

Economic Impact Statement
LSA Document #16-223

IC 4-22-2.1-5 Statement Concerning Rules Affecting Small Businesses**Description of Rule**

The Indiana State Department of Health (ISDH) has statutory authority under [IC 16-27-1-7](#) to adopt rules to protect the health, safety, and welfare of patients and govern the operating policies, supervision, and maintenance of service records of home health agencies. This rule amendment proposes to lengthen the notice period that home health agencies must give to persons receiving services when those services will be discontinued from five calendar days to 15 calendar days. The persons receiving such notice will have more time to obtain needed services from another home health agency or similar source.

Economic Impact on Small Businesses**1. Estimate of the number of small businesses, classified by industry sector, that will be subject to the proposed rule.**

Approximately 340 licensed home health agencies may qualify as a small business under [IC 4-22-2.1-5](#).

2. Estimate the average annual reporting, record keeping, and other administrative costs that small businesses will incur to comply with the proposed rule.

The amendments to this rule will not require any additional reporting, record keeping, or other administrative costs to comply with the proposed rule.

3. Estimate of the total annual economic impact that compliance with the proposed rule will have on small businesses subject to the rule.

There will be no economic impact for compliance with the proposed rule. The small businesses currently follow a notice requirement in the rules. Lengthening the notice requirement will not have any economic impact.

4. Statement justifying any requirement or cost that is imposed on small businesses by the rule; and not expressly required by the statute authorizing the agency to adopt the rule; or any other state or federal law.

The amendments to this rule do not impose any requirement or cost on small business that is not expressly required by the statute authorizing the adoption of the rule. The authorizing statute is [IC 16-27-1-7](#).

5. Regulatory Flexibility Analysis**A. Establishment of less stringent compliance or reporting requirements for small businesses.**

This amendment is the least stringent compliance or reporting requirement for small businesses because these businesses' trade association has agreed to this amendment.

B. Establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses.

This amendment has been agreed to by the businesses' trade association.

C. Consolidation or simplification of compliance or reporting requirements for small businesses.

This amendment has no effect on compliance or reporting requirements for small businesses.

D. Establishment of performance standards for small businesses instead of design or operational standards imposed on other regulated entities by the rule.

This amendment increases the notice time required to terminate services to a client. Other similarly situated health care providers have similar notice requirements for discontinuing services.

E. Exemption of small businesses from part or all of the requirements or costs imposed by the rule.

This amendment does not need to exempt any small businesses from its requirements. The businesses' trade association has agreed to this changed requirement.

Conclusion

This proposed rule amendment does not increase costs or impose burdensome requirements. All businesses, small, medium, or large, must meet the same standards statewide. Other similarly situated health care providers have similar notice requirements for discontinuing services.

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