

**NOTICE OF PUBLIC HEARING**

The Ohio Bureau of Workers' Compensation will hold a public hearing on Monday, September 30, 2013, at 1:30 p.m., in Room 2, Level 2, 30 West Spring Street, Columbus, Ohio 43215, to consider the following:

Amendment of the following rules for the purposes as shown below:

**OAC 4123-6-21 Payment for outpatient medication**

1. Restrict reimbursement by BWC of controlled substance prescriptions written by Ohio prescribers for purposes of chronic care to only those prescribers who are currently enrolled in the Ohio Automated Rx Reporting System (OARRS).
2. Restrict reimbursement by BWC for topical compounded prescriptions to those preparations that meet specified criteria, require submission of a prior authorization request including specified information, and require clinical documentation of improvement in pain and function for continued use past ninety days;
3. Limit reimbursement by BWC for the product cost component of topical compounded prescriptions to the lesser of the usual and customary price or the AWP of the commonly stocked package size minus nine percent for each ingredient, with a maximum product cost component reimbursement for any one compounded prescription of six hundred dollars;
4. Allow BWC to (within affected geographical areas) lift any restrictions on timing of prescription refills during a state of emergency declared by the governor of Ohio or the president of the United States.

**OAC 4123-6-21.1 Payment for outpatient medication by self-insuring employer**

1. Restrict reimbursement by self-insuring employers for the product cost component of topical compounded prescriptions to the lesser of the usual and customary price or the AWP of the commonly stocked package size minus nine percent for each ingredient, with a maximum product cost component reimbursement for any one compounded prescription of six hundred dollars;
2. Allow self-insuring employers to (within affected geographical areas) lift any restrictions on timing of prescription refills during a state of emergency declared by the governor of Ohio or the president of the United States.

The full and complete text of the proposed rules is available at the Register of Ohio (<http://www.registerofohio.state.oh.us>) and is on file in the office of the Secretary of State (180 East Broad Street, 15th Floor, Columbus, Ohio), the Legislative Service Commission (77 South High Street, 9th Floor, Columbus, Ohio), the office of the Joint Committee on Agency Rule Review (77 South High Street, Concourse Level, Columbus, Ohio), the Bureau of Workers' Compensation, Legal Operations (30 West Spring Street,

26th Floor, Columbus, Ohio), the Bureau of Workers' Compensation (30 West Spring Street, Columbus, Ohio, 1st Floor, Hearing Rooms), and all service offices of the Bureau.

All interested parties will be given an opportunity to be heard. Any interested party unable to attend the public hearing may submit written comments to the undersigned prior to the public hearing at [enotification@bwc.state.oh.us](mailto:enotification@bwc.state.oh.us).

THE OHIO BUREAU OF WORKERS' COMPENSATION

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