

## LEGAL NOTICE

STATE OF OHIO  
DEPARTMENT OF JOB AND FAMILY SERVICES

Pursuant to Section 5111.02 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 5101:3-10-03, 5101:3-10-18 and rescind and adopt rule 5101:3-10-16 of the Ohio Administrative Code and of a public hearing upon the permanent rules.

Rule 5101:3-10-03 entitled Medicaid Supply List and its corresponding appendix contain information regarding the durable medical equipment and supplies covered by Ohio Health Plans. All updates to this rule were made in the appendix. In order to implement necessary revisions to comply with the requirements of the Health Insurance Portability and Accountability Act (HIPAA) of 1996, extensive code changes have been made. With few exceptions, all Ohio-specific durable medical equipment codes will now be updated to Medicare National Level II codes. Our goal with these changes was not to change what is covered, but rather to work toward the elimination of our local-level codes as required by HIPAA.

The existing rule 5101:3-10-16 entitled Wheelchairs is being rescinded in order to propose a new wheelchair rule.

The proposed new rule 5101:3-10-16 entitled Wheelchairs includes industry standard definitions describing wheelchairs, coverage and limitations of wheelchairs with customized seating systems and incorporation of HIPAA standards. This rule is being proposed to implement necessary revisions to comply with the requirements of HIPAA. It contains clarifications about the requirements for prior authorization of wheelchairs and all general requirements on coverage of all wheelchairs covered under the Ohio Medicaid program.

Rule 5101:3-10-18 entitled Hospital Beds and Pressure-Reducing Support Surfaces and its corresponding appendix contain provisions addressing the coverage of hospital beds and decubitus care equipment. It is being amended to reflect current naming practices.

A copy of the amended rules are available without charge to any person affected by it at the address listed below. The amended rules are also available on the Internet at <http://www.registerofohio.state.oh.us>.

A public hearing on these rules will be held on August 16, 2004 at 10:00 A.M. in room 1823 of the Rhodes Office Tower, 30 East Broad Street, Columbus, Ohio. Either written or verbal testimony on the amended rules will be taken at the public hearing. Additionally, written comments submitted or postmarked no later than DATE will be treated as testimony.

Requests for a copy of the proposed rules or comments on them should be submitted by mail to: Ohio Department of Job and Family Services, Office of Legal 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 [legal@odjfs.state.oh.us](mailto:legal@odjfs.state.oh.us). Written comments may be reviewed at the department at the address listed above.