Mitchell E. Daniels, Jr.
Governor

Judith A. Monroe, M.D.
State Health Commissioner

Indiana State Department of Health

An Equal Opportunity Employer

Readoption Review

Home Health Agency Licensure
410 IAC 17-9 through 17-16

In 1996, the Indiana General Assembly enacted IC 4-22-2.5, to establish automatic expiration of any rule in effect for more than seven years, and to create a streamlined method for readoption of such rules without change. IC 4-22-2.5-3.1(c) requires an agency to conduct a review to consider whether there are alternative methods of achieving the purpose of the rule that are less costly or less intrusive, or that would minimize the economic impact of the proposed rule on small business. In accordance with IC 4-22-2.5 the rule must be readopted if it is to remain in effect.

Description of Rule:

The Indiana State Department of Health (ISDH) has the responsibility to regulate the operation of home health agencies. The rules include requirements for licensure including administration, patient rights, patient care, the scope of services that can be provided, and clinical records.

Readoption Analysis:

1) **Is there a continued need for these rules?**

   Yes, the need for these rules has not changed.

2) **What are the nature of any complaints or comments received from the public, including small business, concerning these rules or the implementation of these rules by the agency?**

   There have been no complaints or comments from the public or small business concerning these rules or the implementation of these rules by the ISDH.

3) **Examine the complexity of these rules, including difficulties encountered by the agency in administering these rules and small businesses in complying with these rules.**

No complaints or comments have been received from small business about these rules or the implementation of them and the ISDH is not aware of any difficulties in administration of or compliance with these rules. These rules provide the necessary information for the professionals handling and using radioactive materials.

4) **To what extent do these rules overlap, duplicate, or conflict with other federal, state, or local laws, rules, regulations, or ordinances?**

These rules do not overlap, duplicate, or conflict with any other federal, state, or local laws, rules, regulations, or ordinances.

5) **When was the last time these rules were reviewed under this section or otherwise evaluated by the agency, and the degree to which technology, economic conditions, or other factors have changed in the area affected by these rules since that time?**

The last review of these rules occurred in 2001 in anticipation of the application of IC 4-22-2.5. Technology, economic conditions, or other factors have not significantly changed regarding the provision of home health care services.

April 23, 2008