

**PUBLIC HEARING NOTICE  
OHIO DEPARTMENT OF MEDICAID**

DATE: August 12<sup>th</sup>, 2024

TIME: 10:30 a.m.

Teleconference Dial-in Phone Number: 614-721-2972

Teleconference Pin: 444585481#

Link to Microsoft Teams Meeting for Hearing: [Join the meeting now](#)

In-Person Location: 400 W. Town St.  
Columbus, OH 43215  
Room A501

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

The purpose of this amendment is to incorporate various enhancements to 5160-5-01 based on feedback received from stakeholders. Rule 5160-5-01, "Dental services" sets forth Medicaid coverage and payment policies for dental services. The appendix contains service definitions, quantity and frequency limits, conditions and restrictions, and requirements for prior authorization (PA).

This amendment incorporates the following changes into the appendix:

- Services are updated based on new procedure codes added to the 2024 American Dental Association (ADA) Code on Dental Procedures and Nomenclature (CDT). Note that CDT codes were previously added to the Appendix DD to rule 5160-1-60 effective January 1, 2024.
- Payment is allowed for multiple bitewings taken in conjunction with a panoramic image.
- Payment for vaccine administration of Covid-19 and human papillomavirus vaccines have been discontinued.
- Pin retention is reimbursed per tooth, up to a maximum of 3 pins per tooth.
- The frequency limit for re-cementing and re-bonding crowns is removed.
- Payment for comprehensive orthodontic treatment (D8080) is for the initial placement visit and includes the first quarter of treatment. Seven calendar quarters of periodic orthodontic treatment visits (D8670) are allowed per course of treatment. Payment for D8670 will not be made in the same quarter as D8080.
- The restriction "A partial denture with a resin base may be covered only for a patient younger than 19" is removed.
- Periodic dental evaluations and dental prophylaxis descriptions have been clarified to state that services are covered 1 per 180 days for several special groups, including but is not limited to, pregnant women, foster children, and employed individuals with disabilities regardless of their age.
- The Prior Authorization (PA) Required column now states when procedures are paid by report.
- Biopsy of oral tissue services have been moved to the Oral Surgery section.
- For excisional biopsies of salivary glands, no payment will be made in conjunction with another biopsy on the same date of service.

- The Current Procedural Terminology (CPT) code for the service “Application of topical fluoride varnish by a physician or other qualified health care professional when performed in a nondental clinic or facility setting” has been added to the appendix and reference to the associated Medicaid Advisory Letter (MAL) has been added.

The planned effective date of this rule change is October 1, 2024.

ODM will hold the public hearing for this rule package via teleconference and in-person. ODM will not require masks for individuals attending in person. However, visitors are welcome to wear masks if that is their preference. The date and time for the public hearing are listed at the top of this Notice as well as the phone number, PIN (access code), and link for teleconference attendance, and location for in-person attendance.

All interested parties are invited to participate in the public hearing. Both oral and written testimony will be accepted for this hearing and will be given the same consideration. Persons who want to give oral testimony are asked to send a message by e-mail to [Rules@medicaid.ohio.gov](mailto:Rules@medicaid.ohio.gov) no later than one hour before the hearing to be added to the witness list. Those attending in person can be added to the witness list at the hearing. There will be a final call at the end of the hearing for persons who wish to offer oral testimony but are not yet on the witness list.

Written comments submitted in-person, by e-mail, postal mail, or fax that are received or postmarked no later than the day of the hearing will be accepted as testimony and will become part of the hearing record. All testimony will become public record; therefore, ODM asks that protected health information (PHI) be excluded unless the information belongs to the person submitting the testimony or to a person for which the submitter is a legal guardian. Written testimony sent by e-mail is highly recommended. All persons who submit testimony by e-mail will be sent a confirmation of receipt.

A copy of the proposed rule is available, without charge, to any person 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 or comments on the rule should be submitted by mail to the Ohio Department of Medicaid, Office of 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).

ODM is committed to providing access and inclusion and reasonable accommodation in its services, activities, programs, and employment opportunities in accordance with the Americans with Disabilities Act (ADA), Title VI of the Civil Rights Act, and other applicable laws. To request an interpreter, written information in a language other than English or in other formats (large print, audio, accessible electronic formats, other formats), or a reasonable accommodation due to a disability, please contact ODM’s Civil Rights/ADA Coordinator at 614-995-9981/TTY 711, Fax 1-614-644-1434, or Email: [ODM\\_EEO\\_EmployeeRelations@medicaid.ohio.gov](mailto:ODM_EEO_EmployeeRelations@medicaid.ohio.gov). Requests should be made at least three (3) business days prior to the scheduled hearing. If you believe ODM has failed to provide these services or discriminated in another way, you can file a grievance with ODM’s Civil Rights Coordinator and/or file a civil rights complaint with the U.S. Department of Health and Human Services, Office for Civil Rights. Further information on these processes and ODM’s compliance with civil rights and other applicable laws can be found here: [Notice of Nondiscrimination](#).