

LEGAL NOTICE

STATE OF OHIO
DEPARTMENT OF JOB AND FAMILY SERVICES

Pursuant to 42 CFR 447.205 and Section 5111.16 and Chapter 119. of the Ohio Revised Code the Director of the Department of Job and Family Services gives notice of the department-s intent to amend rules 5101:3-26-01, 5101: 3-26-02, 5101:3-26-02.1, 5101: 3-26-06, 5101:3-26-07, 5101:3-26-08, 5101:3-26-08.1, 5101: 3-26-08.2, 5101: 3-26-09, and 5101: 3-26-10; to rescind and adopt as new rule 5101: 3-26-04; and to add new rule 5101: 3-26-12 on a permanent basis and of a public hearing.

The department is proposing these rules as a result of enactment of the Enhanced Care Management program initiated by section 5111.16 of the Revised Code, which provides care management services to selected groups of Medicaid consumers.

Rule 5101:3-26-01 entitled Managed health care programs: Definitions is being amended to update terms, add new ones, and to remove unnecessary definitions.

Rule 5101:3-26-02 entitled Managed health care programs: Eligibility, MCP membership and automatic renewal of MCP membership is being amended to include new language concerning the selection of membership into an enhanced care management plan.

Rule 5101:3-26-02.1 entitled Managed health care programs: Termination of MCP membership is being amended to include new language to address the termination of a member(s) from an enhanced care management plan.

Rule 5101:3-26-04 entitled Managed health care programs: Procurement and plan selection is being rescinded and adopted as new to address issues relating to the selection of a enhanced care management plan by ODJFS for program participation.

Rule 5101: 3-26-06 entitled Managed health care programs: Program Integrity - fraud and abuse, audits, reporting, and record retention is being amended to include the term ECMP.

Rule 5101:3-26-07 entitled Managed health care programs: Annual external quality review survey is being amended to include the responsibilities of the external quality review organization and enhanced management plan concerning quality surveys.

Rule 5101:3-26-08 entitled Managed health care programs: Marketing is being amended to include language concerning enhanced care management plan marketing activities and materials.

Rule 5101:3-26-08.1 entitled Managed health care programs: Information and selection services is being amended to include the term ECMP.

Rule 5101: 3-26-08.2 entitled Managed health care programs: Member services is being amended to address services and materials that must be provided by an enhanced care management plan to its members.

Rule 5101: 3-26-09 entitled Managed health care programs: Reimbursement and financial responsibility is being amended to include new language stating the financial requirements of enhanced care management plans and documents that must be submitted by them. Enhanced Care Management providers will be reimbursed pursuant to a monthly premium payment from ODJFS. The department estimates that there is no increase or decrease in annual aggregate expenditures as a result of this rule.

Rule 5101: 3-26-10 entitled Managed health care programs: Sanctions and provider agreement actions is being amended to address best interest as it relates to a decision by ODJFS to terminate, deny, not renew, or amend a provider agreement with a managed care plan or enhanced care management plan.

Rule 5101: 3-26-12 entitled Managed health care programs: ECMP obligations is a new rule to address enhanced care management plan responsibilities concerning provider subcontracts, care coordination and other services that must be provided.

A copy of the proposed rules is available without charge to any person at each CDJFS and at the address listed below. A public hearing on the rules will be held on May 17, 2004, at 10:00 in Room 1823 at 30 East Broad Street, Columbus Ohio. Either written or verbal testimony on the proposed rules will be taken at the public hearing.

Additionally, written comments submitted or postmarked no later than midnight on May 17, 2004, will be treated as testimony.

Requests for a copy of the proposed rules or comments received should be submitted by mail to Ohio Department of Job and Family Services, Office of Legal Services, 30 East Broad Street, 31st Floor, Columbus, Ohio 43215-3414, by fax at (614) 752-8298, or by e-mail at legal@odjfs.state.oh.us or at the following internet address: <http://jfs.ohio.gov/ols/pubhearings/>