



# THE PUBLIC'S COMMENTS & ODA'S RESPONSES

ODA thanks all who submitted comments during the public comment period.

Rules: 173-45-06, 173-45-06.1, 173-45-10  
Period rules posted on ODA's website: April 3, 2013 to April 17, 2013  
Date of this document: April 17, 2013

## RULE 173-45-06

	THE PUBLIC'S COMMENTS	ODA'S RESPONSES
1	NO COMMENTS RECEIVED	NA

## RULE 173-45-06.1

	THE PUBLIC'S COMMENTS	ODA'S RESPONSES
1	(A)(1)(b) Suggest striking "for whose." [Kim Irwin, LISW-S, Medicaid Administrator, Office of Medical Assistance]	ODA will delete the unnecessary words before filing the rule with JCARR.
2	(A)(1)(h) Ventilator weaning is hard to do if you don't want to do ventilator care, isn't it? Was this intended to be here? [Kim Irwin, LISW-S, Medicaid Administrator, Office of Medical Assistance]	After consulting with the Ohio Health Care Association, ODA will remove "ventilator weaning" from the definition of "respiratory care, not including ventilator care" before filing the rule with JCARR.
3	(A)(1)(i) Suggest rewording to move on short-term basis to the end of the sentence. It makes it seem like the inability to care for themselves is temporary, not the absence of the caregiver. [Kim Irwin, LISW-S, Medicaid Administrator, Office of Medical Assistance]	Before ODA files the rule with JCARR, ODA will resolve this by inserting "on short-term bases" after "...if it specializes in providing respite services."
4	(A)(3) Suggest replacing residential care with nursing. [Kim Irwin, LISW-S, Medicaid Administrator, Office of Medical Assistance]	ODA will correct this before filing the rule with JCARR.

	THE PUBLIC'S COMMENTS	ODA'S RESPONSES
5	<p>(general) A question and a comment...was there any talk of including any sort of penalty for nfs not correctly reporting their advertised specializations? I am concerned that without an incentive to report accurately, the facility won't be bothered to keep their info accurate and up-to-date. I understand that ODA can remove a specialization if it is found to not be accurate but I wonder what the likelihood of that will be.</p> <p>[Marianne Bradshaw, Long-Term Care Ombudsman Program, Lima, OH]</p>	<p>There were no penalties discussed in the proposal – the focus was on accuracy of descriptions. The ability to remove the specializations from a facility profile will eliminate it from consumers' searches, which was the only intent behind the changes.</p>

### RULE 173-45-10

	THE PUBLIC'S COMMENTS	ODA'S RESPONSES
1	NO COMMENTS RECEIVED	NA

### IN GENERAL

	THE PUBLIC'S COMMENTS	ODA'S RESPONSES
1	<p>[L]ooks like you did a lot of work on the Consumer Guide Changes.</p> <p>Overall, the changes look to be a vase "upgrade," don't you think?</p> <p>[Kim Irwin, LISW-S, Medicaid Administrator, Office of Medical Assistance]</p>	<p>Thank you for reviewing the rules.</p>
2	<p>We do not have any comments on the Long-term Care Consumer Guide rules.</p> <p>[Beth Kowalczyk, Ohio Assn. of Area Agencies on Aging]</p>	<p>Thank you for reviewing the rules.</p>