced by corresponding rules in Chapter 5160-58 of the Administrative Code:
- (1) Rule 5160-26-02 of the Administrative Code,
 - (2) Rule 5160-26-02.1 of the Administrative Code,
 - (3) Rule 5160-26-03 of the Administrative Code, ~~and~~
 - (4) Rule 5160-26-03.1 of the Administrative Code, and
 - ~~(4)(5)~~ Rule 5160-26-08.4 of the Administrative Code.
- ~~(E)(D)~~ When an ~~MCPMCO~~ holds provider agreements with the Ohio department of medicaid (ODM) for the MyCare Ohio and medicaid managed care programs or the Ohio resilience through integrated systems and excellence (OhioRISE) program, ODM may apply all of the applicable provisions in Chapter 5160-26 of the Administrative Code separately to each of the contracts.

Effective: 7/18/2022

Five Year Review (FYR) Dates: 4/15/2022 and 07/18/2027

CERTIFIED ELECTRONICALLY

Certification

07/08/2022

Date

Promulgated Under: 119.03
Statutory Authority: 5164.02, 5166.02, 5167.02
Rule Amplifies: 5160.34, 5164.02, 5166.02, 5167.02
Prior Effective Dates: 03/01/2014, 07/01/2017, 01/01/2018