

JOINT COMMITTEE ON AGENCY RULE REVIEW
Agenda - 12/9/2019 - 1:30 P.M.
Statehouse Hearing Room 121(William McKinley Room)



FINAL AGENDA

FINAL AGENDA

Consent

1 Attorney General • Charitable Foundation

Total Rules: 2 Original Filing Date: 10/21/2019

Jurisdiction Ends: 12/25/2019 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
Amendment	Original Filing	No	No	109:1-2-02
Amendment	Original Filing	No	No	109:1-2-03

<u>Rule Title</u>
License fees for charitable instant bingo at a bingo session.
License fees for charitable instant bingo other than at a bingo session.

2 Attorney General • Charitable Foundation

Total Rules: 1 Original Filing Date: 11/6/2019

Jurisdiction Ends: 1/10/2020 Public Hearing: 12/9/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
Amendment	Original Filing	No	Yes	109:1-4-09

<u>Rule Title</u>
Owner or lessor assistance in the conduct of instant bingo.

3 Attorney General • Consumer Protection

Total Rules: 1 Original Filing Date: 11/5/2019

Jurisdiction Ends: 1/9/2020 Public Hearing: 12/9/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
Amendment	Original Filing	No	Yes	109:4-1-07

<u>Rule Title</u>
Obtaining information.

4 Board of Executives of Long-Term Services and Supports •

Total Rules: 9 Original Filing Date: 10/15/2019

Jurisdiction Ends: 12/19/2019 Public Hearing: 11/18/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
Amendment	Original Filing	Yes	Yes	4751-1-03
Amendment	Original Filing	Yes	Yes	4751-1-05
Amendment	Original Filing	Yes	Yes	4751-1-10.1
New Rule	Original Filing	Yes	No	4751-1-10.2
Amendment	Original Filing	Yes	Yes	4751-1-10.3
Amendment	Original Filing	Yes	Yes	4751-1-12
Amendment	Original Filing	Yes	Yes	4751-1-13

<u>Rule Title</u>
Board officers, board secretary, and board members.
Pre-examination requirements; conditions precedent to application for admission to examination.
Timely renewal of certificate of registration.
Health services executive license.
Licensing service members, veterans, or spouses of service members or veterans.
Suspension, revocation, and disciplinary action.
Continuing education.

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

Amendment Original Filing Yes Yes [4751-1-16](#) Fees.
 Amendment Original Filing Yes Yes [4751-1-17](#) Personal information systems.
 Total Rules: 1 Original Filing Date: 10/15/2019 Date of Revised Filing: 10/17/2019 Jurisdiction Ends: 12/19/2019 Public Hearing: 11/18/2019

Rule Type Action CSI FYR Rule Number Rule Title
 Amendment Revised Filing Yes Yes [4751-1-10](#) Licenses and registrations.
 Total Rules: 2 Original Filing Date: 10/15/2019 Date of Revised Filing: 11/8/2019 Jurisdiction Ends: 12/19/2019 Public Hearing: 11/18/2019

Rule Type Action CSI FYR Rule Number Rule Title
 Amendment Revised Filing Yes Yes [4751-1-11](#) Temporary license.
 Amendment Revised Filing Yes Yes [4751-1-15](#) Relicensure.

5 Board of Nursing •

Total Rules: 2 Original Filing Date: 10/11/2019 Date of Revised Filing: 11/7/2019 Jurisdiction Ends: 12/15/2019 Public Hearing: 11/20/2019

Rule Type Action CSI FYR Rule Number Rule Title
 Amendment Revised Filing Yes Yes [4723-2-01](#) Definitions.
 Amendment Revised Filing Yes Yes [4723-2-03](#) Fee waivers available to service members, veterans, or spouses of service members or veterans.

6 Board of Nursing •

Total Rules: 4 Original Filing Date: 10/11/2019 Jurisdiction Ends: 12/15/2019 Public Hearing: 11/20/2019

Rule Type Action CSI FYR Rule Number Rule Title
 Amendment Original Filing Yes Yes [4723-16-07](#) Evidence or factors to be considered by the board.
 Amendment Original Filing Yes Yes [4723-16-08](#) Subpoenas for purpose of hearing.
 Amendment Original Filing Yes Yes [4723-16-09](#) Ex parte communication.
 Amendment Original Filing Yes Yes [4723-16-13](#) Authority and duties of board hearing committee or hearing examiners.

7 Board of Nursing •

Total Rules: 5 Original Filing Date: 10/11/2019 Jurisdiction Ends: 12/15/2019 Public Hearing: 11/20/2019

Rule Type Action CSI FYR Rule Number Rule Title
 Amendment Original Filing Yes Yes [4723-17-01](#) Definitions.
 Amendment Original Filing Yes Yes [4723-17-03](#) Intravenous therapy procedures.
 Amendment Original Filing Yes Yes [4723-17-05](#) Standards for intravenous therapy continuing education course personnel.
 Amendment Original Filing Yes Yes [4723-17-06](#) Minimum curriculum requirements.
 Amendment Original Filing Yes Yes [4723-17-07](#) Proof of completion of an approved course in intravenous therapy.

8 Board of Nursing •

JOINT COMMITTEE ON AGENCY RULE REVIEW
12/9/2019 - 1:30 P.M.
Statehouse Hearing Room 121(William McKinley Room)

FINAL AGENDA

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Total Rules: 6 Original Filing Date: 10/11/2019

Jurisdiction Ends: 12/15/2019 Public Hearing: 11/20/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	4723-25-02	Definitions.
Amendment	Original Filing	Yes	Yes	4723-25-03	Fund balance.
Amendment	Original Filing	Yes	Yes	4723-25-06	Eligibility criteria for funding consideration.
Amendment	Original Filing	Yes	Yes	4723-25-07	Publication of notice for requests for proposals.
Amendment	Original Filing	Yes	Yes	4723-25-09	Grant proposal form.
Amendment	Original Filing	Yes	Yes	4723-25-15	Grantee reporting requirements.

9 Board of Nursing •

Total Rules: 5 Original Filing Date: 10/11/2019

Jurisdiction Ends: 12/15/2019 Public Hearing: 11/20/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	4723-26-02	Community health worker certification.
Amendment	Original Filing	Yes	Yes	4723-26-04	Renewal of community health worker certificate.
Amendment	Original Filing	Yes	Yes	4723-26-05	Continuing education requirements.
Amendment	Original Filing	Yes	Yes	4723-26-12	Standards for community health worker training programs.
Amendment	Original Filing	Yes	Yes	4723-26-14	Procedures for obtaining approval or reapproval of community health worker training programs.

10 Board of Nursing •

Total Rules: 2 Original Filing Date: 10/11/2019

Jurisdiction Ends: 12/15/2019 Public Hearing: 11/20/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	No	4723-9-10	Formulary; standards of prescribing for advanced practice registered nurses designated as clinical nurse specialists, certified nurse-midwives, or certified nurse practitioners.
Amendment	Original Filing	Yes	No	4723-9-13	Medication-assisted treatment.

Total Rules: 1 Original Filing Date: 10/11/2019

Date of Revised Filing: 11/13/2019

Jurisdiction Ends: 12/15/2019 Public Hearing: 11/20/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	Yes	No	4723-8-08	Advanced practice registered nurse license renewal; notification of national recertification.

11 Board of Nursing •

Total Rules: 6 Original Filing Date: 10/11/2019

Jurisdiction Ends: 12/15/2019 Public Hearing: 11/20/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	No	4723-5-04	Procedure for board determination of a program's status.

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

Amendment	Original Filing	Yes	No	4723-5-10	Qualifications of administrators, faculty, teaching assistants and preceptors for a registered nursing education program.
Amendment	Original Filing	Yes	No	4723-5-11	Qualifications of administrators, faculty, teaching assistants and preceptors for a practical nursing education program.
Amendment	Original Filing	Yes	No	4723-5-21	Program records.
Amendment	Original Filing	Yes	No	4723-7-05	Registered nurse licensure by endorsement.
Amendment	Original Filing	Yes	No	4723-7-06	Practical nurse licensure by endorsement.

12 Board of Nursing •

Total Rules: 1 Original Filing Date: 10/11/2019 Jurisdiction Ends: 12/15/2019 Public Hearing: 11/20/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	No	4723-1-03	Board records and documents.

13 Board of Nursing •

Total Rules: 6 Original Filing Date: 10/11/2019 Jurisdiction Ends: 12/15/2019 Public Hearing: 11/20/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	No	4723-6-01	Definitions.
Amendment	Original Filing	Yes	No	4723-6-02	Eligibility requirements for participation in the alternative program for chemical dependency.
Amendment	Original Filing	Yes	No	4723-6-03	Terms and conditions a participant must meet to successfully complete the alternative program for chemical dependency.
Amendment	Original Filing	Yes	No	4723-20-01	Definitions pertaining to prevention of disease transmission and infection control.
Amendment	Original Filing	Yes	No	4723-20-03	Hand hygiene.
Amendment	Original Filing	Yes	No	4723-20-07	Failure to use universal and standard precautions.

14 Bureau of Workers' Compensation • Division of Safety and Hygiene

Total Rules: 15 Original Filing Date: 10/29/2019 Jurisdiction Ends: 1/2/2020 Public Hearing: 12/6/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	4123:1-3-01	Scope and definitions.
Amendment	Original Filing	Yes	Yes	4123:1-3-03	Personal protective equipment.
Amendment	Original Filing	Yes	Yes	4123:1-3-04	Floors, stairways, railing, overhead protection and guarding of open-sided floors, platforms and runways.
Amendment	Original Filing	Yes	Yes	4123:1-3-05	Mechanical power transmission apparatus.
Amendment	Original Filing	Yes	Yes	4123:1-3-07	Cranes, hoists, and derricks.
Amendment	Original Filing	Yes	Yes	4123:1-3-10	Scaffolding.
Amendment	Original Filing	Yes	Yes	4123:1-3-11	Ladders.

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

Amendment	Original Filing	Yes	Yes	4123:1-3-13	Trenches and excavations.
Amendment	Original Filing	Yes	Yes	4123:1-3-16	Tunnels and shafts, caissons, cofferdams, and compressed air.
Amendment	Original Filing	Yes	Yes	4123:1-3-18	Heating, ventilating and exhaust equipment.
Amendment	Original Filing	Yes	Yes	4123:1-3-20	Steel erection.
Amendment	Original Filing	Yes	Yes	4123:1-3-21	Diving operations.
Amendment	Original Filing	Yes	Yes	4123:1-3-22	Woodworking machines, power saws, and other tools and equipment.
Amendment	Original Filing	Yes	Yes	4123:1-3-23	Helicopters.
Amendment	Original Filing	Yes	Yes	4123:1-3-24	Roof car suspended platforms - construction.
Total Rules: 1	Original Filing Date: 10/29/2019	Date of Revised Filing: 11/25/2019		Jurisdiction Ends: 1/2/2020	Public Hearing: 12/6/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	Yes	Yes	4123:1-3-06	Motor vehicles, mechanized equipment and marine operations.

15 Bureau of Workers' Compensation • Division of Safety and Hygiene

Total Rules: 1	Original Filing Date: 10/29/2019	Jurisdiction Ends: 1/2/2020	Public Hearing: 12/6/2019
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<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	4123:1-7-11	Molds and cores.

16 Bureau of Workers' Compensation • Division of Safety and Hygiene

Total Rules: 1	Original Filing Date: 10/29/2019	Jurisdiction Ends: 1/2/2020	Public Hearing: 12/6/2019
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<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	4123:1-9-04	Steel making.

17 Bureau of Workers' Compensation • Division of Safety and Hygiene

Total Rules: 3	Original Filing Date: 10/29/2019	Jurisdiction Ends: 1/2/2020	Public Hearing: 12/6/2019
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<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	4123:1-13-01	Scope and definitions.
Amendment	Original Filing	Yes	Yes	4123:1-13-02	Mills.
Amendment	Original Filing	Yes	Yes	4123:1-13-03	Calenders.

18 Bureau of Workers' Compensation • Division of Safety and Hygiene

Total Rules: 1	Original Filing Date: 10/29/2019	Date of Revised Filing: 11/25/2019	Jurisdiction Ends: 1/2/2020	Public Hearing: 12/6/2019
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<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	Yes	Yes	4123:1-5-28	Helicopters.

19 Bureau of Workers' Compensation • Division of Safety and Hygiene

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

Total Rules: 1 Original Filing Date: 10/29/2019 Jurisdiction Ends: 1/2/2020 Public Hearing: 12/6/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	4123:1-1-03	Maintenance.

20 Department of Aging •

Total Rules: 10 Original Filing Date: 10/4/2019 Jurisdiction Ends: 12/8/2019 Public Hearing: 11/5/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	Yes	173-2-01	Introduction and definitions.
Rescission	Original Filing	No	Yes	173-2-02	Planning and service areas.
New Rule	Original Filing	No	No	173-2-02	AAAs: planning and service areas.
Amendment	Original Filing	No	Yes	173-2-03	AAAs: intrastate funding formula (IFF).
Rescission	Original Filing	No	Yes	173-2-04	AAAs: currently-designated AAAs.
New Rule	Original Filing	No	No	173-2-04	AAAs: currently-designated AAAs.
Amendment	Original Filing	No	Yes	173-2-05	Designating new AAAs.
Amendment	Original Filing	No	Yes	173-2-06	Area plans.
Amendment	Original Filing	No	Yes	173-2-07	Monitoring AAAs and imposing corrective actions upon AAAs.
Amendment	Original Filing	No	Yes	173-2-08	De-designating an AAA.

21 Department of Aging •

Total Rules: 2 Original Filing Date: 10/11/2019 Jurisdiction Ends: 12/15/2019 Public Hearing: 11/19/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	Yes	173-40-06	PASSPORT program (state-funded component): individual's choices and responsibilities.
Rescission	Original Filing	No	Yes	173-42-06	PASSPORT program (medicaid-funded component): service options for consumers and responsibilities for consumers, case managers, and ODA's designees.

Total Rules: 1 Original Filing Date: 10/11/2019 Date of Revised Filing: 11/15/2019 Jurisdiction Ends: 12/15/2019 Public Hearing: 11/19/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Revised Filing	No	No	173-42-06	PASSPORT program (medicaid-funded component): individuals' choices and responsibilities.

22 Department of Aging •

Total Rules: 6 Original Filing Date: 10/11/2019 Jurisdiction Ends: 12/15/2019 Public Hearing: 11/19/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	Yes	Yes	173-60-01	Introduction and definition.
Amendment	Original Filing	Yes	Yes	173-60-02	Quality improvement projects: criteria for ODA approval.

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

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Rescission	Original Filing	Yes	Yes	173-60-03	Quality improvement projects: approval and rescission processes.
New Rule	Original Filing	Yes	No	173-60-03	Nursing home quality initiative: approval and rescission processes for quality improvement projects.
Rescission	Original Filing	Yes	Yes	173-60-04	Quality improvement projects: online publication of approved projects.
New Rule	Original Filing	Yes	No	173-60-04	Nursing home quality initiative: online publication of approved quality improvement projects.
Total Rules: 1		Original Filing Date: 10/11/2019		Date of Refiled Filing: 11/27/2019	Jurisdiction Ends: 12/27/2019 Public Hearing: 11/19/2019
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Refiled Filing	Yes	No	173-60-01	Nursing home quality initiative: introduction and definitions.

23 Department of Agriculture • Plant Industry

Total Rules: 1		Original Filing Date: 10/30/2019		Jurisdiction Ends: 1/3/2020 Public Hearing: 12/6/2019	
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	No	901:5-11-13	Recordkeeping for wood-destroying insect diagnostic inspections for real estate transactions.

24 Department of Commerce • Division of Industrial Compliance

Total Rules: 9		Original Filing Date: 10/31/2019		Jurisdiction Ends: 1/4/2020 Public Hearing: 12/4/2019	
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	1301:3-5-01	Definitions.
Amendment	Original Filing	Yes	Yes	1301:3-5-02	Inspection of boilers; preparation for inspection; hydrostatic tests.
Amendment	Original Filing	Yes	Yes	1301:3-5-03	Inspection reports.
Amendment	Original Filing	Yes	Yes	1301:3-5-04	Notification of unsafe working condition; requirements for cover removal; notification of accident.
Amendment	Original Filing	Yes	Yes	1301:3-5-05	Certificate of operation.
Amendment	Original Filing	Yes	Yes	1301:3-5-06	Suspension, revocation, or denial of certificate of operation; reduce working pressure, determine repairs, or declare unsafe boiler; lap seam crack.
Amendment	Original Filing	Yes	Yes	1301:3-5-07	Inspection of power boilers and process boilers.
Amendment	Original Filing	Yes	Yes	1301:3-5-09	Conduct of hearings.
Amendment	Original Filing	Yes	Yes	1301:3-5-10	Boiler operator and steam engineer experience requirements.
Total Rules: 1		Original Filing Date: 10/31/2019		Date of Revised Filing: 11/19/2019	Jurisdiction Ends: 1/4/2020 Public Hearing: 12/4/2019
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	Yes	Yes	1301:3-5-06	Suspension, revocation, or denial of certificate of operation; reduce working pressure, determine repairs, or declare unsafe boiler; lap seam crack.

25 Department of Commerce • Ski Tramway Board

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

Total Rules: 8 Original Filing Date: 10/30/2019 Date of Revised Filing: 10/30/2019 Jurisdiction Ends: 1/3/2020 Public Hearing: 12/4/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	Yes	Yes	4101:14-1-01	Introduction.
Amendment	Revised Filing	Yes	Yes	4101:14-1-02	Scope of rules and regulations.
Amendment	Revised Filing	Yes	Yes	4101:14-1-03	New installations and modifications of existing passenger tramways.
Amendment	Revised Filing	Yes	Yes	4101:14-1-04	Acceptance tests.
Amendment	Revised Filing	Yes	Yes	4101:14-1-05	Registration and inspections.
Amendment	Revised Filing	Yes	Yes	4101:14-1-07	Mechanical operation and maintenance.
Amendment	Revised Filing	Yes	Yes	4101:14-1-08	Rule for giving public notice.
Amendment	Revised Filing	Yes	Yes	4101:14-1-09	Notice in the event of a serious accident.

26 Department of Developmental Disabilities • Community Services

Total Rules: 2 Original Filing Date: 10/17/2019 Jurisdiction Ends: 12/21/2019 Public Hearing: 11/22/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	Yes	Yes	5123:2-9-18	Home and community-based services waivers - non-medical transportation under the individual options, level one, and self-empowered life funding waivers.
Rescission	Original Filing	Yes	Yes	5123:2-9-19	Home and community-based services waivers - general requirements for adult day support, career planning, group employment support, individual employment support, non-medical transportation, and vocational habilitation.

27 Department of Developmental Disabilities • Community Services

Total Rules: 1 Original Filing Date: 10/15/2019 Jurisdiction Ends: 12/19/2019 Public Hearing: 11/19/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	Yes	Yes	5123:2-14-01	Preadmission screening and resident review for nursing facility applicants and nursing facility residents with developmental disabilities.

28 Department of Developmental Disabilities •

Total Rules: 2 Original Filing Date: 10/15/2019 Jurisdiction Ends: 12/19/2019 Public Hearing: 11/19/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	No	5123-9-30	Home and community-based services waivers - homemaker/ personal care under the individual options and level one waivers.
Amendment	Original Filing	Yes	No	5123-9-32	Home and community-based services waivers - participant-directed homemaker/ personal care under the individual options, level one, and self-empowered life funding waivers.

Total Rules: 2 Original Filing Date: 10/15/2019 Date of Revised Filing: 11/18/2019 Jurisdiction Ends: 12/19/2019 Public Hearing: 11/19/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
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Click on the rule number in blue above to view the rule in its entirety on the *Register of Ohio* website.

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Amendment	Revised Filing	Yes	No	5123-9-06	Home and community-based services waivers - documentation and payment for services under the individual options and level one waivers.
Amendment	Revised Filing	Yes	No	5123-9-40	Home and community-based services waivers - administration of the self-empowered life funding waiver.

29 Department of Developmental Disabilities •

Total Rules: 1 Original Filing Date: 10/17/2019 Jurisdiction Ends: 12/21/2019 Public Hearing: 11/22/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Original Filing	Yes	No	5123-9-19	Home and community-based services waivers - general requirements for adult day support, career planning, group employment support, individual employment support, non-medical transportation, and vocational habilitation.

Total Rules: 2 Original Filing Date: 10/17/2019 Date of Refiled Filing: 11/27/2019 Jurisdiction Ends: 12/27/2019 Public Hearing: 11/22/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Refiled Filing	Yes	No	5123-9-18	Home and community-based services waivers - non-medical transportation under the individual options, level one, and self-empowered life funding waivers.
Amendment	Refiled Filing	Yes	No	5123-9-24	Home and community-based services waivers - transportation under the individual options, level one, and self-empowered life funding waivers.

30 Department of Developmental Disabilities •

Total Rules: 1 Original Filing Date: 10/15/2019 Date of Revised Filing: 11/14/2019 Jurisdiction Ends: 12/19/2019 Public Hearing: 11/19/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Revised Filing	Yes	No	5123-14-01	Preadmission screening and resident review for nursing facility applicants and nursing facility residents with developmental disabilities.

31 Department of Education •

Total Rules: 1 Original Filing Date: 8/15/2019 Date of Refiled Filing: 11/7/2019 Jurisdiction Ends: 12/7/2019 Public Hearing: 12/9/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Refiled Filing	No	Yes	3301-24-05	Licensure.

32 Department of Education •

Total Rules: 2 Original Filing Date: 11/7/2019 Jurisdiction Ends: 1/11/2020 Public Hearing: 12/9/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	Yes	Yes	3301-102-09	Approving applications for new internet- or computer-based community schools.
New Rule	Original Filing	Yes	No	3301-102-09	Approving applications for new internet-or computer-based community schools.

33 Department of Education •

Total Rules: 2 Original Filing Date: 11/7/2019 Jurisdiction Ends: 1/11/2020 Public Hearing: 12/9/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
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Click on the rule number in blue above to view the rule in its entirety on the *Register of Ohio* website.

Amendment	Original Filing	No	Yes	3301-13-09	Provisions for an excuse from taking any assessment required for graduation for an adult with disabilities or for providing accommodations on any assessment required for graduation for an adult with disabilities, twenty-two or more years of age, and enrolled in adult high school continuation program.
Amendment	Original Filing	No	No	3301-16-08	State seal of biliteracy.

34 Department of Health •

Total Rules: 1 Original Filing Date: 10/3/2019 Date of Revised Filing: 10/23/2019 Jurisdiction Ends: 12/7/2019 Public Hearing: 11/7/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	Yes	Yes	3701-55-02	Required screening; facility requirements.

35 Department of Health •

Total Rules: 3 Original Filing Date: 10/7/2019 Date of Revised Filing: 10/23/2019 Jurisdiction Ends: 12/11/2019 Public Hearing: 11/7/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	Yes	Yes	3701-54-01	Definitions.
Amendment	Revised Filing	Yes	Yes	3701-54-02	Required screening; facility requirements.
Amendment	Revised Filing	Yes	Yes	3701-54-03	Critical congenital heart disease screening procedures, equipment.

36 Department of Health •

Total Rules: 2 Original Filing Date: 11/4/2019 Jurisdiction Ends: 1/8/2020 Public Hearing: 12/13/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	No	3701-84-61	Pediatric intensive care service standards.
Amendment	Original Filing	Yes	No	3701-84-62	Personnel and staffing standards - pediatric intensive care service.

37 Department of Health •

Total Rules: 1 Original Filing Date: 11/4/2019 Jurisdiction Ends: 1/8/2020 Public Hearing: 12/13/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	No	3701-84-27	Patient selection/utilization - bone marrow transplantation service.

38 Department of Health •

Total Rules: 2 Original Filing Date: 11/5/2019 Jurisdiction Ends: 1/9/2020 Public Hearing: 12/13/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	3701-59-01	Definitions.
Amendment	Original Filing	Yes	Yes	3701-59-05	Hospital registration and reporting requirements.

Total Rules: 1 Original Filing Date: 11/5/2019 Date of Revised Filing: 11/19/2019 Jurisdiction Ends: 1/9/2020 Public Hearing: 12/13/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
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Click on the rule number in blue above to view the rule in its entirety on the *Register of Ohio* website.

Amendment Revised Filing Yes Yes [3701-59-05](#) Hospital registration and reporting requirements.

39 Department of Health •

Total Rules: 21 Original Filing Date: 11/6/2019 Jurisdiction Ends: 1/10/2020 Public Hearing: 12/13/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	3701-19-01	Definitions.
Amendment	Original Filing	Yes	Yes	3701-19-02	Applicability of licensure requirements.
Amendment	Original Filing	Yes	Yes	3701-19-03	Initial license application process; renewal of license; and change of ownership license.
Amendment	Original Filing	Yes	Yes	3701-19-04	Issuance, denial, transfer, suspension, and revocation of licenses.
Amendment	Original Filing	Yes	Yes	3701-19-05	Inspections.
Amendment	Original Filing	Yes	Yes	3701-19-06	Governing body; quality assessment and performance improvement.
Amendment	Original Filing	Yes	Yes	3701-19-07	General requirements for hospice care programs after licensure.
Amendment	Original Filing	Yes	Yes	3701-19-08	Standards for inpatient hospice facilities.
Amendment	Original Filing	Yes	Yes	3701-19-09	General requirements for hospice care program personnel.
Amendment	Original Filing	Yes	Yes	3701-19-10	Medical director.
Amendment	Original Filing	Yes	Yes	3701-19-11	Interdisciplinary team and interdisciplinary plan of care.
Amendment	Original Filing	Yes	Yes	3701-19-13	Volunteer services.
Amendment	Original Filing	Yes	Yes	3701-19-15	Medical social services.
Amendment	Original Filing	Yes	Yes	3701-19-16	Home care services.
Amendment	Original Filing	Yes	Yes	3701-19-17	Medical services.
Amendment	Original Filing	Yes	Yes	3701-19-18	Counseling and bereavement services.
Amendment	Original Filing	Yes	Yes	3701-19-19	Physical therapy, occupational therapy, and speech therapy services.
Amendment	Original Filing	Yes	Yes	3701-19-20	Admission of patients to the hospice care program.
Amendment	Original Filing	Yes	Yes	3701-19-22	Short-term inpatient care; standards and services.
New Rule	Original Filing	Yes	No	3701-19-22.1	Admission of non-hospice palliative care patients to hospice inpatient facilities.
Amendment	Original Filing	Yes	Yes	3701-19-23	Central clinical record.

Total Rules: 1 Original Filing Date: 11/6/2019 Date of Revised Filing: 11/19/2019 Jurisdiction Ends: 1/10/2020 Public Hearing: 12/13/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	Yes	Yes	3701-19-07	General requirements for hospice care programs after licensure.

40 Department of Job and Family Services • Child Support

Total Rules: 1 Original Filing Date: 10/25/2019 Jurisdiction Ends: 12/29/2019 Public Hearing: 11/25/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	Yes	5101:12-1-51	Mandatory CSEA fiscal reports.

41 Department of Job and Family Services • Child Support

Total Rules: 16 Original Filing Date: 10/18/2019 Jurisdiction Ends: 12/22/2019 Public Hearing: 11/25/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	No	5101:12-45-10	Calculation of the support obligations.
Amendment	Original Filing	No	No	5101:12-45-99	Chapter 5101:12-45 forms - support establishment.
Amendment	Original Filing	No	Yes	5101:12-47-01	Medical support definitions.
Amendment	Original Filing	No	No	5101:12-47-02	Medical support provisions.
Amendment	Original Filing	No	No	5101:12-50-50	Judicial enforcement actions.
Amendment	Original Filing	No	Yes	5101:12-57-01.1	Enforcement of order to report private health insurance.
Amendment	Original Filing	No	Yes	5101:12-57-01.2	Enforcement of cash medical support obligation.
Amendment	Original Filing	No	Yes	5101:12-57-08	Medical support mistake of fact hearing process.
Amendment	Original Filing	No	No	5101:12-57-10	National medical support notice.
Amendment	Original Filing	No	No	5101:12-57-10.4	Administrative mistake of fact hearing regarding the national medical support notice.
Rescission	Original Filing	No	Yes	5101:12-57-10.6	Terminating the national medical support notice.
New Rule	Original Filing	No	No	5101:12-57-10.6	Terminating the national medical support notice.
Amendment	Original Filing	No	Yes	5101:12-57-99	Chapter 5101:12-57 forms - enforcement of medical support provisions.
Amendment	Original Filing	No	No	5101:12-60-05	Administrative review and adjustment process.
Amendment	Original Filing	No	No	5101:12-60-05.1	Initiation of an administrative review.
Amendment	Original Filing	No	No	5101:12-60-99	Chapter 5101:12-60 forms - order administration.

42 Department of Job and Family Services • Division of Public Assistance

Total Rules: 1 Original Filing Date: 10/21/2019 Jurisdiction Ends: 12/25/2019 Public Hearing: 11/25/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	No	Yes	5101:1-2-90	The Ohio works first employment incentive pilot program.

43 Department of Job and Family Services • Division of Social Services

Total Rules: 3 Original Filing Date: 10/24/2019 Jurisdiction Ends: 12/28/2019 Public Hearing: 11/25/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	No	5101:2-51-01	Administration of the adoption assistance connections to age twenty-one.
Amendment	Original Filing	No	No	5101:2-51-02	Eligibility for the adoption assistance connections to age twenty-one.

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

44 Department of Job and Family Services • Division of Social Services

Amendment Original Filing No No [5101:2-51-03](#)

Payments for the adoption assistance connections to age twenty-one.

Total Rules: 1 Original Filing Date: 10/15/2019

Jurisdiction Ends: 12/19/2019 Public Hearing:

Rule Type	Action	CSI	FYR	Rule Number
New Rule	Original Filing	No	No	5101:2-54-01

Rule Title
Multi-system youth.

45 Department of Job and Family Services • ODJFS Practices

Total Rules: 2 Original Filing Date: 10/31/2019

Jurisdiction Ends: 1/4/2020 Public Hearing: 12/4/2019

Rule Type	Action	CSI	FYR	Rule Number
Amendment	Original Filing	No	Yes	5101:9-7-02
Amendment	Original Filing	No	Yes	5101:9-7-02.1

Rule Title
Child support enforcement agency (CSEA) financing and cash management.
Child support enforcement agency (CSEA) quarterly reconciliation.

46 Department of Job and Family Services - Unemployment Compensation •

Total Rules: 1 Original Filing Date: 10/23/2019

Jurisdiction Ends: 12/27/2019 Public Hearing: 11/25/2019

Rule Type	Action	CSI	FYR	Rule Number
Amendment	Original Filing	Yes	Yes	4141-19-01

Rule Title
Filing of documents, reports, appeals and other information.

47 Department of Mental Health and Addiction Services •

Total Rules: 2 Original Filing Date: 10/4/2019

Jurisdiction Ends: 12/8/2019 Public Hearing: 11/5/2019

Rule Type	Action	CSI	FYR	Rule Number
Rescission	Original Filing	No	Yes	5122-21-03
New Rule	Original Filing	No	No	5122-21-03

Rule Title
Pre-admission screening and resident review (PASRR) for nursing facility applicants and residents with serious mental illness.
Pre-Admission Screening And Resident Review (PASRR) for nursing facility applicants and residents with serious mental illness.

48 Department of Rehabilitation and Correction •

Total Rules: 1 Original Filing Date: 10/9/2019

Jurisdiction Ends: 12/13/2019 Public Hearing: 11/12/2019

Rule Type	Action	CSI	FYR	Rule Number
Amendment	Original Filing	No	Yes	5120-9-45

Rule Title
Temporary exclusion from educational requirement.

49 Department of Rehabilitation and Correction •

Total Rules: 3 Original Filing Date: 10/9/2019

Jurisdiction Ends: 12/13/2019 Public Hearing:

Rule Type	Action	CSI	FYR	Rule Number
Amendment	Original Filing	No	No	5120-9-10
Amendment	Original Filing	No	No	5120-9-33

Rule Title
Restrictive housing assignments.
Packages and property restrictions.

Amendment Original Filing No No [5120-9-52](#) Initial classification of inmates.

50 Department of Rehabilitation and Correction •

Total Rules: 2 Original Filing Date: 10/3/2019 Jurisdiction Ends: 12/7/2019 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	Yes	5120-9-07	Conduct report and hearing officer procedures.
Amendment	Original Filing	No	Yes	5120-9-08	Disciplinary procedures for violations of inmate rules of conduct before the rules infraction board.

51 Department of Rehabilitation and Correction •

Total Rules: 1 Original Filing Date: 10/15/2019 Jurisdiction Ends: 12/19/2019 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	No	5120-9-31	The inmate grievance procedure.

52 Department of Rehabilitation and Correction •

Total Rules: 1 Original Filing Date: 10/9/2019 Jurisdiction Ends: 12/13/2019 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	Yes	5120-9-20	Visits by attorneys and inmate access to legal services.

Total Rules: 1 Original Filing Date: 10/9/2019 Date of Revised Filing: 10/16/2019 Jurisdiction Ends: 12/13/2019 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	No	Yes	5120-9-11	Placement in a limited privilege or restrictive housing assignment pending investigation.

53 Department of Rehabilitation and Correction • Division of Parole and Community Services

Total Rules: 6 Original Filing Date: 10/15/2019 Jurisdiction Ends: 12/19/2019 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	No	5120:1-8-03	Security.
Amendment	Original Filing	No	No	5120:1-8-04	Housing.
Amendment	Original Filing	No	No	5120:1-8-05	Sanitation and environmental conditions.
Amendment	Original Filing	No	No	5120:1-8-06	Communication.
Amendment	Original Filing	No	No	5120:1-8-10	Food service.
Amendment	Original Filing	No	No	5120:1-8-18	Staff training.

Total Rules: 1 Original Filing Date: 10/15/2019 Date of Refiled Filing: 11/25/2019 Jurisdiction Ends: 12/25/2019 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Refiled Filing	No	No	5120:1-8-09	Medical/mental health.

54 Department of Taxation •

Total Rules: 1 Original Filing Date: 10/25/2019 Jurisdiction Ends: 12/29/2019 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	No	5703-41-03	Change in taxable year and declaration of estimated taxes for short taxable years.

55 Department of Taxation •

Total Rules: 1 Original Filing Date: 10/25/2019 Jurisdiction Ends: 12/29/2019 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	5703-23-02	Payment of additional horseracing tax.

56 Department of Taxation •

Total Rules: 4 Original Filing Date: 10/25/2019 Jurisdiction Ends: 12/29/2019 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	5703-11-01	Surety company certificate of compliance.
Amendment	Original Filing	Yes	Yes	5703-11-02	Evidence of purchase of motor vehicle fuel.
Amendment	Original Filing	Yes	Yes	5703-11-03	Reimbursement for fuel used outside Ohio.
Amendment	Original Filing	Yes	Yes	5703-11-04	Motor fuel tax return and report filers must file and pay electronically.

57 Department of Transportation • Division of Highways

Total Rules: 1 Original Filing Date: 10/7/2019 Date of Revised Filing: 10/16/2019 Jurisdiction Ends: 12/11/2019 Public Hearing: 11/8/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Revised Filing	No	No	5501:2-13-01	General Provisions.

58 Office of Budget and Management •

Total Rules: 1 Original Filing Date: 10/16/2019 Jurisdiction Ends: 12/20/2019 Public Hearing: 11/19/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	Yes	126-2-01	Lack of funds.

59 Ohio Air Quality Development Authority •

Total Rules: 5 Original Filing Date: 10/18/2019 Jurisdiction Ends: 12/22/2019 Public Hearing: 11/18/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Original Filing	Yes	No	3706-4-01	Definitions.
New Rule	Original Filing	Yes	No	3706-4-02	Purpose and Scope.
New Rule	Original Filing	Yes	No	3706-4-03	Application Requirements.
New Rule	Original Filing	Yes	No	3706-4-04	Application Approval.

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

New Rule Original Filing Yes No [3706-4-05](#) Generation Reporting and Renewable Resource Credits.

60 Ohio Casino Control Commission •

Total Rules: 20 Original Filing Date: 10/22/2019 Jurisdiction Ends: 12/26/2019 Public Hearing: 11/26/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	Yes	Yes	3772-19-01	Minimum surveillance requirements.
New Rule	Original Filing	Yes	No	3772-19-01	Definitions.
Rescission	Original Filing	Yes	Yes	3772-19-02	Surveillance plan.
New Rule	Original Filing	Yes	No	3772-19-02	Responsibilities of the surveillance department.
Rescission	Original Filing	Yes	Yes	3772-19-03	Required surveillance system.
New Rule	Original Filing	Yes	No	3772-19-03	Required surveillance system.
Rescission	Original Filing	Yes	Yes	3772-19-04	Commission surveillance room and on-site facilities.
New Rule	Original Filing	Yes	No	3772-19-04	Commission surveillance room and on-site facilities.
Rescission	Original Filing	Yes	Yes	3772-19-05	Casino surveillance room.
New Rule	Original Filing	Yes	No	3772-19-05	Casino surveillance room.
Rescission	Original Filing	Yes	Yes	3772-19-06	Surveillance department.
New Rule	Original Filing	Yes	No	3772-19-06	Surveillance department.
Rescission	Original Filing	Yes	Yes	3772-19-07	Required surveillance coverage.
New Rule	Original Filing	Yes	No	3772-19-07	Required surveillance coverage.
Rescission	Original Filing	Yes	Yes	3772-19-08	Surveillance retention.
New Rule	Original Filing	Yes	No	3772-19-08	Surveillance retention.
Rescission	Original Filing	Yes	Yes	3772-19-09	Surveillance logs and incident reports.
New Rule	Original Filing	Yes	No	3772-19-09	Surveillance reports.
Rescission	Original Filing	Yes	Yes	3772-19-10	Maintenance and malfunctions.
New Rule	Original Filing	Yes	No	3772-19-10	Maintenance and malfunctions.

61 Ohio Department of Medicaid • Eligibility

Total Rules: 1 Original Filing Date: 10/16/2019 Jurisdiction Ends: 12/20/2019 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Original Filing	No	No	5160:1-1-06	Medicaid: public assistance reporting information system (PARIS).

62 Ohio Department of Medicaid •

Total Rules: 6 Original Filing Date: 10/15/2019 Jurisdiction Ends: 12/19/2019 Public Hearing: 11/15/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
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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
12/9/2019 - 1:30 P.M.
Statehouse Hearing Room 121(William McKinley Room)

FINAL AGENDA

FINAL AGENDA

Amendment	Original Filing	No	Yes	5160-36-01	Program of all-inclusive care for the elderly (PACE) definitions and acronyms.
Amendment	Original Filing	Yes	Yes	5160-36-02	Program of all-inclusive care for the elderly (PACE) program administration.
Amendment	Original Filing	No	Yes	5160-36-03	Program of all-inclusive care for the elderly (PACE) eligibility.
Amendment	Original Filing	No	Yes	5160-36-04	Program of all-inclusive care for the elderly (PACE) enrollment, disenrollment, and waiting lists.
Amendment	Original Filing	Yes	Yes	5160-36-05	Program of all-inclusive care for the elderly (PACE) interdisciplinary team, participant plan of care, and services.
Amendment	Original Filing	No	Yes	5160-36-06	Program of all-inclusive care for the elderly (PACE) organization reimbursement.

63 Ohio Department of Medicaid •

Total Rules: 5 Original Filing Date: 10/21/2019 Jurisdiction Ends: 12/25/2019 Public Hearing: 11/21/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	No	Yes	5160-51-01	Definitions for the helping Ohioans move, expanding choice (HOME choice) program.
Rescission	Original Filing	No	Yes	5160-51-02	Helping Ohioans move, expanding choice (HOME choice) program application process, participant eligibility, and enrollment.
Rescission	Original Filing	Yes	Yes	5160-51-03	Helping Ohioans move, expanding choice (HOME choice) program conditions of participation and enrollment for providers.
Rescission	Original Filing	Yes	Yes	5160-51-04	Helping Ohioans move, expanding choice (HOME choice) program definitions of covered services and provider qualifications.
Rescission	Original Filing	No	Yes	5160-51-06	Helping Ohioans move, expanding choice (HOME choice) program definitions of billing terms, reimbursement rates and billing procedures for providers of covered services.

64 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/16/2019 Date of Revised Filing: 11/15/2019 Jurisdiction Ends: 12/20/2019 Public Hearing: 11/18/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Revised Filing	No	No	5160-2-60	Hospital Cost Coverage Add-On.

65 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/15/2019 Jurisdiction Ends: 12/19/2019 Public Hearing: 11/15/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	5160-5-01	Dental services.

66 Ohio Department of Medicaid •

Total Rules: 2 Original Filing Date: 10/15/2019 Date of Revised Filing: 10/23/2019 Jurisdiction Ends: 12/19/2019 Public Hearing: 11/15/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
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Click on the rule number in blue above to view the rule in its entirety on the *Register of Ohio* website.

Amendment	Revised Filing	No	No	5160-9-03	Pharmacy services: covered drugs and associated limitations.
Amendment	Revised Filing	Yes	No	5160-26-03	Managed health care programs: covered services.

67 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/16/2019 Date of Revised Filing: 10/16/2019 Jurisdiction Ends: 12/20/2019 Public Hearing: 11/18/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	No	No	5160-2-75	Outpatient hospital reimbursement.

68 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/9/2019 Date of Revised Filing: 10/31/2019 Jurisdiction Ends: 12/13/2019 Public Hearing: 11/12/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	No	No	5160-1-60	Medicaid payment.

69 Ohio Environmental Protection Agency •

Total Rules: 5 Original Filing Date: 10/2/2019 Date of Refiled Filing: 11/13/2019 Jurisdiction Ends: 12/13/2019 Public Hearing: 11/6/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Refiled Filing	Yes	No	3745-81-32	Public notification.
Amendment	Refiled Filing	Yes	Yes	3745-81-72	Disinfection of water from surface water sources.
Amendment	Refiled Filing	Yes	Yes	3745-81-73	Filtration of water from surface water sources.
Amendment	Refiled Filing	Yes	Yes	3745-81-75	Recordkeeping, reporting and actionable requirements.
Amendment	Refiled Filing	Yes	Yes	3745-81-79	Filter backwash recycling.

70 Ohio Environmental Protection Agency •

Total Rules: 2 Original Filing Date: 10/10/2019 Jurisdiction Ends: 12/14/2019 Public Hearing: 11/19/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	3745-25-01	Definitions and reference to materials.
Amendment	Original Filing	Yes	Yes	3745-25-02	Ambient air quality standards.

71 Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board •

Total Rules: 1 Original Filing Date: 7/1/2019 Date of Refiled Filing: 11/26/2019 Jurisdiction Ends: 12/26/2019 Public Hearing: 8/7/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Refiled Filing	No	Yes	4755-23-12	Requirements for foreign educated applicants.

72 Ohio Police and Fire Pension Fund •

Total Rules: 1 Original Filing Date: 10/28/2019 Jurisdiction Ends: 1/1/2020 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
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Click on the rule number in blue above to view the rule in its entirety on the *Register of Ohio* website.

Amendment Original Filing No Yes [742-7-03](#) Payment date of benefits.

73 School Employees Retirement System •

Total Rules: 1 Original Filing Date: 10/17/2019 Jurisdiction Ends: 12/21/2019 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	No	3309-1-35	Health care.

74 State Board of Career Colleges and Schools •

Total Rules: 8 Original Filing Date: 10/16/2019 Date of Revised Filing: 10/16/2019 Jurisdiction Ends: 12/20/2019 Public Hearing: 11/20/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	Yes	Yes	3332-1-04	Certificate of registration.
Amendment	Revised Filing	Yes	Yes	3332-1-08	School administration.
Amendment	Revised Filing	Yes	Yes	3332-1-12	Advertising, promotional literature and publicity.
Amendment	Revised Filing	Yes	Yes	3332-1-16	Program standards.
Amendment	Revised Filing	Yes	Yes	3332-1-17	Issuance of agent permits.
Amendment	Revised Filing	Yes	Yes	3332-1-17.1	Disciplinary action involving agents.
Amendment	Revised Filing	Yes	Yes	3332-1-17.2	The ethical code of conduct for student solicitation.
Amendment	Revised Filing	Yes	Yes	3332-1-25	School closures.

75 State Board of Pharmacy • Controlled Substances and Drugs of Concern

Total Rules: 5 Original Filing Date: 11/4/2019 Jurisdiction Ends: 1/8/2020 Public Hearing: 12/6/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Original Filing	No	No	4729:9-1-01	Schedule I controlled substances.
New Rule	Original Filing	No	No	4729:9-1-02	Schedule II controlled substances.
New Rule	Original Filing	No	No	4729:9-1-03	Schedule III controlled substances.
New Rule	Original Filing	No	No	4729:9-1-04	Schedule IV controlled substances.
New Rule	Original Filing	No	No	4729:9-1-05	Schedule V controlled substances.

Total Rules: 5 Original Filing Date: 11/4/2019 Date of Revised Filing: 11/19/2019 Jurisdiction Ends: 1/8/2020 Public Hearing: 12/6/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Revised Filing	No	No	4729:9-1-01	Schedule I controlled substances.
New Rule	Revised Filing	No	No	4729:9-1-02	Schedule II controlled substances.
New Rule	Revised Filing	No	No	4729:9-1-03	Schedule III controlled substances.
New Rule	Revised Filing	No	No	4729:9-1-04	Schedule IV controlled substances.
New Rule	Revised Filing	No	No	4729:9-1-05	Schedule V controlled substances.

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

76 State Board of Pharmacy •

Total Rules: 5	Original Filing Date: 10/4/2019		Jurisdiction Ends: 12/8/2019	Public Hearing: 11/8/2019	
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	Yes	Yes	4729-15-01	Definitions.
Rescission	Original Filing	Yes	Yes	4729-15-02	Responsibility for nuclear pharmacy.
Rescission	Original Filing	Yes	Yes	4729-15-03	Minimum standards for a nuclear pharmacy.
Rescission	Original Filing	Yes	Yes	4729-15-04	Labeling of radiopharmaceuticals.
Rescission	Original Filing	Yes	Yes	4729-15-05	Prohibitions.

77 State Board of Pharmacy •

Total Rules: 1	Original Filing Date: 10/28/2019		Jurisdiction Ends: 1/1/2020	Public Hearing: 12/6/2019	
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	Yes	Yes	4729-9-04	Returned drugs.

78 State Board of Pharmacy •

Total Rules: 4	Original Filing Date: 11/4/2019		Jurisdiction Ends: 1/8/2020	Public Hearing: 12/6/2019	
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	No	Yes	4729-11-01	Definitions.
Rescission	Original Filing	No	Yes	4729-11-02	Schedule I controlled substances.
Rescission	Original Filing	No	Yes	4729-11-03	Schedules II, III, IV and V.
Rescission	Original Filing	No	Yes	4729-11-09	Sale of schedule V controlled substance products without a prescription.

79 State Board of Pharmacy • Terminal Distributors of Dangerous Drugs

Total Rules: 1	Original Filing Date: 2/8/2019	Date of Refiled Filing: 11/21/2019	Jurisdiction Ends: 12/21/2019	Public Hearing: 5/20/2019	
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Refiled Filing	Yes	No	4729:5-21-02	Personally furnishing dangerous drugs from an opioid treatment program.

80 State Board of Pharmacy • Terminal Distributors of Dangerous Drugs

Total Rules: 1	Original Filing Date: 7/5/2019	Date of Refiled Filing: 11/14/2019	Jurisdiction Ends: 12/14/2019	Public Hearing: 8/9/2019	
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Refiled Filing	Yes	No	4729:5-8-04	Drugs compounded by a nonresident pharmacy.

81 State Board of Pharmacy • Terminal Distributors of Dangerous Drugs

Total Rules: 1	Original Filing Date: 4/18/2019	Date of Refiled Filing: 11/27/2019	Jurisdiction Ends: 12/27/2019	Public Hearing: 5/20/2019	
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>

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

New Rule Refiled Filing Yes No [4729:5-3-12](#) Protocols and pre-printed orders for medication administration.

82 State Board of Pharmacy • Terminal Distributors of Dangerous Drugs

Total Rules: 1 Original Filing Date: 7/8/2019 Date of Refiled Filing: 11/25/2019 Jurisdiction Ends: 12/25/2019 Public Hearing: 8/9/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Refiled Filing	Yes	No	4729:5-3-13	Temporary removal of dangerous drugs from a licensed location.

83 State Board of Pharmacy • Terminal Distributors of Dangerous Drugs

Total Rules: 5 Original Filing Date: 10/4/2019 Jurisdiction Ends: 12/8/2019 Public Hearing: 11/8/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Original Filing	Yes	No	4729:5-6-01	Definitions - nuclear pharmacies and radiopharmaceuticals.
New Rule	Original Filing	Yes	No	4729:5-6-02	Applicability.
New Rule	Original Filing	Yes	No	4729:5-6-03	Preparation, compounding, labeling, dispensing, and repackaging of radiopharmaceuticals.
New Rule	Original Filing	Yes	No	4729:5-6-04	Record keeping.
New Rule	Original Filing	Yes	No	4729:5-8-05	Preparation, compounding, dispensing, and repackaging of radiopharmaceuticals by a nonresident pharmacy.

84 State Board of Pharmacy • Terminal Distributors of Dangerous Drugs

Total Rules: 1 Original Filing Date: 10/28/2019 Jurisdiction Ends: 1/1/2020 Public Hearing: 12/6/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Original Filing	Yes	No	4729:5-3-15	Use of hospital and other institution D.E.A. registrations.

Total Rules: 1 Original Filing Date: 10/28/2019 Date of Revised Filing: 11/27/2019 Jurisdiction Ends: 1/1/2020 Public Hearing: 12/6/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Revised Filing	Yes	No	4729:5-3-16	Returned drugs.

85 State Cosmetology and Barber Board •

Total Rules: 3 Original Filing Date: 10/3/2019 Jurisdiction Ends: 12/7/2019 Public Hearing: 11/8/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	No	4713-1-01	Definitions.
Rescission	Original Filing	Yes	Yes	4713-1-05	Sunshine rule.
New Rule	Original Filing	Yes	No	4713-1-05	Public meetings.

86 State Cosmetology and Barber Board •

Total Rules: 1 Original Filing Date: 10/3/2019 Jurisdiction Ends: 12/7/2019 Public Hearing: 11/8/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
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Amendment Original Filing Yes No [4713-5-02](#) Program requirements.

87 State Cosmetology and Barber Board •

Total Rules: 5 Original Filing Date: 10/3/2019 Jurisdiction Ends: 12/7/2019 Public Hearing: 11/8/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	No	4713-8-03	Standards relating to competent practice as a cosmetologist.
Amendment	Original Filing	Yes	No	4713-8-04	Standards relating to competent practice as an esthetician.
Amendment	Original Filing	Yes	No	4713-8-05	Standards relating to competent practice as a hair designer.
Amendment	Original Filing	Yes	No	4713-8-06	Standards relating to competent practice as a natural hair stylist.
Amendment	Original Filing	Yes	No	4713-8-07	Standards relating to competent practice as a manicurist.

88 State Cosmetology and Barber Board •

Total Rules: 2 Original Filing Date: 10/3/2019 Jurisdiction Ends: 12/7/2019 Public Hearing: 11/8/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	No	4713-15-03	Disinfection of implements and spills; blood and body fluids.
Amendment	Original Filing	Yes	No	4713-15-18	Infection control standards for licensees under Chapter 4709. of the Revised Code.

To Be Refiled

89 Ohio Environmental Protection Agency •

Total Rules: 3 Original Filing Date: 10/30/2019 Date of To Be Refiled: 12/5/2019 Jurisdiction Ends: Public Hearing: 12/4/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	To Be Refiled	Yes	Yes	3745-1-32	Ohio river standards.
Amendment	To Be Refiled	Yes	Yes	3745-1-33	Water quality criteria for water supply use designations.
Amendment	To Be Refiled	Yes	Yes	3745-1-34	Water quality criteria for the protection of human health [fish consumption].

Withdrawn

90 Attorney General • Consumer Protection

Total Rules: 1 Original Filing Date: 10/4/2019 Date of Withdrawn Filing: 12/3/2019 Jurisdiction Ends: Public Hearing: 12/3/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Withdrawn Filing	No	Yes	109:4-3-02	Exclusions and limitations in advertisements.

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