

**As Introduced**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**S. B. No. 218**

**Senator Lehner**

**Cosponsor: Senator Eklund**

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**A BILL**

To enact section 5164.302 of the Revised Code 1  
regarding surety bonds and minimum training for 2  
certain Medicaid providers. 3

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 5164.302 of the Revised Code be 4  
enacted to read as follows: 5

**Sec. 5164.302.** (A) As used in this section: 6

(1) "Ambulance" and "ambulette" have the same meanings as 7  
in section 4766.01 of the Revised Code, except that they do not 8  
include motor vehicles that are owned or operated by government 9  
entities. 10

(2) "Independent provider" means a person who provides 11  
personal care or private duty nursing services on a self- 12  
employed basis and without employing, directly or through 13  
contract, another person to provide those services. 14

(3) "Home health agency" has the same meaning as in 42 15  
C.F.R. 440.70. 16

(B) The department of medicaid shall not enter into or 17

revalidate a provider agreement with a provider of ambulance or 18  
ambulette services, an independent provider, or a home health 19  
agency unless both of the following conditions are met: 20

(1) The provider or agency files with the department a 21  
surety bond issued by a company licensed to do business in this 22  
state in an amount as follows: 23

(a) For a provider of ambulance or ambulette services or a 24  
home health agency, fifty thousand dollars; 25

(b) For an independent provider, ten thousand dollars. 26

(2) The provider or agency completes the training, as 27  
required by rules adopted under this section, prior to an 28  
initial provider agreement being entered into and each time a 29  
provider agreement is revalidated. 30

(C) The medicaid director shall adopt rules under section 31  
5164.02 of the Revised Code that establish both of the 32  
following: 33

(1) Training requirements for providers of ambulance and 34  
ambulette services, independent providers, and home health 35  
agencies, including training on general medicaid payment 36  
principles and provider agreement terms; 37

(2) Any other standards and procedures that the medicaid 38  
director considers necessary to implement this section. 39