

**JOINT COMMITTEE ON AGENCY RULE REVIEW**  
**Agenda - 5/10/2021 - 1:30 PM**  
**Statehouse Hearing Room 121(William McKinley Room)**



**TENTATIVE REGULAR AGENDA**

**TENTATIVE REGULAR AGENDA**

**1 Bureau of Workers' Compensation • Division of Safety and Hygiene**

Total Rules: 1      Original Filing Date: 3/18/2021      Jurisdiction Ends: 5/22/2021      Public Hearing: 4/27/2021

<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	<a href="#">4123:1-21-02</a>	Personal protective clothing and equipment for structural fire fighting.

**2 Capitol Square Review and Advisory Board •**

Total Rules: 1      Original Filing Date: 3/11/2021      Jurisdiction Ends: 5/15/2021      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	<a href="#">128-4-13</a>	Procedure for the removal of "commemorative works" at capitol square.

**3 Department of Agriculture • Dairy**

Total Rules: 3      Original Filing Date: 3/17/2021      Jurisdiction Ends: 5/21/2021      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	Original Filing	Yes	Yes	<a href="#">901:11-1-06</a>	Meetings of the milk sanitation board.
Amendment	Original Filing	Yes	Yes	<a href="#">901:11-2-02</a>	Quality requirements.
Amendment	Original Filing	Yes	No	<a href="#">901:11-3-04</a>	Chemical, bacteriological, and temperature standards.

**4 Department of Commerce • Division of Real Estate**

Total Rules: 1      Original Filing Date: 11/26/2018      Date of Refiled Filing: 4/15/2021      Jurisdiction Ends: 5/15/2021      Public Hearing: 5/6/2021

<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	<a href="#">1301:5-1-21</a>	Team advertising.

**5 Department of Education •**

Total Rules: 10      Original Filing Date: 3/9/2021      Jurisdiction Ends: 5/13/2021      Public Hearing: 4/13/2021

<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	<a href="#">3301-35-01</a>	Purpose and definitions.
New Rule	Original Filing	Yes	No	<a href="#">3301-35-01</a>	Purpose and definitions.

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	<a href="#">3301-35-02</a>	Governance, leadership, and strategic planning.
New Rule	Original Filing	Yes	No	<a href="#">3301-35-02</a>	Governance, leadership, and strategic planning.
Amendment	Original Filing	Yes	Yes	<a href="#">3301-35-03</a>	Blended learning.
Amendment	Original Filing	Yes	Yes	<a href="#">3301-35-06</a>	Educational programs and support.
Amendment	Original Filing	Yes	Yes	<a href="#">3301-35-07</a>	Data-driven improvement.
Rescission	Original Filing	Yes	Yes	<a href="#">3301-35-09</a>	Chartered nonpublic schools.
New Rule	Original Filing	Yes	No	<a href="#">3301-35-09</a>	Chartered nonpublic schools.
Rescission	Original Filing	Yes	Yes	<a href="#">3301-35-10</a>	Procedures for beginning a new school and for changing location or ownership of a school.

Total Rules: 1      Original Filing Date: 3/9/2021      Date of Revised Filing: 3/18/2021      Jurisdiction Ends: 5/13/2021      Public Hearing: 4/13/2021

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	Yes	Yes	<a href="#">3301-35-05</a>	Faculty and staff focus.

**6 Department of Education •**

Total Rules: 1      Original Filing Date: 3/9/2021      Jurisdiction Ends: 5/13/2021      Public Hearing: 4/13/2021

<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	<a href="#">3301-35-08</a>	Non-chartered, non-tax supported school.

**7 Department of Health •**

Total Rules: 10      Original Filing Date: 3/26/2021      Jurisdiction Ends: 5/30/2021      Public Hearing: 4/29/2021

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	<a href="#">3701-30-01</a>	Definitions.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-30-03</a>	Blood lead screening tests.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-30-04</a>	Religious exception.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-30-05</a>	Record-keeping and reporting requirements.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-30-06</a>	Delegation of authority.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-30-08</a>	Public health lead risk assessment.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-30-09</a>	Lead hazard control order.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-30-11</a>	Refusal to comply.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-30-12</a>	Lead poisoning prevention fund.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-30-13</a>	Ohio lead advisory council.

Total Rules: 3      Original Filing Date: 3/26/2021      Date of Revised Filing: 4/8/2021      Jurisdiction Ends: 5/30/2021      Public Hearing: 4/29/2021

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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	Revised Filing	Yes	Yes	<a href="#">3701-30-02</a>	Primary health care provider responsibility.
Amendment	Revised Filing	Yes	Yes	<a href="#">3701-30-07</a>	Public health lead investigations.
Amendment	Revised Filing	Yes	Yes	<a href="#">3701-30-10</a>	Method of control.

**8 Department of Health •**

Total Rules: 15      Original Filing Date: 3/26/2021

Jurisdiction Ends: 5/30/2021      Public Hearing: 4/29/2021

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	<a href="#">3701-32-01</a>	Definitions.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-32-05</a>	Clearance technician scope of practice and standards of conduct.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-32-06</a>	Lead inspector scope of practice and standards of conduct.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-32-08</a>	Lead abatement contractor scope of practice and standards of conduct.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-32-09</a>	Lead abatement worker scope of practice and standards of conduct.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-32-10</a>	Lead abatement project designer scope of practice and standards of conduct.
Rescission	Original Filing	Yes	Yes	<a href="#">3701-32-11</a>	Lead-safe renovator training requirements and standards of conduct.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-32-14</a>	Record keeping and reporting requirements for environmental lead analytical and clinical laboratories.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-32-15</a>	Record keeping and reporting requirements for clearance technicians, lead inspectors, lead risk assessors, lead abatement contractors and lead abatement project designers.
Rescission	Original Filing	Yes	Yes	<a href="#">3701-32-16</a>	Application procedures for lead training programs for essential maintenance practices and lead-safe renovation.
Rescission	Original Filing	Yes	Yes	<a href="#">3701-32-16.1</a>	Qualifications for essential maintenance practices and lead-safe renovation training managers and instructors.
Rescission	Original Filing	Yes	Yes	<a href="#">3701-32-16.2</a>	Duties of approved essential maintenance practices and lead-safe renovation training program and training managers.
Rescission	Original Filing	Yes	Yes	<a href="#">3701-32-16.3</a>	Essential maintenance practices and lead-safe renovation training program requirements.
Rescission	Original Filing	Yes	Yes	<a href="#">3701-32-17</a>	Essential maintenance practices.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-32-19</a>	Levels of lead hazardous to human health and clearance examination standards.

Total Rules: 5      Original Filing Date: 3/26/2021

Date of Revised Filing: 4/13/2021

Jurisdiction Ends: 5/30/2021

Public Hearing: 4/29/2021

<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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Amendment	Revised Filing	Yes	Yes	<a href="#">3701-32-02</a>	Scope and applicability of rules.
Amendment	Revised Filing	Yes	Yes	<a href="#">3701-32-03</a>	General provisions and prohibitions.
Amendment	Revised Filing	Yes	Yes	<a href="#">3701-32-04</a>	General application procedures, provisions, and qualifications for clearance technician, lead inspector, lead risk assessor, lead abatement contractor, lead abatement worker or lead abatement project designer.
Amendment	Revised Filing	Yes	Yes	<a href="#">3701-32-07</a>	Lead risk assessor scope of practice and standards of conduct.
Amendment	Revised Filing	Yes	Yes	<a href="#">3701-32-12</a>	Clearance examinations.

**9 Department of Health •**

Total Rules: 2      Original Filing Date: 3/26/2021      Jurisdiction Ends: 5/30/2021      Public Hearing: 4/29/2021

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	<a href="#">3701-4-01</a>	Definitions.
Amendment	Original Filing	Yes	Yes	<a href="#">3701-4-03</a>	Confidentiality; research.

**10 Department of Health • Radiation Control**

Total Rules: 3      Original Filing Date: 3/26/2021      Jurisdiction Ends: 5/30/2021      Public Hearing: 4/29/2021

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	<a href="#">3701:1-50-04</a>	Requirement for license.
Amendment	Original Filing	Yes	Yes	<a href="#">3701:1-50-15</a>	Assumptions as to unknown properties.
Amendment	Original Filing	Yes	Yes	<a href="#">3701:1-50-19</a>	Opening instructions.

**11 Department of Higher Education •**

Total Rules: 1      Original Filing Date: 2/23/2021      Date of Refiled Filing: 4/12/2021      Jurisdiction Ends: 5/12/2021      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	Refiled Filing	No	Yes	<a href="#">3333-1-65.10</a>	Process for waiver.

**12 Department of Job and Family Services • Children's Trust Fund**

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

<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	<a href="#">5101:5-1-01</a>	Regional prevention councils operation and regional prevention council member duties.
Amendment	Original Filing	No	Yes	<a href="#">5101:5-1-02</a>	Regional prevention coordinatorduties and selection process.
Amendment	Original Filing	No	Yes	<a href="#">5101:5-1-03</a>	Boards of county commissioners appointing of regional prevention council members.

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Rescission Original Filing No Yes [5101:5-1-04](#) Regional prevention council designations.

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

Total Rules: 3 Original Filing Date: 3/18/2021 Jurisdiction Ends: 5/22/2021 Public Hearing: 4/21/2021

<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	<a href="#">5101:2-5-08</a>	PCPA and PNA governance and administration.
Amendment	Original Filing	Yes	Yes	<a href="#">5101:2-5-11</a>	Complaint handling.
Amendment	Original Filing	Yes	Yes	<a href="#">5101:2-5-17</a>	Discharge summary.

**14 Department of Job and Family Services • Division of Social Services**

Total Rules: 1 Original Filing Date: 3/18/2021 Jurisdiction Ends: 5/22/2021 Public Hearing: 4/21/2021

<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	<a href="#">5101:2-42-18</a>	PCSA and PCPA approval of placements with relative and nonrelative substitute caregivers.

**15 Department of Job and Family Services • Division of Social Services**

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

<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	<a href="#">5101:2-47-07</a>	Notice of right to a hearing for foster care maintenance.

**16 Department of Mental Health and Addiction Services •**

Total Rules: 8 Original Filing Date: 3/25/2021 Date of Revised Filing: 3/29/2021 Jurisdiction Ends: 5/29/2021 Public Hearing: 4/27/2021

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	Yes	Yes	<a href="#">5122-40-01</a>	Definitions and applicability.
Amendment	Revised Filing	Yes	Yes	<a href="#">5122-40-03</a>	Issuance of licenses.
Amendment	Revised Filing	Yes	Yes	<a href="#">5122-40-04</a>	General licensure requirements.
Amendment	Revised Filing	Yes	Yes	<a href="#">5122-40-06</a>	Medication assisted treatment administration.
Amendment	Revised Filing	Yes	Yes	<a href="#">5122-40-07</a>	Program policies and patient records.
Amendment	Revised Filing	Yes	Yes	<a href="#">5122-40-08</a>	Monitoring program.
Amendment	Revised Filing	Yes	Yes	<a href="#">5122-40-12</a>	Disaster plan.
Amendment	Revised Filing	Yes	Yes	<a href="#">5122-40-15</a>	Medication units.

Total Rules: 1 Original Filing Date: 3/25/2021 Date of Revised Filing: 4/27/2021 Jurisdiction Ends: 5/29/2021 Public Hearing: 4/27/2021

<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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Amendment Revised Filing Yes Yes [5122-40-05](#) Personnel.

**17 Department of Rehabilitation and Correction •**

Total Rules: 1 Original Filing Date: 3/9/2021 Jurisdiction Ends: 5/13/2021 Public Hearing:

Rule Type Action CSI FYR Rule Number Rule Title

Amendment Original Filing No No [5120-2-04](#) Reduction of minimum and maximum or definite sentence or stated prison term for jail time credit.

**18 Department of Rehabilitation and Correction •**

Total Rules: 1 Original Filing Date: 3/9/2021 Jurisdiction Ends: 5/13/2021 Public Hearing:

Rule Type Action CSI FYR Rule Number Rule Title

Amendment Original Filing No No [5120-9-03](#) Inmate complaints of use of force where no use of force report has been made.

**19 Department of Rehabilitation and Correction •**

Total Rules: 1 Original Filing Date: 3/9/2021 Jurisdiction Ends: 5/13/2021 Public Hearing:

Rule Type Action CSI FYR Rule Number Rule Title

New Rule Original Filing No No [5120-2-19](#) Recommended Reduction of Non-Life Felony Indefinite Prison Term.

**20 Emergency Response Commission •**

Total Rules: 11 Original Filing Date: 3/17/2021 Jurisdiction Ends: 5/21/2021 Public Hearing: 4/23/2021

Rule Type Action CSI FYR Rule Number Rule Title

Amendment Original Filing Yes Yes [3750-1-01](#) Definitions and incorporation by reference.

Amendment Original Filing Yes Yes [3750-10-01](#) Establishment of state emergency response commission, executive committee and committees.

Amendment Original Filing Yes Yes [3750-20-70](#) Exercise definitions.

Amendment Original Filing Yes Yes [3750-20-72](#) Chemical emergency response plans.

Amendment Original Filing Yes Yes [3750-20-74](#) Review of plans.

Amendment Original Filing Yes Yes [3750-25-15](#) Calculations for reportable quantities of continuous releases.

Amendment Original Filing Yes Yes [3750-30-01](#) Facilities subject to hazardous chemical reporting requirements.

Amendment Original Filing Yes Yes [3750-30-15](#) List or material safety data sheets (MSDS) reporting requirements for subject facilities.

Amendment Original Filing Yes Yes [3750-30-20](#) Facility emergency and hazardous chemical inventory form.

Amendment Original Filing Yes Yes [3750-30-27](#) Threshold quantities for hazardous chemical reporting.

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Amendment	Original Filing	Yes	Yes	<a href="#">3750-50-01</a>	Annual inventory filing fees and form.
Total Rules: 1	Original Filing Date: 3/17/2021			Date of Revised Filing: 4/7/2021	Jurisdiction Ends: 5/21/2021    Public Hearing: 4/23/2021
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Revised Filing	Yes	Exempt	<a href="#">3750-20-10</a>	Calculation of quantities for comparison with threshold planning quantities for solids and mixtures.

**21 Ohio Department of Medicaid • Eligibility**

Total Rules: 3	Original Filing Date: 3/24/2021				Jurisdiction Ends: 5/28/2021    Public Hearing:
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	No	Yes	<a href="#">5160:1-3-04.1</a>	Medicaid: eligibility through the spenddown process.
Rescission	Original Filing	No	Yes	<a href="#">5160:1-5-05</a>	Medicaid: refugee medical assistance (RMA).
New Rule	Original Filing	No	No	<a href="#">5160:1-5-05</a>	Medicaid: refugee medical assistance (RMA).

**22 Ohio Department of Medicaid • Eligibility**

Total Rules: 2	Original Filing Date: 3/15/2021				Jurisdiction Ends: 5/19/2021    Public Hearing:
<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	<a href="#">5160:1-1-04</a>	Medicaid: income and eligibility verification system (IEVS).
New Rule	Original Filing	No	No	<a href="#">5160:1-1-04</a>	Medicaid: income and eligibility verification system (IEVS).

**23 Ohio Department of Medicaid • Eligibility**

Total Rules: 2	Original Filing Date: 3/8/2021				Jurisdiction Ends: 5/12/2021    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	<a href="#">5160:1-4-02</a>	MAGI-based medicaid: coverage for children younger than age nineteen.
Amendment	Original Filing	No	Yes	<a href="#">5160:1-4-03</a>	MAGI-based medicaid: coverage for Ribicoff and former foster care adults.

**24 Ohio Department of Medicaid • Eligibility**

Total Rules: 6	Original Filing Date: 3/24/2021				Jurisdiction Ends: 5/28/2021    Public Hearing:
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	No	Yes	<a href="#">5160:1-3-03.2</a>	Medicaid: income exclusions.
New Rule	Original Filing	No	No	<a href="#">5160:1-3-03.2</a>	Medicaid: income exclusions.
Rescission	Original Filing	No	Yes	<a href="#">5160:1-3-05.14</a>	Medicaid: resource exclusion.
New Rule	Original Filing	No	No	<a href="#">5160:1-3-05.14</a>	Medicaid: resource exclusions.
Rescission	Original Filing	No	Yes	<a href="#">5160:1-4-01</a>	MAGI-based medicaid: income and household income.

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New Rule Original Filing No No [5160:1-4-01](#) MAGI-based medicaid: household composition and income.

**25 Ohio Department of Medicaid •**

Total Rules: 1 Original Filing Date: 3/30/2021 Jurisdiction Ends: 6/3/2021 Public Hearing: 4/30/2021

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	No	Yes	<a href="#">5160-2-50</a>	Supplemental upper limit payments for inpatient and outpatient hospital services.

**26 Ohio Department of Medicaid •**

Total Rules: 4 Original Filing Date: 3/16/2021 Jurisdiction Ends: 5/20/2021 Public Hearing: 4/16/2021

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	No	Yes	<a href="#">5160-4-14</a>	Dialysis services provided by medical practitioners.
New Rule	Original Filing	No	No	<a href="#">5160-4-14</a>	Professional services associated with dialysis.
Rescission	Original Filing	No	Yes	<a href="#">5160-13-02</a>	Service-based ambulatory health care clinics: end-stage renal disease (ESRD) dialysis clinics.
New Rule	Original Filing	No	No	<a href="#">5160-13-02</a>	Dialysis services rendered by a dialysis center.

**27 Ohio Department of Medicaid •**

Total Rules: 2 Original Filing Date: 3/15/2021 Jurisdiction Ends: 5/19/2021 Public Hearing: 4/15/2021

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	No	Yes	<a href="#">5160-2-10</a>	Payment policies for disproportionate share and indigent care adjustments for psychiatric hospitals.
New Rule	Original Filing	No	No	<a href="#">5160-2-10</a>	Payment policies for disproportionate share and indigent care adjustments for psychiatric hospitals.

**28 Ohio Department of Medicaid •**

Total Rules: 3 Original Filing Date: 3/17/2021 Jurisdiction Ends: 5/21/2021 Public Hearing: 4/19/2021

<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	No	<a href="#">5160-27-01</a>	Eligible provider for behavioral health services.
Amendment	Original Filing	No	No	<a href="#">5160-27-02</a>	Coverage and limitations of behavioral health services.
Amendment	Original Filing	No	No	<a href="#">5160-27-03</a>	Reimbursement for community behavioral health services.

**29 Ohio Environmental Protection Agency •**

Total Rules: 3 Original Filing Date: 3/16/2021 Jurisdiction Ends: 5/20/2021 Public Hearing: 4/22/2021

<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.



**JOINT COMMITTEE ON AGENCY RULE REVIEW**  
**5/10/2021 - 1:30 PM**  
**Statehouse Hearing Room 121(William McKinley Room)**

**TENTATIVE REGULAR AGENDA**

**TENTATIVE REGULAR AGENDA**

Amendment	Original Filing	Yes	Yes	<a href="#">3745-73-02</a>	Certification and compliance time schedules.
Amendment	Original Filing	Yes	Yes	<a href="#">3745-73-03</a>	General emission limits.
Amendment	Original Filing	Yes	Yes	<a href="#">3745-73-04</a>	Emission test methods and reporting requirements.
Total Rules: 1	Original Filing Date: 3/16/2021			Date of Revised Filing: 3/16/2021	Jurisdiction Ends: 5/20/2021    Public Hearing: 4/22/2021

<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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Amendment	Revised Filing	Yes	Yes	<a href="#">3745-73-01</a>	Definitions and reference to maerials.
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**30 Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board •**

Total Rules: 3	Original Filing Date: 3/23/2021			Jurisdiction Ends: 5/27/2021	Public Hearing: 4/28/2021
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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>
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Amendment	Original Filing	Yes	Yes	<a href="#">4755-7-11</a>	Youth sports concussion and head injury assessment and clearance.
Amendment	Original Filing	Yes	Yes	<a href="#">4755-27-08</a>	Youth sports concussion and head injury assessment and clearance.
Amendment	Original Filing	Yes	Yes	<a href="#">4755-43-13</a>	Youth sports concussion and head injury assessment and clearance.

**31 Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board •**

Total Rules: 1	Original Filing Date: 3/23/2021			Jurisdiction Ends: 5/27/2021	Public Hearing: 4/28/2021
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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>
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Amendment	Original Filing	Yes	No	<a href="#">4755-45-01</a>	Continuing education.
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**32 Public Utilities Commission of Ohio • Motor Carriers**

Total Rules: 6	Original Filing Date: 4/1/2021			Jurisdiction Ends: 6/5/2021	Public Hearing:
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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>
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Amendment	Original Filing	Yes	Yes	<a href="#">4901:2-5-02</a>	Purpose and scope.
Amendment	Original Filing	Yes	Yes	<a href="#">4901:2-5-04</a>	Qualifications of drivers.
Amendment	Original Filing	Yes	Yes	<a href="#">4901:2-5-13</a>	Inspection program.
Amendment	Original Filing	Yes	Yes	<a href="#">4901:2-5-15</a>	Planting and harvesting season.
Amendment	Original Filing	Yes	Yes	<a href="#">4901:2-13-02</a>	Purpose and scope.
Amendment	Original Filing	Yes	Yes	<a href="#">4901:2-13-05</a>	General requirements.

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

Total Rules: 1	Original Filing Date: 7/5/2019			Date of Refiled Filing: 4/19/2021	Jurisdiction Ends: 5/19/2021	Public Hearing: 8/9/2019
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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>
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New Rule	Refiled Filing	Yes	No	<a href="#">4729:7-2-02</a>	Sterile compounding exemptions.
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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.

**34 State Board of Pharmacy • Terminal Distributors of Dangerous Drugs**

Total Rules: 1      Original Filing Date: 1/27/2020      Date of Refiled Filing: 4/19/2021      Jurisdiction Ends: 5/19/2021      Public Hearing: 11/13/2020

<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	<a href="#">4729:5-9-02.4</a>	Dispensing of controlled substances by an institutional pharmacy.

**35 State Racing Commission •**

Total Rules: 6      Original Filing Date: 3/30/2021      Jurisdiction Ends: 6/3/2021      Public Hearing: 12/1/2021

<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	<a href="#">3769-6-25</a>	Safety helmet and vest.
New Rule	Original Filing	Yes	No	<a href="#">3769-6-25</a>	Safety helmet and vest.
Rescission	Original Filing	Yes	Yes	<a href="#">3769-6-55</a>	Excess weight.
New Rule	Original Filing	Yes	No	<a href="#">3769-6-55</a>	Weighing in and Weighing out.
Rescission	Original Filing	Yes	Yes	<a href="#">3769-6-60</a>	Whip restrictions.
New Rule	Original Filing	Yes	No	<a href="#">3769-6-60</a>	Riding crop restrictions.

**36 State Teachers Retirement System • Defined Benefits**

Total Rules: 15      Original Filing Date: 3/19/2021      Jurisdiction Ends: 5/23/2021      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	<a href="#">3307:1-7-01</a>	Disability benefits - definitions.
Amendment	Original Filing	No	Yes	<a href="#">3307:1-7-02</a>	Disability - medical review board.
Amendment	Original Filing	No	Yes	<a href="#">3307:1-7-03</a>	Disability - medical evidence and appointments.
Amendment	Original Filing	No	Yes	<a href="#">3307:1-7-05</a>	Disability benefits-denials and terminations.
Amendment	Original Filing	No	Yes	<a href="#">3307:1-7-07</a>	Disability benefits - earnings and employment statements.
Amendment	Original Filing	No	Yes	<a href="#">3307:1-7-08</a>	Disability - coordination of state retirement systems.
Amendment	Original Filing	No	Yes	<a href="#">3307:1-7-09</a>	Disability - appeal of terminations due to teaching service.
Amendment	Original Filing	No	Yes	<a href="#">3307:1-8-01</a>	Survivor benefits.
Amendment	Original Filing	No	Yes	<a href="#">3307:1-8-02</a>	Active member beneficiary designation.
Amendment	Original Filing	No	Yes	<a href="#">3307:1-11-01</a>	Health care services - establishment of program and definitions.
Amendment	Original Filing	No	Yes	<a href="#">3307:1-11-03</a>	Health care services - medical plan.
Amendment	Original Filing	No	Yes	<a href="#">3307:1-11-04</a>	Health care services - health care assistance program.
Amendment	Original Filing	No	Yes	<a href="#">3307:1-11-05</a>	Health care services - medicare part B reimbursement.

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	<a href="#">3307:1-11-09</a>	Health care services - long-term care insurance.
Amendment	Original Filing	No	Yes	<a href="#">3307:1-13-02</a>	Retirement of a member pursuant to section 3307.351 of the Revised Code.

**37 Treasurer of State •**

Total Rules: 1	Original Filing Date: 3/19/2021			Jurisdiction Ends: 5/23/2021	Public Hearing: 4/26/2021
<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	No	<a href="#">113-40-05</a>	Bank monitoring and economic monitoring.

**To Be Refiled****38 Department of Health •**

Total Rules: 13	Original Filing Date: 3/26/2021			Date of To Be Refiled: 4/13/2021	Jurisdiction Ends:	Public Hearing: 4/29/2021
<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	<a href="#">3701-25-01</a>	Definitions.	
Rescission	To Be Refiled	Yes	Yes	<a href="#">3701-25-02</a>	Permission to operate.	
New Rule	To Be Refiled	Yes	No	<a href="#">3701-25-02</a>	Responsibilities of the board of health.	
Rescission	To Be Refiled	Yes	Yes	<a href="#">3701-25-03</a>	Plans; approval and content.	
New Rule	To Be Refiled	Yes	No	<a href="#">3701-25-03</a>	Responsibility of the operator.	
Rescission	To Be Refiled	Yes	Yes	<a href="#">3701-25-04</a>	Responsibility of camp operator.	
New Rule	To Be Refiled	Yes	No	<a href="#">3701-25-04</a>	Resident camp plan review package submission and design requirements.	
Rescission	To Be Refiled	Yes	Yes	<a href="#">3701-25-05</a>	Water, sewerage and gray water recycling systems.	
Rescission	To Be Refiled	Yes	Yes	<a href="#">3701-25-06</a>	Hygiene facilities.	
Rescission	To Be Refiled	Yes	Yes	<a href="#">3701-25-07</a>	Solid waste storage and disposal.	
Rescission	To Be Refiled	Yes	Yes	<a href="#">3701-25-08</a>	Electrical service.	
Rescission	To Be Refiled	Yes	Yes	<a href="#">3701-25-09</a>	Sleeping quarters.	
Rescission	To Be Refiled	Yes	Yes	<a href="#">3701-25-10</a>	Safety.	

## Policy to Rule Discussion (ORC 101.352)

- 39 Department of Education**  
The suspected policy is the Federal Grant Risk Assessment Tool used for community schools.
- 40 State Medical Board**  
The suspected policy is the scope of practice of podiatry.