

3701-60-01 Definitions.

- (A) "Applicant" means a person who is under final consideration for employment with a home health agency in a full-time, part-time, or temporary position that involves providing direct care to an individual or is referred to a home health agency by an employment service for such a position.
- (B) "Community-based long-term care agency" has the same meaning as in section 173.39 of the Revised Code.
- (C) "Criminal records check" has the same meaning as in section 109.572 of the Revised Code.
- (D) "Direct care" means any of the following:
 - (1) Any service identified in paragraphs (H)(1) to (H)(6) of this rule that is provided in a patient's place of residence used as the patient's home; or
 - (2) Any activity that requires the person performing the activity to be routinely alone with a patient or to routinely have access to a patient's personal property or financial documents regarding a patient; or
 - (3) For each home health agency individually, any other routine service or activity that the chief administrator of the home health agency designates as direct care.
- (E) "Disqualifying information" means any information gathered from a database review that shows a conviction for or a plea of guilt to:
 - (1) Abuse, neglect, or misappropriation; or
 - (2) A disqualifying offense.
- (F) "Disqualifying offense" means any of the offenses listed or described in divisions (A)(3)(a) to (A)(3)(e) of section 109.572 of the Revised Code.
- (G) "Employee" means a person employed by a home health agency in a full-time, part-time, or temporary position that involves providing direct care to an individual and a person who works in such a position due to being referred to a home health agency by an employment service.
- (H) "Home health agency" means a person or government entity, other than a nursing home, residential care facility, or hospice care program, that has the primary function of providing any of the following services to a patient at a place of residence used as the patient's home:
 - (1) Skilled nursing care;
 - (2) Physical therapy;
 - (3) Speech-language pathology;
 - (4) Occupational therapy;

- (5) Medical social services; or
- (6) Home health aide services.
- (I) "Home health aide services" means any of the following services provided by an employee of a home health agency:
 - (1) Hands-on bathing or assistance with a tub bath or shower;
 - (2) Assistance with dressing, ambulation, and toileting;
 - (3) Catheter care but not insertion; or
 - (4) Meal preparation and feeding.
- (J) "Hospice care program" has the same meaning as in section 3712.01 of the Revised Code.
- (K) "Medical social services" means services provided by a social worker under the direction of a patient's attending physician.
- (L) "Minor drug possession offense" has the same meaning as in section 2925.01 of the Revised Code.
- (M) "Multiple disqualifying offenses" means two or more disqualifying offenses. Convictions or guilty pleas resulting from or connected with the same act, shall be counted as one conviction or guilty plea.
- (N) "Nursing home," "residential care facility," and "skilled nursing care" have the same meanings as in section 3721.01 of the Revised Code.
- (O) "Occupational therapy" has the same meaning as in section 4755.04 of the Revised Code.
- (P) "Physical therapy" has the same meaning as in section 4755.40 of the Revised Code.
- (Q) "Social worker" means a person licensed under Chapter 4757. of the Revised Code to practice as a social worker or independent social worker.
- (R) "Speech-language pathology" has the same meaning as in section 4753.01 of the Revised Code.
- (S) "Waiver agency" has the same meaning as in section 5111.033 of the Revised Code.

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