

**JOINT COMMITTEE ON AGENCY RULE REVIEW**  
**Summary of Rules Filed**  
**From 12/14/2020 To 12/18/2020**



**Rules Filed On 12/14/2020**

**1 Department of Education •**

Department Contact: Sherry Worstell (614-995-9934)

Total Rules: 16

Original Filing Date: 10/7/2020

Public Hearing: 11/10/2020

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	No	Yes	Final Filing		12/24/2020	<a href="#">3301-45-01</a>	Purpose.
New Rule	No	No	Final Filing		12/24/2020	<a href="#">3301-45-01</a>	Purpose.
Rescission	No	Yes	Final Filing		12/24/2020	<a href="#">3301-45-02</a>	Definitions.
New Rule	No	No	Final Filing		12/24/2020	<a href="#">3301-45-02</a>	Definitions.
Rescission	No	Yes	Final Filing		12/24/2020	<a href="#">3301-45-03</a>	Educational institutions.
New Rule	No	No	Final Filing		12/24/2020	<a href="#">3301-45-03</a>	Provider Application.
Rescission	No	Yes	Final Filing		12/24/2020	<a href="#">3301-45-04</a>	Data collection, enrollment reporting and certification requirements.
New Rule	No	No	Final Filing		12/24/2020	<a href="#">3301-45-04</a>	Provider requirements.
Amendment	No	Yes	Final Filing		12/24/2020	<a href="#">3301-45-05</a>	Enrollment.
Amendment	No	Yes	Final Filing		12/24/2020	<a href="#">3301-45-06</a>	Measurement of provider performance.
Rescission	No	Yes	Final Filing		12/24/2020	<a href="#">3301-45-07</a>	Competency-based instructional programs and credit for prior learning.
New Rule	No	No	Final Filing		12/24/2020	<a href="#">3301-45-07</a>	Process to earn a high school diploma.
Rescission	No	Yes	Final Filing		12/24/2020	<a href="#">3301-45-08</a>	Student success plan and career counseling.
New Rule	No	No	Final Filing		12/24/2020	<a href="#">3301-45-08</a>	Contracting educational services.
New Rule	No	No	Final Filing		12/24/2020	<a href="#">3301-45-09</a>	District of residence.
New Rule	No	No	Final Filing		12/24/2020	<a href="#">3301-45-10</a>	Standards for competency-based education.

Click on the rule number in blue above to view the rule in its entirety on the *Register of Ohio* website.

**JOINT COMMITTEE ON AGENCY  
RULE REVIEW Summary of Rules Filed  
From 12/14/2020 To 12/18/2020**

**2 Department of Higher Education •**

Department Contact: Faren Morris (614-728-8858)

Total Rules: 1

Original Filing Date: 8/19/2020

Public Hearing: 9/24/2020

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	No	Yes	Final Filing		12/21/2020	<a href="#">3333-1-13.1</a>	Assessment of fees for approval and participation in SARA for Ohio institutions of higher education.

**3 Ohio Department of Medicaid •**

Department Contact: Tommi Potter (614-752-3877)

Total Rules: 1

Original Filing Date: 12/14/2020

Public Hearing: 1/14/2021

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	No	Yes	Original Filing	3/10/2021		<a href="#">5160-4-33</a>	Application of topical fluoride varnish by non-dentist providers.

**Rules Filed On 12/15/2020**

**4 Department of Higher Education •**

Department Contact: Faren Morris (614-728-8858)

Total Rules: 1

Original Filing Date: 8/19/2020

Public Hearing: 9/24/2020

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	No	Yes	Withdrawn Final Filing			<a href="#">3333-1-13.1</a>	Assessment of fees for approval and participation in SARA for Ohio institutions of higher education.

**5 Department of Higher Education •**

Department Contact: Faren Morris (614-728-8858)

Total Rules: 1

Original Filing Date: 8/19/2020

Public Hearing: 9/24/2020

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**JOINT COMMITTEE ON AGENCY  
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<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	No	Yes	Final Filing		12/25/2020	<a href="#">3333-1-13.1</a>	Assessment of fees for approval and participation in SARA for Ohio institutions of higher education.

**6 Ohio Environmental Protection Agency •**

Department Contact: Kit Arthur (614-644-2932)

Total Rules: 1

Original Filing Date: 10/1/2020

Public Hearing: 11/9/2020

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Yes	No	Final Filing		12/29/2020	<a href="#">3745-300-15</a>	Incorporated by reference - voluntary action program.

**7 Ohio Police and Fire Pension Fund •**

Department Contact: Mary Beth Foley (614-628-8444)

Total Rules: 2

Original Filing Date: 10/8/2020

Public Hearing:

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	No	Yes	Final Filing		12/25/2020	<a href="#">742-5-05</a>	Merchant marine service.
Amendment	No	Yes	Final Filing		12/25/2020	<a href="#">742-9-12</a>	Employer's compliance.

**8 Opportunities for Ohioans with Disabilities •**

Department Contact: Debbie M Stevens (614-438-1289)

Total Rules: 6

Original Filing Date: 11/23/2020

Public Hearing: 12/29/2020

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	No	Yes	Withdrawn Filing			<a href="#">3304-2-54</a>	Eligibility for services, assessment, and trial work experiences.
New Rule	No	No	Withdrawn Filing			<a href="#">3304-2-54</a>	Eligibility determination.
Rescission	No	Yes	Withdrawn Filing			<a href="#">3304-2-56</a>	Conditions for providing services; and the individualized plan for employment (IPE).
New Rule	No	No	Withdrawn Filing			<a href="#">3304-2-56</a>	The individualized plan for employment.
Rescission	No	Yes	Withdrawn Filing			<a href="#">3304-2-59</a>	Services.

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New Rule    No    No    Withdrawn Filing    [3304-2-59](#)    Scope of services.

**9 Opportunities for Ohioans with Disabilities •**

Department Contact: Debbie M Stevens (614-438-1289)

Total Rules: 2    Original Filing Date: 11/24/2020    Public Hearing: 12/29/2020

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	No	Yes	Withdrawn Filing			<a href="#">3304-2-58</a>	Training.
New Rule	No	No	Withdrawn Filing			<a href="#">3304-2-58</a>	Training.

**Rules Filed On 12/16/2020**

**10 Department of Education •**

Department Contact: Sherry Worstell (614-995-9934)

Total Rules: 2    Original Filing Date: 12/16/2020    Public Hearing:

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	No	No	Emergency Filing	4/15/2021	12/16/2020	<a href="#">3301-32-06.1</a>	Transitional Pandemic Requirements for a Licensed School Child Program.
New Rule	No	No	Emergency Filing	4/15/2021	12/16/2020	<a href="#">3301-37-03.1</a>	Transitional Pandemic Requirements for a Licensed Child Day-Care Program.

**11 Ohio Casino Control Commission •**

Department Contact: Caty Abbott (6143875858)

Total Rules: 10    Original Filing Date: 10/2/2020    Public Hearing: 11/3/2020

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Yes	Yes	Final Filing		1/1/2021	<a href="#">3772-10-09</a>	Complimentaries.
New Rule	Yes	No	Final Filing		1/1/2021	<a href="#">3772-10-09</a>	Complimentaries.
Rescission	Yes	Yes	Final Filing		1/1/2021	<a href="#">3772-10-20</a>	Unsecured currency, vouchers, tickets and coupons.

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New Rule	Yes	No	Final Filing	1/1/2021	<a href="#">3772-10-20</a>	Unsecured currency.
Amendment	Yes	Yes	Final Filing	1/1/2021	<a href="#">3772-10-23</a>	Credit.
Rescission	Yes	Yes	Final Filing	1/1/2021	<a href="#">3772-11-13</a>	Primary, secondary, and reserve sets of gaming chips.
New Rule	Yes	No	Final Filing	1/1/2021	<a href="#">3772-11-13</a>	Primary and secondary sets of gaming chips.
Rescission	Yes	Yes	Final Filing	1/1/2021	<a href="#">3772-11-14</a>	Exchange of value chips or non-value chips.
New Rule	Yes	No	Final Filing	1/1/2021	<a href="#">3772-11-14</a>	Exchange of value chips or non-value chips.
Amendment	Yes	Yes	Final Filing	1/1/2021	<a href="#">3772-11-34</a>	Table game layouts.

**12 State Board of Pharmacy • Drug Compounding**

Department Contact: Cameron McNamee (614-466-7322)

Total Rules: 7

Original Filing Date: 2/11/2019

Public Hearing: 11/13/2020

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	No	No	Final Filing		3/31/2021	<a href="#">4729:7-1-01</a>	Compounding references.
New Rule	Yes	No	Final Filing		3/31/2021	<a href="#">4729:7-3-01</a>	Definitions - prescriber compounding.
New Rule	Yes	No	Final Filing		3/31/2021	<a href="#">4729:7-3-02</a>	Exemptions.
New Rule	Yes	No	Final Filing		3/31/2021	<a href="#">4729:7-3-03</a>	Non-Hazardous Drugs Compounded by a Prescriber.
New Rule	Yes	No	Final Filing		3/31/2021	<a href="#">4729:7-3-04</a>	Immediate-Use, Sterile Non-Hazardous Drugs Compounded by a Prescriber.
New Rule	Yes	No	Final Filing		3/31/2021	<a href="#">4729:7-3-05</a>	Hazardous drugs compounded by a prescriber.
New Rule	Yes	No	Final Filing		3/31/2021	<a href="#">4729:7-3-06</a>	Record Keeping.

**13 State Board of Pharmacy •**

Department Contact: Alexandra Simon (614-502-7161)

Total Rules: 4

Original Filing Date: 2/11/2019

Public Hearing: 3/15/2019

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Yes	Yes	Final Filing		3/31/2021	<a href="#">4729-16-04</a>	Drugs compounded by a prescriber.
Rescission	Yes	Yes	Final Filing		3/31/2021	<a href="#">4729-16-09</a>	Terminal distributor licenses for compounding drugs and ordering compounded drugs.
Rescission	Yes	Yes	Final Filing		3/31/2021	<a href="#">4729-16-11</a>	Hazardous drugs compounded by a prescriber.

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Rescission Yes Yes Final Filing

3/31/2021

[4729-16-13](#)

Immediate use non-hazardous sterile drugs compounded by a prescriber.

## Rules Filed On 12/18/2020

### 14 Development Services Agency • Office of Community Services

Department Contact: Whitney Sullinger (614-728-6668)

Total Rules: 1

Original Filing Date: 10/13/2020

Public Hearing: 11/17/2020

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Yes	No	Final Filing		12/28/2020	<a href="#">122:5-2-03</a>	CSBG 122.5.2.03.

### 15 Public Employees Retirement System •

Department Contact: Deborah B McCarthy (614-222-0050)

Total Rules: 17

Original Filing Date: 9/30/2020

Public Hearing:

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	No	Yes	Final Filing		1/1/2021	<a href="#">145-1-21</a>	Federal tax compliance provisions.
Amendment	No	Yes	Final Filing		1/1/2021	<a href="#">145-1-26</a>	Definition of earnable salary.
Amendment	No	Yes	Final Filing		1/1/2021	<a href="#">145-1-27</a>	Remittance of employer liabilities.
Amendment	No	Yes	Final Filing		1/1/2021	<a href="#">145-1-37</a>	Eligible rollover distributions.
Amendment	No	Yes	Final Filing		1/1/2021	<a href="#">145-1-38</a>	Purchase of service credit by payroll deduction.
Amendment	No	Yes	Final Filing		1/1/2021	<a href="#">145-1-39</a>	Replacement of payments.
Amendment	No	Yes	Final Filing		1/1/2021	<a href="#">145-1-48</a>	Board and commission members.
Amendment	No	Yes	Final Filing		1/1/2021	<a href="#">145-1-62</a>	Proof of date of birth and legal name change.
Amendment	No	Yes	Final Filing		1/1/2021	<a href="#">145-1-63</a>	Guardianship and power of attorney.
Amendment	No	Yes	Final Filing		1/1/2021	<a href="#">145-1-65</a>	Interim benefit payment.
Amendment	No	Yes	Final Filing		1/1/2021	<a href="#">145-1-70</a>	Waiver of spousal consent.
Amendment	No	Yes	Final Filing		1/1/2021	<a href="#">145-1-74</a>	Re-employment restrictions applicable to a member.
Amendment	No	Yes	Final Filing		1/1/2021	<a href="#">145-1-76</a>	Benefits payable to a reemployed retiree.

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Amendment	No	Yes	Final Filing	1/1/2021	<a href="#">145-1-78</a>	Retirement of a member pursuant to section 145.383 of the Revised Code.
Amendment	No	Yes	Final Filing	1/1/2021	<a href="#">145-1-81</a>	Retirement plans.
Amendment	No	Yes	Final Filing	1/1/2021	<a href="#">145-1-88</a>	Changes to election to participate.
Amendment	No	Yes	Final Filing	1/1/2021	<a href="#">145-1-89</a>	Transfer of contributions under rule 145-1-88 of the Administrative Code.

**16 Public Employees Retirement System •**

Department Contact: Deborah B McCarthy (614-222-0050)

Total Rules: 8

Original Filing Date: 9/30/2020

Public Hearing:

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	No	No	Final Filing		1/1/2021	<a href="#">145-2-18</a>	Service credit in the traditional pension plan for participation in combined plan or member-directed plan.
Amendment	No	No	Final Filing		1/1/2021	<a href="#">145-2-43</a>	Additional annuity accounts.
Amendment	No	No	Final Filing		1/1/2021	<a href="#">145-2-46</a>	Beneficiary's percentage under joint-life and multiple-life plans.
Amendment	No	No	Final Filing		1/1/2021	<a href="#">145-3-13</a>	Beneficiary and payment plan changes after retirement.
Amendment	No	No	Final Filing		1/1/2021	<a href="#">145-3-40</a>	Service credit in the combined plan for participation in member-directed plan.
Amendment	No	No	Final Filing		1/1/2021	<a href="#">145-4-01</a>	Health care definitions.
Amendment	No	No	Final Filing		1/1/2021	<a href="#">145-4-06</a>	Eligibility for health care in traditional pension and combined plans.
Amendment	No	No	Final Filing		1/1/2021	<a href="#">145-4-26</a>	Dental and vision coverage.

**17 Treasurer of State •**

Department Contact: Michael Lenzo (614-728-4198)

Total Rules: 1

Original Filing Date: 12/18/2020

Public Hearing:

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
No Change	No	Yes	FYR	3/18/2021		<a href="#">113-25-01</a>	Confidential personal information systems.

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**End of Weekly Report**

If you have any questions, please contact JCARR at the numbers below.

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