

**LEGAL NOTICE  
STATE OF OHIO  
OHIO DEPARTMENT OF MEDICAID  
COLUMBUS, OHIO**

**DATE:** November 16<sup>th</sup>, 2018  
**TIME:** 10:00 AM  
**LOCATION:** Multi-Purpose Room, State Office Tower  
30 E. Broad St., Columbus, Ohio 43215

Pursuant to section 3798.10, 5162.02, 5164.02, and Chapter 119 of the Ohio Revised Code (RC), the Director of the Ohio Department of Medicaid (Department) gives notice of the Department's intent adopt the rule identified below and of a public hearing thereon.

**Rule 5160-1-32.1** “Standard authorization form,” is being proposed for adoption. This rule provides a standard form for the use and disclosure of protected health information. In 2012, Governor Kasich proposed and the Ohio General Assembly enacted legislation to harmonize state privacy law with federal law (RC 3798.02). Prior to the change, state law applied standards for information sharing which in some cases were inconsistent with federal privacy law, creating barriers to electronic health information exchange and care coordination. The new law also required the Department to develop a standard authorization form for the use and disclosure of protected health information (RC 3798.10). The purpose of the standard form is to improve care coordination for a patient across multiple providers by making it easier to share protected health information in a secure manner. The Department also developed the standard authorization form as part of the broader statewide initiative to integrate physical and behavioral health care services within Medicaid managed care. The form is not required to be used, but a properly executed form must be accepted by any person or governmental entity in Ohio within thirty days post effective date. This rule allows for the universal use of the provided standardized authorization form found in Appendix A of this rule. Instructions for properly completing the form are also included as Appendix B of this rule.

A public hearing on the proposed rule 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.

A copy of the proposed rule is available, without charge, at the address listed below. The rule is also available on the internet at <http://www.registerofohio.state.oh.us/>.

Requests for a copy of the proposed rule and testimony on the rule should be submitted by mail to the Ohio Department of Medicaid Rule Administrator, Office of Chief Legal Counsel, 50 W. Town Street, Suite 400, Columbus, Ohio 43215-3414, by fax at (614) 995-1301, or by e-mail at [Rules@Medicaid.Ohio.gov](mailto:Rules@Medicaid.Ohio.gov). Testimony received may be reviewed at this address.