



John Kasich, Governor  
Bonnie K. Burman, Sc.D., Director

## MEMORANDUM of RESPONSE

To: Mark Hamlin, Director of Regulatory Policy, CSIO  
Sydney King, Regulatory Policy Advocate, CSIO

From: Tom Simmons, Policy Manager, ODA

Re: ODA Provider Certification: Choices Home Care Attendant Service

Date: August 13, 2015

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Thank you for reviewing ODA's proposed amendments to rule 173-39-02.12 of the Administrative Code. ODA is pleased that CSIO is not recommending any changes at this time and will proceed with the rule filing.

In doing so, ODA will submit a BIA with the following revisions:

- In the 3<sup>rd</sup> bullet point under #1, ODA corrected the cut-and-paste error. That transformed "The current rule only allows *ODA proposes to allow* a registered nurse (RN) who holds a certificate of authority..." into "The current rule only allows a registered nurse (RN) who holds a certificate of authority...."
- Under #7, ODA replaced "planning and service areas" with "regions."
- Under #7, ODA deleted "Consulting with other government entities and ODA's designees is wise, but documenting such a consultation is not the purpose of the BIA. Nevertheless."
- Under #8, the paragraph that begins with "Mr. Rossman's only request," ODA replaced "H.B.62" with "H.B.64"; replaced "is presently proposes to" with "would"; replaced "1473.522" with "173.522"; and referred to the amendment in section 173.522 of the Revised Code as one that eliminates eligibility for the state-funded component of the PASSPORT Program for those who had lost their Medicaid eligibility. The amendment would not eliminate the component itself.
- Under #18, ODA corrected the cut-and-paste error. "ODA does not *offer different* discriminate between..." became "ODA does not discriminate between...."

ODA's revisions will not affect the adverse impact of the rule.