

**MEMORANDUM**

TO: Tommi Potter, Ohio Department of Medicaid

FROM: Emily Kaylor, Director of Regulatory Policy

DATE: October 16, 2017

RE: **CSI Review – Patient Centered Medical Homes (OAC 5160-1-71)**

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) § 107.54, CSI has reviewed the abovementioned administrative rules and associated Business Impact Analysis (BIA). This memo represents CSI's comments to the Agency as provided for in ORC § 107.54.

Analysis

This rule package consists of one amended rule submitted by the Ohio Department of Medicaid pertaining to patient centered medical homes (PCMH). The rule was submitted on September 25, 2017 and the CSI public comment period closed on October 2 with one comment received.

Ohio Administrative Code 5160-1-71 was previously reviewed by CSI with a recommendation issued July 15, 2016 when it was proposed as a new rule. PCMH emphasize primary care and encourage more efficient service delivery. This rule specifically details who are eligible providers and what requirements they must meet. The rule is being amended to add some clarifying language and delete a section which is no longer relevant as it referenced the first year of enrollment.

The rule impacts Medicaid providers who choose to enroll in the Comprehensive Primary Care Program. These providers must be properly accredited, attest annually that they meet certain quality activity requirements, and other reporting requirements. The BIA lists some of the costs, such as up to \$3,000 for national accreditation and approximately \$180,000 to meet the efficiency metrics and activity requirements. The \$180,000 cost estimate includes primary care practitioner and care coordinator salaries and administrative costs to report necessary information and keep accurate metrics. Medicaid justifies this impact as PCMH is a voluntary

program to provide quality care more efficiently and implement one of the objectives of the State Innovation Model grant.

During the CSI public comment period, one comment was received from University Hospitals. They expressed concern that clinically integrated networks, like the University Hospitals system, are not eligible to participate in the Comprehensive Primary Care Program. The Department responded to CSI regarding the comment on October 11, 13, and 16. In these responses, Medicaid explained that they have been working with University Hospitals via phone to clarify who is and is not an eligible provider. There are 17 Medicaid billing IDs eligible to enroll for Comprehensive Primary Care and Medicaid has clarified to University Hospitals which IDs meet the requirements and can enroll in the program.

Recommendations

For the reasons discussed above, the CSI Office does not have any recommendations for this rule package.

Conclusion

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