

LEGAL NOTICE

STATE OF OHIO
DEPARTMENT OF JOB AND FAMILY SERVICES

Pursuant to Section 5111.02 and Chapter 119 of the Ohio Revised Code the Director of the Department of Job and Family Services gives notice of the department's intent to amend rules 5101:3-10-21 and 5101:3-10-22 and of a public hearing upon the permanent rule.

Rule 5101:3-10-21 entitled Incontinence garments and related supplies contains provisions addressing the coverage of incontinence supplies by Ohio Health Plans. It is being amended to clarify the existing rule and make grammatical corrections.

Rule 5101:3-10-22 entitled Volume ventilators, positive and negative pressure ventilators, continuous positive airway pressure (CPAP), alternating positive airway pressure (APAP), and intermittent positive pressure ventilation (IPPV) contains provisions addressing the coverage of ventilators and related equipment by Ohio Health Plans. It is being amended to clarify the existing rule and change prior authorization requirements. Changes were made to define invasive and non-invasive mechanical ventilation, add coverage for pressure support ventilators with volume control, and increase the length of prior authorizations. In addition, invasive volume ventilators with backup rate have been removed from prior authorization. Sleep therapy (CPAP and APAP) policy was clarified by defining apnea, hypopnea, and the apnea-hypopnea index, and clarifying the documentation needed for prior authorization. Providers will also be expected to determine whether equipment is still in use before billing.

A copy of the amended rule is available without charge to any person affected by it at the address listed below. The amended rules are also available on the Internet at <http://www.registerofohio.state.oh.us>.

A public hearing on these rules will be held on August 12, 2004, at 1:00 PM in the Lobby Hearing Room of the Rhodes Office Tower, 30 East Broad Street, Columbus, Ohio. Either written or verbal testimony on the amended rule will be taken at the public hearing. Additionally, written comments submitted or postmarked no later than August 12, 2004, will be treated as testimony. Requests for a copy of the proposed rules or comments on them should be submitted by mail to Ohio Department of Job and Family Services, Office of Legal Services, 30 East Broad Street, 31st Floor, Columbus, Ohio 43215-3414, by fax at (614) 752-8298, or by e-mail to legal@odjfs.state.oh.us. Written comments may be reviewed at the department at the address listed above.