

**MEMORANDUM**

**TO:** Tom Sico, Bureau of Workers' Compensation

**FROM:** Paula Steele, Regulatory Policy Advocate

**DATE:** January 9, 2014

**RE:** **CSI Review – Medical Service and Professional Provider Fee Schedule** (OAC 4123-6-08 and Appendix A)

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On behalf of Lt. Governor Mary Taylor, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Agency as provided for in ORC 107.54.

**Analysis**

This rule package consists of one Bureau of Workers' Compensation (Bureau) amended draft rule that addresses the Bureau's statutory responsibility to develop "discounted pricing for all in-patient and out-patient medical services, all professional services, and all pharmaceutical services" (ORC 4121.441). The rule contains an appendix which provides coding source information, definitions, reimbursement methodology, and fees. The amended rule and appendix are updated on an annual basis, and it was reviewed by the CSI Office December, 19 2012 and there were no recommendations. This rule and the associated Business Impact Analysis (BIA) were filed with the CSI Office on December 9, 2013, with the comment period ending on December 24, 2013. No comments were received during the public comment period. The Bureau also filed an emergency rule on December 30, 2013 which will remain in effect for 90 days.

After reviewing the proposed rule, appendix, and the associated BIA, the CSI Office has determined that the rule satisfactorily meets the standards espoused by the CSI Office, and the purpose of the rule justifies the adverse impact identified in the BIA.

**Recommendations**

For the reasons described above, the CSI Office has no recommendations regarding this rule package.

**Conclusion**

Based on the above comments, the CSI Office concludes that the Bureau should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.

cc:           Stephen Buehrer, Administrator/CEO, Ohio Bureau of Workers' Compensation  
              Mark Hamlin, Lt. Governor's Office