



Ohio Revised Code

Section 5160.35 Recovery of medical support definitions.

Effective: October 3, 2023

Legislation: House Bill 33

As used in sections 5160.35 to 5160.43 of the Revised Code:

(A) "Information" means all of the following:

- (1) An individual's name, address, date of birth, and social security number;
- (2) The group or plan number, or other identifier, assigned by a third party to a policy held by an individual or a plan in which the individual participates and the nature of the coverage;
- (3) Any other data the medicaid director specifies in rules authorized by section 5160.43 of the Revised Code.

(B) "Medical support" means support specified as support for the purpose of medical care by order of a court or administrative agency.

(C)(1) Subject to division (C)(2) of this section, and except as provided in division (C)(3) of this section, "third party" means all of the following:

- (a) A person authorized to engage in the business of sickness and accident insurance under Title XXXIX of the Revised Code;
- (b) A person or governmental entity providing coverage for medical services or items to individuals on a self-insurance basis;
- (c) A health insuring corporation as defined in section 1751.01 of the Revised Code;
- (d) A group health plan as defined in 29 U.S.C. 1167;



- (e) A service benefit plan as referenced in 42 U.S.C. 1396a(a)(25);
 - (f) A managed care organization;
 - (g) A pharmacy benefit manager;
 - (h) A third party administrator;
 - (i) Any other person or governmental entity that is, by law, contract, or agreement, responsible for the payment or processing of a claim for a medical item or service for a medical assistance recipient.
- (2) Except when otherwise provided by the "Social Security Act," section 1862(b), 42 U.S.C. 1395y(b), a person or governmental entity listed in division (C)(1) of this section is a third party even if the person or governmental entity limits or excludes payments for a medical item or service in the case of a public assistance recipient.
- (3) "Third party" does not include the program for children and youth with special health care needs established under section 3701.023 of the Revised Code.