

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

**DATE:** September 1, 2006  
**TIME:** 10:00 a.m.  
**LOCATION:** Room 2921, Rhodes State Office Tower  
30 East Broad St., Columbus Ohio 43215

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

Rule 5101:3-10-03 entitled Medicaid supply List contains information regarding the durable medical equipment and supplies covered by the medicaid program. This rule is being amended to reflect changes in coding instructions for durable medical equipment (DME) providers. The intent of the amendments is not to change what is covered, but to replace the current use of DME miscellaneous Healthcare Common Procedure Coding System (HCPCS) codes to more appropriate American Medical Association (AMA) designated DME codes relevant to the services being provided. In addition, the reimbursement of apnea monitors is being transitioned from "rental only" to "rent to purchase" which will result in the transfer of the title of the apnea monitor to the consumer at the end of the rent to purchase period.

Rule 5101:3-10-20 entitled Covered orthotic and prosthetic services and associated limitations contains information regarding the orthotic and prosthetic equipment and supplies covered by the medicaid program. Proposed changes to the appendix of this rule reflect recent program coverage determinations of Healthcare Common Procedure Coding System (HCPCS) codes administered by the American Medical Association (AMA). This rule was also revised to reinforce the need to providers to assure that they comply with the licensure requirements of Chapter 4779 of the Ohio Revised Code (ORC), the Ohio Orthotics, Prosthetics, and Pedorthics Practice Act when dispensing orthotic and prosthetic equipment and supplies.

The Department estimates that there is no annual fiscal impact resulting from these rule changes since the amount of the reimbursement for the applicable HCPCS codes is not changing.

A copy of the proposed rules is available, without charge, to any person affected by the rules 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 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 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 email at [rules@odjfs.state.oh.us](mailto:rules@odjfs.state.oh.us). Comments received may be reviewed at this address.