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Hearing Date: 12/21/2020 Today's Date: 1/15/2021

Agency: Ohio Department of Medicaid

Rule Number(s): 5160-1-40

If no comments at the hearing, please check the box. ☐

List organizations or individuals giving or submitting testimony before, during or after the public hearing and indicate the rule number(s) in question.

1. Joe Russell, Ohio Council for Home Care and Hospice (5160-1-40)
2. Lisa Von Lehmden Zidek, Visiting Nurse Association of Ohio (5160-1-40)
3. Kimberly King, Home Care Network, Inc. (5160-1-40)
4. Debra A. Studer, Interim HealthCare of Newark (5160-1-40)
5. Melissa Moore, Community Caregivers (5160-1-40)
6. Barbara Dixon, Loving Care Home Health (5160-1-40)
7. Jason Roller, Cornerstone Healthcare Solutions, LLC (5160-1-40)
8. Mindy Griffin, Therapy Advantage (5160-1-40)
9. Tamara Trapnell (5160-1-40)
10. Alicia Hopkins (5160-1-40)
11. Theresa Sweeny (5160-1-40)
12. Melissa Milinovich (5160-1-40)
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Hearing Summary Report

Consolidated Summary of Comments Received

Please review all comments received and complete a consolidated summary paragraph of the comments and indicate the rule number(s).

Thirteen individuals testified regarding proposed rule 5160-1-40 which governs the Ohio Medicaid Electronic Visit Verification. Many of the comments raised concerns about the cost and administrative burden related to use of electronic visit verification. Some commenters requested additional reimbursement from the Ohio Medicaid program to cover costs of compliance. Other comments raised concerns regarding the process and cost related to use of alternate EVV systems. These commenters requested changes to the approval process for alternate systems, the ability to use state EVV devices with alternate systems, and/or reimbursement for the costs of the alternate systems. Therapists who contract with home health agencies raised concerns about operational challenges related to their work with multiple agencies. Some commenters raised concerns about the impact EVV may have on the lives of individuals receiving services. Finally, there were comments asking for more opportunity for participation in the rule review process.

Hearing Summary Report

Incorporated Comments into Rule(s)

Indicate how comments received during the hearing process were incorporated into the rule(s). If no comments were incorporated, explain why not.

This rule is being amended only to extend flexibilities related to the COVID 19 pandemic. None of the comments addressed the revisions. As a result, no changes were made to the rules following the public hearing.

ODM is taking action in response to the comments. A comprehensive rule review process, including feedback from small groups focused on specific topics and stakeholder review of draft revisions prior to filing is starting soon. We anticipate filing revisions incorporating this stakeholder feedback at a future date.