

Document: Change in Notice of Public Hearing, **Register Page Number:** 29 IR 3041

Source: June 1, 2006, Indiana Register, Volume 29, Number 9

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TITLE 856 INDIANA BOARD OF PHARMACY

LSA Document #05-139

The Indiana Board of Pharmacy gives notice that the date of the public hearing for LSA Document #05-139, printed at 29 IR 658, has been changed. The changed Notice of Public Hearing appears below:

Notice of Public Hearing

*Under IC 4-22-2-24, notice is hereby given that on **June 22, 2006 at 8:05 a.m.**, at the Indiana Professional Licensing Agency, Indiana Government Center-South, 402 West Washington Street, Room W072, Gerald H. Quigley Conference Room, Indianapolis, Indiana the Indiana Board of Pharmacy will hold a public hearing on proposed new rules to implement rules based on Senate Enrolled Act 206 (P.L.122-2005) to establish the definitions, requirements for the licensure of home medical equipment services providers, license renewal requirements, fees including fees for the application, issuance, and renewal of license, and standards regarding the safety and quality of home medical equipment services.*

The Indiana Board of Pharmacy has the authority to promulgate rules in accordance with the requirements of SEA 206 (P.L.122-2005), including specifying which home medical equipment is to be regulated; setting standards for licensure of providers; specifying the governing safety and quality of home medical equipment services that are to be provided to customers; specifying the amount of insurance coverage; and setting reasonable fees for the application, issuance, and renewal of a license. The proposed rule is needed as a matter of consumer protection to assure that the citizens of Indiana are receiving Home Medical Equipment Services from qualified, established providers. The technological advances in HME services demand there be some method for the state to verify that providers of such service are competent and available for education, service, and repair. This will also provide another avenue for the government to control fraud and abuse. This proposed rule will have the following cost on the regulated entities: There are approximately 300 home medical equipment service providers \times \$150 issuance fee = \$45,000. There are approximately 300 of home medical equipment service providers \times \$200 renewal = \$60,000. The cost of insurance coverage home medical equipment service providers are required to obtain and maintain = \$300,000. However, this is a requirement for Medicare, not specifically for this rule. The Board is incorporating the Medicare requirements into our rule. The Board has not relied upon any data, studies, or analyses in determining the imposition of requirement or cost.

Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Room W072 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Frances L. Kelly
Executive Director
Indiana Professional Licensing Agency