



Ohio Administrative Code

Rule 173-39-02.22 ODA provider certification: waiver nursing service.

Effective: [May 1, 2024](#)

(A) "Waiver nursing" means the service defined in rule 5160-44-22 of the Administrative Code.

(B) Requirements for every ODA-certified provider of waiver nursing:

(1) The provider is subject to rule 173-39-02 of the Administrative Code.

(2) The provider is subject to rule 5160-44-22 of the Administrative Code.

(3) If a conflict exists between a requirement in rule 173-39-02 of the Administrative Code and a requirement in rule 5160-44-22 of the Administrative Code, the provider shall comply with the requirement in rule 173-39-02 of the Administrative Code instead of the conflicting requirement in rule 5160-44-22 of the Administrative Code.

(C) Units and rates:

(1) For the PASSPORT program, a unit of waiver nursing equals a unit of waiver nursing that rule 5160-46-06 of the Administrative Code establishes for the Ohio home care waiver program.

(2) For the PASSPORT program, rule 5160-46-06 of the Administrative Code establishes the maximum-allowable rate for a unit of a waiver nursing.

(3) For the PASSPORT program, rule 5160-31-07 of the Administrative Code establishes rate-setting methodology for waiver nursing.
