

PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF MEDICAID

DATE: 11/17/2025

TIME: 10:30 a.m.

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

Teleconference Pin: 591777391#

Link to Microsoft Teams Meeting for Hearing: [Click here to join the meeting.](#)

In-Person Location: A501, 50 W. Town St., Suite 400, Columbus, OH 43215

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, rescission, and adoption of the rules identified below and of a public hearing thereon.

OAC rule 5160-2-01, entitled "**Eligible Providers**", is being proposed for amendment. Rule 5160-2-01 sets forth the policies to determine which hospitals are eligible to participate in the Medicaid program and establishes age restrictions for who can be served in an inpatient psychiatric hospital. Rule 5160-2-01 is being amended to add Rural Emergency Hospitals and critical access hospitals to the list of eligible hospitals, to clarify provisions, and update language and citations.

OAC rule 5160-2-05, entitled "**Classification of hospitals**", sets forth the procedure of how hospitals paid under the "All Patient Refined-Diagnosis Related Group" (APR- DRG) inpatient prospective payment system, the "Enhanced Ambulatory Patient Grouping" (EAPG) outpatient prospective payment system, or hospitals excluded from the prospective payment systems, are classified into mutually exclusive peer groups. Additionally, the rule defines Ohio hospital payment peer groups and explains how hospitals are paid and reassigned among peer groups.

This rule is being proposed for rescission and a new rule with the same number is being proposed for adoption as greater than 50% of the current rule is being amended.

The new version of this rule clarifies provisions, accounts for updates to federal law including the addition of Rural Emergency and Critical Access Hospitals, and updates language and citations.

OAC rule 5160-2-75, entitled "**Outpatient hospital reimbursement**", sets forth the Medicaid hospital reimbursement methodology for hospitals subject to the Enhanced

Ambulatory Patient Grouping (EAPG) prospective payment system. The rule is proposed for amendment to implement provisions from Am. Sub. H.B. No. 96 of the 136th General Assembly. Amendments to the rule include:

- An increase in the peer group base rate for Critical Access Hospitals (CAHs) and Rural Access Hospitals (RAHs), Children's Hospitals, Teaching Hospitals, and all other Ohio hospitals.
- Adjustments to the relative weights for EAPG categories related to neonates, obstetric procedures, pregnancy, childbirth, puerperium, and behavioral health services assigned to EAPG categories 16, 71, and 72.
- An increase in reimbursement for items assigned to a dental service EAPG type and implementation of a single flat rate for all hospitals.

Additionally, the rule is being amended to update language and citations.

ODM will hold the public hearing for this rule package via teleconference and in-person. ODM will not require masks for individuals entering the building. 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 no later than one hour before the hearing to be added to the witness list. Those attending in person can also 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 rules are available, without charge, to any person at the address listed below. The rules are also available on the internet at <http://www.registerofohio.state.oh.us/>. Requests for a copy of the proposed rules or comments on the rules 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.

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, Section 1557 of the Affordable Care Act, and other applicable laws. To request an interpreter, written information in a language other than English or in other formats (braille, 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 or Section 1557 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](#).