

**OFFICE OF MEDICAL ASSISTANCE  
FEDERAL MEDICAID AND PUBLIC HEARING NOTICE**

**DATE:** November 19, 2012  
**TIME:** 10:00 A.M.  
**LOCATION:** Rhodes State Office Tower, 30 East Broad St., Room 3110B,  
Columbus, Ohio 43215

Pursuant to section 5111.873, 5111.85 and Chapter 119. of the Ohio Revised Code, and 42 C.F.R. 447.205, the director of the Office of Medical Assistance (OMA) gives notice of the department's intent to consider the rescission and adoption of the rules as identified below and of a public hearing thereon.

**Rule 5101:3-41-12** entitled **Prior authorization requirements for waiver services administered by the Ohio department of mental retardation and developmental disabilities.**

This rule is to establish standards and procedures for prior authorization of waiver services when the individual funding level exceeds the funding range determined by the Ohio developmental disabilities profile (ODDP) for Medicaid waiver services administered pursuant to section 5111.871 of the Revised Code. The procedures set forth in this rule shall not apply to services administered as part of the "Level One" waiver authorized by rule 5101:3-42-01 of the Administrative Code. This rule is being proposed for rescission.

**Rule 5101:3-41-12:** entitled **Home and community-based services waivers - request for prior authorization for individuals enrolled in the individual options waiver.** This rule is to authorize the process for the prior authorization of waiver services when an individual's funding level exceeds the funding range determined by the Ohio developmental disabilities profile (ODDP) for individuals enrolled in the individual options waiver, as is a component of the Medicaid program, and as is administered by the Ohio Department of Developmental Disabilities (DODD). This rule is replacing the rescinded rule of the same number.

DODD revised the rules governing the prior authorization of waiver services for individuals enrolled in the Individual Options (IO) program under Medicaid waivers to restructure the denial authority and requirements for processing request for the prior authorization of waiver services of individuals enrolled in the IO waiver. The OMA authorization rule will be in alignment with the proposed changes.

Copies of the proposed rules are available, without charge, to any person affected by the rule(s) at the address listed below. The rules are also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rule(s) 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 rules or comments on the rules should be submitted by mail to the Ohio Department of Job and Family Services, Office of Legal and Acquisition Services, 30 East Broad Street, 31<sup>st</sup> Floor, Columbus, Ohio 43215-3414, by fax at (614)752-8298, or by e-mail at [rules@jfs.ohio.gov](mailto:rules@jfs.ohio.gov). Comments received may be reviewed at this address.