

FEDERAL MEDICAID NOTICE AND PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES

DATE: November 7, 2011
TIME: 10:00 a.m.
LOCATION: Room 3110B, Rhodes State Office Tower
30 East Broad Street, Columbus, Ohio

Pursuant to Chapter 5111.02 and Chapter 119 of the Ohio Revised Code and 42 CFR 447.205, the director of the Ohio Department of Job and Family Services gives notice of the department's intent to consider the amendment of the rule identified below and of a public hearing thereon.

Rule 5101:3-2-21 entitled, Polices for outpatient services, is being proposed for amendment to implement a change in the reimbursement methodology for certain services that are priced using a percent of charges as required by Section 309.30.30 of Am. Sub H.B. 153 of the 129th General Assembly and the Centers for Medicare and Medicaid Services (CMS) approved Medicaid State Plan Amendment OH TN09-034, and to add coverage for tobacco cessation, as required under Section 4107 of the Patient Protection and Affordable Care Act. The rule is also being amended to clarify existing reimbursement policy for independently billed services along with laboratory and pregnancy related services.

The rule sets forth outpatient policies and payment rates for hospitals that are subject to diagnosis related group (DRG) prospective payment. Changes to the rule include 1) updates to the text of rule to implement hospital-specific outpatient cost-to-charge ratio reimbursement methodology for certain Current Procedural Terminology (CPT) codes and Revenue Center Codes; 2) the addition of tobacco cessation procedure codes for pregnant women and children age 20 and under; 3) updates to the text within the rule to clarify reimbursement policy for independently billed services along with laboratory and pregnancy related services; 4) updates to Appendices C, F, G to implement these changes.

The department estimates this rule will decrease expenditures by \$22.1 million all funds in SFY 2012 and \$44.1 million all funds in SFY 2013. These savings are accounted for in the funds appropriated in Am. Sub. HB 153, 129th General Assembly. The rates that will result from this amendment are available upon request by calling the Hospital Section of the Bureau of Policy and Benefit Management at 614-466-6420 or by emailing a request to hospital_policy@jfs.ohio.gov.

A copy of the proposed rule is available, without charge, to any person affected by the rule at the address listed below and at the county departments of job and family services. The rule is also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rule will be held at the date, time, and location listed at the top of this notice. Either written or oral testimony will be taken at the public hearing. Additionally, written comments submitted or postmarked no later than the date of the public hearing will be treated as testimony.

Requests for a copy of the proposed rule or comments on the rule should be submitted by mail to the Ohio Department of Job and Family Services, Office of Legal and Acquisition Services, 30 East Broad Street, 31st Floor, Columbus, Ohio 43215-3414, by fax at (614) 752-8298, or by e-mail at rules@jfs.ohio.gov. Comments received may be reviewed at this address.