



**Department of
Aging**

John Kasich, Governor
Stephanie M. Loucka, Director

PUBLIC HEARING NOTICE

ODA PROVIDER CERTIFICATION: HOME MEDICAL EQUIPMENT + SUPPLIES

ODA will conduct a public hearing at the following place and time:

**Ohio Department of Aging
246 N. High St., 1st Floor
Room 1149 (Training Room)
Columbus, OH 43215**

**Monday, Jul 10, 2017
11:00AM**

The purpose of the hearing is to give interested parties an opportunity to comment upon ODA's proposed amendments to OAC173-39-02.7, which are described below.

ODA proposes to delete part of the definition stating the purpose of home medical equipment and supplies is to "help prevent the consumer's placement in a nursing facility." That is a purpose for the PASSPORT Program and applies to every good or service provided to individuals enrolled in the program. Preventing placement in a nursing facility does not need to be part of this definition or any definition of a good or service.

ODA proposes to insert a paragraph that would function like a sub-heading to indicate where in the rule requirements for the provider begin. This merely adds clarity to the rule. All paragraphs occurring after this sub-heading would be indented underneath.

ODA proposes to insert a general requirement to comply with the requirements for every ODA-certified provider in OAC173-39-02. Without this amendment, ODA-certified providers would still be required to comply, but may not be aware of the need to do so.

ODA proposes to delete 2 requirements which unnecessarily duplicate requirements in OAC173-39-02.

ODA proposes to move the unit language to the end of the rule to become (C). Additionally, ODA proposes to add the standard unit and rate paragraphs informing readers that ODM established the maximum-possible rates in OAC5160-1-06.1 and rate-setting methodology in OAC5160-31-07. Without adding these paragraphs, readers may not know that ODM rules, not ODA rules, regulate this topic.

ODA also proposes to make basic terminology amendments, including the following:

- Adding *ODA provider certification* to the beginning of the rule's title.
- Using a simplified definition.

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- Replacing uses of *consumers* with *individuals*.
- Consistently referring to *individuals* in the plural throughout the definition of *home medical equipment*
- Consistently using *equipment and supplies*, not *products, etc.*
- Replacing uses of *must* and *will* with *shall* and uses of *may not* with *shall not*.
- Replacing uses of *furnish* with *provide*.
- Replacing *reimburse* with *pay*.
- Replacing *prior to* with *before*.
- Replacing *preauthorized amount* with *item rate authorized by the case manager*.

Any person may participate in the public hearing. To submit written testimony to ODA regarding the rule projects in lieu of presenting written testimony in person, please email the written testimony to ODA's policy development manager, Tom Simmons, at tsimmons@age.ohio.gov **before** Monday, July 10, 2017.

Participants may find area parking at street meters and area parking garages. The parking meters on Chestnut St. accept debit and credit cards. The [Chestnut Street Garage](#) at 44 E. Chestnut St. is across the street from the side of 246 N. High St.