

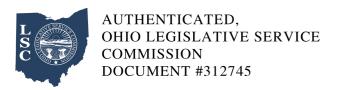
Ohio Revised Code

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.