

PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF MEDICAID

DATE: April 21, 2016
TIME: 11:00 a.m.
LOCATION: Room A501, Lazarus Building
50 West Town Street, Columbus, OH 43215

Pursuant to section 5164.02 and Chapter 119. of the Ohio Revised Code, the Director of the Ohio Department of Medicaid (Department) gives notice of the Department's intent to adopt, amend, or rescind the rules identified below and of a public hearing thereon. These rules were reviewed because of five year rule review, and as a result, the Department has determined, for better clarity and efficiency, to rescind three rules and incorporate the provisions of all three rescinded rules into one new rule.

Rule 5160-22-01, entitled **Ambulatory surgery center eligible providers**, is being proposed for rescission. This rule sets forth the definition of an ambulatory surgery center (ASC) and how an ASC can become an eligible Medicaid provider. The provisions of this rule are being incorporated into a new OAC rule 5160-22-01.

Rule 5160-22-01, entitled **Ambulatory surgery center (ASC) services: provider eligibility, coverage, and reimbursement**, is a new rule being proposed for adoption to replace rules 5160-22-01, 5160-22-02 and 5160-22-03 which are being proposed for rescission. This rule sets forth the definition of an ASC and how an ASC can become an eligible Medicaid provider, defines the covered and non-covered ASC services, and provides the payment policies for facility services, laboratory services, radiological services and diagnostic and therapeutic procedures in an ASC. There are no policy changes to this rule.

Rule 5160-22-02, entitled **Coverage and reimbursement of ambulatory surgery center (ASC) services**, is being proposed for rescission. This rule sets forth covered and non-covered ASC surgical procedures and covered ASC facility services. The provisions of this rule are being incorporated into a new OAC rule 5160-22-01.

Rule 5160-22-03, entitled **Reimbursement of facility services in an ambulatory surgery center (ASC)**, is being proposed for rescission. This rule sets forth the payment policies for facility services, laboratory services, radiological services and diagnostic and therapeutic procedures in an ASC. The provisions of this rule are being incorporated into a new OAC rule 5160-22-01.

A copy of the proposed rules ~~are~~ is available, without charge, to any person affected by the rules at the address listed below. 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. Both written and 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 and testimony on the rules should be submitted by mail to the Ohio Department of Medicaid Rule Administrator, Office of Legal Counsel, 50 West Town Street, Suite 400, Columbus, Ohio 43215-3414, by fax at (614) 995-1301, or by e-mail at rules@medicaid.ohio.gov. Testimony received may be reviewed at this address.