

JOINT COMMITTEE ON AGENCY RULE REVIEW
Agenda - 4/19/2021 - 1:30 P.M.
Statehouse Hearing Room 121(William McKinley Room)



FINAL AGENDA

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Consent

1 Accountancy Board •

Total Rules: 8 Original Filing Date: 2/23/2021 Jurisdiction Ends: 4/29/2021 Public Hearing: 3/25/2021

<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	4701-3-02	Board approved colleges.
Amendment	Original Filing	Yes	No	4701-3-07	Special examination.
Amendment	Original Filing	No	No	4701-5-01	CPA examination administration definitions.
Amendment	Original Filing	No	No	4701-7-01	Certificate of certified public accountant.
Amendment	Original Filing	No	No	4701-7-02	Substantial equivalency; comparability.
Amendment	Original Filing	No	No	4701-17-01	Education assistance program definitions.
Amendment	Original Filing	No	No	4701-17-02	Scholarship eligibility criteria.
Amendment	Original Filing	No	No	4701-17-04	Scholarship procedure; fund balance.

Total Rules: 2 Original Filing Date: 2/23/2021 Date of Revised Filing: 3/22/2021 Jurisdiction Ends: 4/29/2021 Public Hearing: 3/25/2021

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Revised Filing	Yes	Yes	4701-3-06	Conditional application to sit for the CPA examination.
Amendment	Revised Filing	Yes	No	4701-3-09	CPA examination educational requirements.

2 Bureau of Workers' Compensation •

Total Rules: 3 Original Filing Date: 2/18/2021 Jurisdiction Ends: 4/24/2021 Public Hearing: 3/30/2021

<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	4123-6-08	Bureau fee schedule.
Amendment	Original Filing	Yes	No	4123-6-37.2	Payment of hospital outpatient services.
Amendment	Original Filing	Yes	No	4123-6-37.3	Payment of ambulatory surgical center services.

3 Department of Agriculture • Livestock Care Standards Board

Total Rules: 1 Original Filing Date: 3/4/2021 Jurisdiction Ends: 5/8/2021 Public Hearing: 4/6/2021

<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	Yes	No	901:12-6-02	Management.
4 Department of Developmental Disabilities • Community Services					
Total Rules:	1	Original Filing Date: 2/26/2021		Jurisdiction Ends: 5/2/2021	Public Hearing: 3/30/2021
<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	5123:2-2-01	Provider certification.
5 Department of Developmental Disabilities • Community Services					
Total Rules:	1	Original Filing Date: 2/26/2021		Jurisdiction Ends: 5/2/2021	Public Hearing: 3/30/2021
<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	5123:2-5-05	Early intervention services certification standards.
6 Department of Developmental Disabilities •					
Total Rules:	2	Original Filing Date: 2/26/2021	Date of Refiled Filing: 4/9/2021	Jurisdiction Ends: 5/9/2021	Public Hearing: 3/30/2021
<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	5123-2-08	Provider certification - agency providers.
New Rule	Refiled Filing	Yes	No	5123-2-09	Provider certification - independent providers.
7 Department of Developmental Disabilities •					
Total Rules:	1	Original Filing Date: 2/26/2021	Date of Refiled Filing: 4/9/2021	Jurisdiction Ends: 5/9/2021	Public Hearing: 3/30/2021
<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	5123-10-05	Early intervention program - developmental specialist certification.
8 Department of Higher Education •					
Total Rules:	13	Original Filing Date: 2/23/2021		Jurisdiction Ends: 4/29/2021	Public Hearing: 3/30/2021
<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	3333-1-65	Definitions.
Amendment	Original Filing	No	Yes	3333-1-65.1	Notice to students regarding program opportunities and program requirements.
Amendment	Original Filing	No	Yes	3333-1-65.11	College credit plus summer term eligibility.
Amendment	Original Filing	No	Yes	3333-1-65.12	Course eligibility.
Amendment	Original Filing	No	Yes	3333-1-65.13	Underperforming students.
Amendment	Original Filing	No	Yes	3333-1-65.2	Program requirements for secondary schools.
Amendment	Original Filing	No	Yes	3333-1-65.3	Program requirements for institutions of higher education.
Amendment	Original Filing	No	Yes	3333-1-65.4	Delivery methods by the institution of higher education for courses under the college credit plus program.

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	Original Filing	No	Yes	3333-1-65.5	Data reporting requirements.
Amendment	Original Filing	No	Yes	3333-1-65.6	Funding.
Amendment	Original Filing	No	Yes	3333-1-65.7	Procedures for an institution of higher education receiving payment from department of education.
Amendment	Original Filing	No	Yes	3333-1-65.8	Allocation for nonpublics, chartered and nonchartered, home-schooled students.
Amendment	Original Filing	No	Yes	3333-1-65.9	JVSD allocation.

9 Department of Insurance •

Total Rules: 6 Original Filing Date: 2/22/2021 Jurisdiction Ends: 4/28/2021 Public Hearing: 3/25/2021

<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	3901-1-02	Access to confidential personal information.
Amendment	Original Filing	Yes	Yes	3901-1-50	Annual financial reports.
Amendment	Original Filing	Yes	Yes	3901-3-02	Regulation and registration of insurers under the Insurance Holding Company Regulatory Act.
Amendment	Original Filing	Yes	Yes	3901-6-11	Recognition of the 2001 CSO mortality table for use in determining minimum reserve liabilities and nonforfeiture benefits.
Amendment	Original Filing	Yes	Yes	3901-9-02	Viatical settlement broker license and registration of insurance agents operating as a viatical settlement broker.
Amendment	Original Filing	Yes	Yes	3901-9-03	Viatical settlement broker continuing education.

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

Total Rules: 1 Original Filing Date: 3/3/2021 Jurisdiction Ends: 5/7/2021 Public Hearing: 4/7/2021

<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	5101:1-2-30	Citizenship and alien status: Ohio works firststand disability financial assistance.

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

Total Rules: 4 Original Filing Date: 2/24/2021 Jurisdiction Ends: 4/30/2021 Public Hearing: 3/30/2021

<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	5101:2-45-01	Administration of the Title IV-E candidate for family first prevention services (FFPS) program.
New Rule	Original Filing	No	No	5101:2-45-02	Title IV-E candidate for family first prevention services (FFPS) program eligibility.
New Rule	Original Filing	No	No	5101:2-45-03	Reimbursement for Title IV-E candidate for family first prevention services (FFPS) program.
New Rule	Original Filing	No	No	5101:2-45-04	Traditional candidate for Title IV-E foster care.

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

Total Rules: 1 Original Filing Date: 2/22/2021 Jurisdiction Ends: 4/28/2021 Public Hearing: 3/30/2021

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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>
New Rule	Original Filing	Yes	No	5101:2-18-03.1	Transitional pandemic requirements for approved child day camps.

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

Total Rules: 1 Original Filing Date: 2/19/2021 Jurisdiction Ends: 4/25/2021 Public Hearing: 3/30/2021

<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	5101:2-42-87	Termination of substitute care and custody of a child.

14 Ohio Air Quality Development Authority •

Total Rules: 5 Original Filing Date: 2/19/2021 Jurisdiction Ends: 4/25/2021 Public Hearing: 3/23/2021

<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	3706-3-01	Definitions.
Amendment	Original Filing	No	Yes	3706-3-02	Procedures for accessing confidential personal information.
Amendment	Original Filing	No	Yes	3706-3-03	Valid reasons for accessing confidential personal information.
Amendment	Original Filing	No	Yes	3706-3-04	Confidentiality statutes.
Amendment	Original Filing	No	Yes	3706-3-05	Restricting and logging access to confidential personal information in computerized personal information systems.

15 Ohio Department of Medicaid • Eligibility

Total Rules: 1 Original Filing Date: 2/25/2021 Jurisdiction Ends: 5/1/2021 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	5160:1-6-03.2	Medicaid: use of qualified income trusts (QIT).

16 Ohio Department of Medicaid • Eligibility

Total Rules: 4 Original Filing Date: 2/25/2021 Jurisdiction Ends: 5/1/2021 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	5160:1-3-05.11	Medicaid: automobiles and other modes of transportation as resources.
Amendment	Original Filing	No	Yes	5160:1-3-05.19	Medicaid: real or personal property essential to self-support.
Rescission	Original Filing	No	Yes	5160:1-3-05.20	Medicaid: deeming of resources.
New Rule	Original Filing	No	No	5160:1-3-05.20	Medicaid: deeming of resources.

17 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 2/26/2021 Jurisdiction Ends: 5/2/2021 Public Hearing: 3/29/2021

<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	5160-6-01	Eye care services.

18 Ohio Police and Fire Pension Fund •

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Total Rules: 1 Original Filing Date: 2/22/2021

Jurisdiction Ends: 4/28/2021 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	742-9-16	Federal tax compliance provisions.

19 Opportunities for Ohioans with Disabilities •

Total Rules: 1 Original Filing Date: 2/26/2021

Jurisdiction Ends: 5/2/2021 Public Hearing: 4/1/2021

<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	3304-2-63	Confidentiality of information.

Total Rules: 1 Original Filing Date: 2/26/2021

Date of Revised Filing: 4/1/2021 Jurisdiction Ends: 5/2/2021 Public Hearing: 4/1/2021

<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	3304-1-15	Employee access to confidential information.

20 State Racing Commission •

Total Rules: 1 Original Filing Date: 2/16/2021

Jurisdiction Ends: 4/22/2021 Public Hearing: 3/16/2021

<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	3769-16-27	Riding in gate, equipment, two tiers.

21 State Racing Commission •

Total Rules: 4 Original Filing Date: 2/19/2021

Jurisdiction Ends: 4/25/2021 Public Hearing: 3/16/2021

<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	3769-15-16	Horses ineligible to be entered.
Amendment	Original Filing	Yes	Yes	3769-15-19	Racing entries.
Amendment	Original Filing	Yes	Yes	3769-15-30	Declaration to start and drawing horses.
Amendment	Original Filing	Yes	Yes	3769-15-33	Program director.

Total Rules: 2 Original Filing Date: 2/19/2021

Date of Refiled Filing: 3/29/2021 Jurisdiction Ends: 4/28/2021 Public Hearing: 3/16/2021

<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	Yes	3769-15-04	Entry in name of all owners and proof of ownership.
Amendment	Refiled Filing	Yes	Yes	3769-15-11	Identification of horse.

Total Rules: 1 Original Filing Date: 2/19/2021

Date of Refiled Filing: 3/30/2021 Jurisdiction Ends: 4/29/2021 Public Hearing: 3/16/2021

<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	3769-15-09	Reporting time for shipping in.

22 State Racing Commission •

Total Rules: 1 Original Filing Date: 2/16/2021

Jurisdiction Ends: 4/22/2021 Public Hearing: 3/16/2021

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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	3769-11-31	Added moneyearly closing events.

23 State Racing Commission •

Total Rules: 1 Original Filing Date: 2/19/2021 Jurisdiction Ends: 4/25/2021 Public Hearing: 3/16/2021

<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	3769-7-12	Physical examination.

24 State Racing Commission •

Total Rules: 1 Original Filing Date: 2/22/2021 Jurisdiction Ends: 4/28/2021 Public Hearing: 3/16/2021

<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	3769-7-12	Physical examination.

25 State Racing Commission •

Total Rules: 1 Original Filing Date: 2/25/2021 Jurisdiction Ends: 5/1/2021 Public Hearing: 3/16/2021

<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	3769-15-09	Approval of entries.

Withdrawn

26 Department of Agriculture • Dairy

Total Rules: 1 Original Filing Date: 3/17/2021 Date of Withdrawn Filing: 4/1/2021 Jurisdiction Ends: Public Hearing: 4/20/2021

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Withdrawn Filing	Yes	No	901:11-2-26	Pasteurization, sterilization and cooking.