

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

Date: May 5, 2008

Time: 10:00am

Location: Room 2925 State Office Tower, 30 East Broad Street Columbus OH 43215

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

Ohio Administrative Code (OAC) rule 5101:3-1-60, entitled "Medicaid reimbursement," sets forth the reimbursement policies for all professional Medicaid providers. The rates paid to providers who bill using Current Procedural Terminology (CPT) codes are contained in Appendix DD to OAC rule 5101:3-1-60. The proposed amendment to this rule changes the reimbursement rate for certain CPT codes.

The rates for some CPT codes are proposed to go up. Others are proposed to go down, and the rates for many are proposed to remain unchanged. The aggregate impact, however, is a three percent increase, effective for claims with dates of service on or after July 1, 2008.

Significant rate increases are proposed for new and established office visits, preventive medicine visits, consultations, psychiatry, and neonatal and critical care services. The rates proposed for reductions are those currently in excess of 100 percent of the Medicare rate. New ceilings for these codes are established at 100 percent of the Medicare rate. The entirety of the proposed changes to the CPT codes can be found in Appendix DD to OAC rule 5101:3-1-60.

The Medicaid reimbursement rule is also proposed for amendment to implement a three percent increase in the rates paid to Ambulatory Surgery Centers (ASCs). The proposed new payment rates for each of the nine ASC groups are contained in paragraph (J) (4) of the rule.

The Medicaid reimbursement rule is also proposed for amendment to implement a three percent increase in the rates for the following community providers: free-standing dialysis clinics, transportation services, and dental services.

The Medicaid reimbursement rule is also proposed for amendment to implement a fee increase for the labor component of repairs to durable medical equipment (DME). DME repairs are billed using two Healthcare Common Procedure Coding System (HCPCS) codes. These codes will be increased from \$9.00 to \$11.00 per 15-minute unit.

In addition, the Medicaid reimbursement rule is proposed for amendment to increase the vaccine administration rate for vaccinations covered under the federal vaccines for children (VFC) program. The rate is proposed to increase from \$5.00 to \$10.00.

The Department estimates that its expenditures will increase by \$9,191,488.00 on an annual basis as a result of these changes.

Also for dates of service on and after July 1, 2008, the reimbursement rate for persons in long term care facilities for single and dual port oxygen concentrators (HCPCS codes E1390 and E1391) for the fee for service Medicaid program is being reduced to \$97.50 per month, down from \$178.56 per month. This reduction, per rule 5101:3-10-13 (E) (5), will result in a private residence maximum rate of \$105.30 per month, down from \$192.84 per month. This change is being made based on stakeholder input and to align Medicaid payments with current market prices. The Department estimates that its expenditures will decrease by approximately \$6,000,000.00 on an annual basis as a result of 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 rule is also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rule 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 rule or comments on the rule should be submitted by mail to the Ohio Department of Job and Family Services, Office of Legal Services, 30 East Broad Street, 31st floor, Columbus, Ohio 43215-3434, by fax at (614) 752-8298, or by email at rules@odjfs.state.oh.us. Comments may be reviewed at this address.