

## Assessment of Public Comment

The Board received approximately three unique written comments, as well as approximately two copies of a form letter.

One comment requested additional provider types should be able to be authorized. Because providers are defined in the statute, and this comment does not have to do with the text of the proposed regulation, no change has been made in response to this comment.

One individual commented general support for allowing acupuncturists to become authorized, but opined that chiropractors should be able to make a direct referral to physical therapy. The text of the proposed regulation does not deal with chiropractors referring to physical therapy, so no change has been made as a result of this comment.

The Board received a comment from an individual requesting clarity about the variance procedure, and whether or not the section disallowing physician assistants, acupuncturists, physical therapists and occupational therapists from requesting variances specifically means that they can prescribe durable medical equipment without authorization. Neither regulatory proposal discusses durable medical equipment. Accordingly no change has been made to the regulation as a result of this comment.

The Board received a form letter supporting the proposed amendments to 324.3(a)(1) in the context of acupuncturists, recognizing that variances would be outside the current scope of practice for acupuncturists.

The Board made a clarifying change to explicitly add third party administrators along with carriers or self-insured employers throughout the proposal.