MEMORANDUM

TO: Michael Bender, Business Advocate, Common Sense Initiative
FROM: Pete Mihaly, Ohio Bureau of Workers' Compensation
DATE: July 11, 2025
RE: CSI Review – Chapter 4123-6 FYRR Amended Rules (OAC 4123-6-01.2, 4123-6-02, 4123-6-02.2, 4123-6-02.3, 4123-6-02.4, 4123-6-02.5, 4123-6-02.6, 4123-6-02.7, 4123-6-02.21, 4123-6-02.51, 4123-6-03.7, 4123-6-03.9, 4123-6-04.3, 4123-6-07, 4123-6-10, 4123-6-20, 4123-6-20.1, 4123-6-21, 4123-6-21.1, and 4123-6-21.8)

I have received your Memorandum dated July 11, 2025, concluding that the Ohio Bureau of Workers' Compensation should proceed with its filing of the following proposed rules of the Administrative Code with the Joint Committee on Agency Rule Review (JCARR):

4123-6-01.2 - Provisional treatment reimbursement approval -- pilot program
4123-6-02 - Provider access to the HPP - generally
4123-6-02.2 - Provider access to the HPP - provider certification criteria
4123-6-02.3 - Provider access to the HPP - provider application and certification criteria
4123-6-02.4 - Provider access to the HPP - provider recertification
4123-6-02.5 - Provider access to the HPP - provider not certified
4123-6-02.6 - Provider access to the HPP -- selection by an MCO
4123-6-02.7 - Provider access to the HPP – provider decertification procedures
4123-6-02.21 - Provider access to the HPP - non-certified provider enrollment
4123-6-02.51 - Provider access to the HPP -- Denial of provider, entity or MCO enrollment/certification based on criminal conviction or civil action
4123-6-03.7 - MCO participation in the HPP - bureau's authority to decertify, to refuse to certify or recertify an MCO
4123-6-03.9 - MCO participation in the HPP - MCO disclosure of relationship
4123-6-04.3 - MCO scope of services - MCO medical management and claims management assistance
4123-6-07 - Services and supplies never covered
4123-6-10 - Payment to providers
4123-6-20 - Obligation to submit medical documentation and reports
4123-6-20.1 - Charges for copies of medical reports
4123-6-21 - Payment for outpatient medication
4123-6-21.1 - Payment for outpatient medication by self-insuring employer

4123-6-21.8 - Reimbursement for services to assist in the discontinuation of medications

At this time, it is the Bureau's plan to move forward with the filing of the proposed rules with JCARR. If you have any questions, feel free to contact me at 1-614-466-3186.

Thank you,

Pete Mihaly

Pete Mihaly
Director of Enterprise Legal Services
Ohio Bureau of Workers' Compensation