

PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF MEDICAID

DATE: August 17, 2017
TIME: 11:00 A.M.
LOCATION: Room A501, Lazarus Building
50 W. Town St., Columbus, Ohio 43215-3414

Pursuant to section 5164.02 and Chapter 119. of the Ohio Revised Code, the director of the Department of Medicaid gives notice of the department's intent to consider the rescission and adoption of the new rules identified below and of a public hearing thereon.

OAC 5160-56-01, entitled "Hospice services: definitions," details the terms used throughout Chapter 5160-56 of the Administrative Code to describe hospice services. This rule is being proposed for rescission and will be made new, to add new definitions and to further clarify existing definitions used throughout the Chapter.

OAC 5160-56-02, entitled "Hospice services: eligibility and election requirements," outlines the criteria that must be met for an individual to receive the Ohio Medicaid hospice benefit. This rule is being proposed for rescission and will be made new, to further provide clarity of instruction for providers to adhere to, e.g., prescribing the language to be contained in each election statement.

OAC 5160-56-03, entitled "Hospice services: discharge requirements," details the circumstances and/or process whereby a hospice would discharge, transfer, or revoke an individual from Ohio Medicaid hospice. This rule is being rescinded and will be made new, to further provide clarity of instruction for providers to adhere to, e.g., how to address the discharge of an individual from the designated hospice and/or from the hospice benefit.

OAC 5160-56-03.3, entitled "Hospice services: reporting requirements," describes the requirements for recording hospice spans and certification information using the telephone-based, Interactive Voice Response (IVR) System. This rule is being rescinded and will be made new, to reflect the new manner in which hospice data is to be reported to the Ohio Department of Medicaid (ODM). Specifically, all references to the IVR System are being deleted and replaced with references to the recently enhanced billing system in Medicaid Information Technology System (MITS). In addition, the new rule is being proposed to provide needed instructions for hospice providers on how to bill for hospice services rendered using the newly created portals in MITS.

OAC 5160-56-04, entitled "Hospice services: provider requirements," specifies eligibility requirements for hospice providers in Ohio. This rule outlines the designated hospice's responsibilities which includes the conditions of participation for a hospice engaged in the provision of Medicaid hospice services. This rule is being rescinded and will be made new, to remove the requirement of labeling the Medicaid cards to denote individuals on hospice, and to further clarify provider requirements for designated hospices.

OAC 5160-56-05, entitled "Hospice services: covered services," outlines the services covered by Ohio Medicaid that hospices furnish to individuals to the extent specified by the individual's plan of care. This rule is being rescinded and will be made new, to provide further clarification regarding the existing hospice services covered by Ohio Medicaid.

OAC 5160-56-06, entitled "Hospice services: reimbursement," specifies the manner in which the Ohio Department of Medicaid (ODM) reimburses hospice providers to cover the array of hospice services furnished to an individual after he or she elects hospice. This rule is being rescinded and will be made new, to update the rate methodology for hospice levels of care and to align Ohio's Medicaid rates with the rates for hospice as prescribed by Center for Medicare and Medicaid Services (CMS).

Copies the proposed rules are available at the address listed below and without charge, to any person affected by the rules, and at the county department of job and family services. The proposed rules are also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rules will be held on the date and at the 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, Office of Legal Counsel, 50 West Town Street, 5th Floor, Columbus, Ohio 43215, by fax at (614) 995-1301, or by e-mail at rules@medicaid.ohio.gov. Testimony received may be reviewed at this address.