

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

DATE: May 22, 2013
TIME: 10:00 a.m.
LOCATION: Room 3110B, Rhodes State Office Tower, 30 E. Broad St.
Columbus, OH 43215

Pursuant to sections 5111.02 and Chapter 119. of the Ohio Revised Code, and 42 CFR 447.205, the director of the Office of Medical Assistance (OMA) gives notice of the office's intent to consider the to consider the amendment of the rule identified below and of a public hearing thereon.

Rule 5101:3-10-05 entitled "Reimbursement" is being proposed for amendment to To incorporate a federally mandated requirement contained in section 6407 of the Patient Protection and Affordable Care Act regarding face-to-face encounters between consumers and prescribers of durable medical equipment (DME) equipment benefit. The changes to this rule include the following:

- Updated language pertaining to the dispensing of orthotic and prosthetic (O&P) supplies.
- A new provision requiring that prescriptions for certain DME and O&P items designated by the Centers for Medicare & Medicaid Services must have originated as a result of a face-to-face encounter.
- Updated language regarding cost effective reimbursement.
- Updated language regarding reimbursement when the consumer expires prior to the dispensing of custom molded or fitted items.
- Updated language regarding the use of the RT (right side) and LT (left side) modifiers.

The office estimates that there is no fiscal impact resulting from these changes.

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 rules are also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rules 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 Office of Medical Assistance, c/o 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.