

JOINT COMMITTEE ON AGENCY RULE REVIEW
Summary of Rules Filed
From 3/6/2023 To 3/10/2023



Rules Filed On 3/6/2023

1 Department of Health •

Department Contact: Alicyn Carrel (614-752-8451)

Total Rules: 6

Original Filing Date: 2/27/2023

Public Hearing: 3/30/2023

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Yes	Yes	Revised Filing	5/3/2023		3701-84-25	Personnel/staffing - bone marrow transplantation service.
Amendment	Yes	Yes	Revised Filing	5/3/2023		3701-84-36	Open heart surgery service standards.
Amendment	Yes	Yes	Revised Filing	5/3/2023		3701-84-39	Quality assessment and performance improvement - open heart surgery service.
Amendment	Yes	Yes	Revised Filing	5/3/2023		3701-84-40	Adult open heart surgery service performance measures.
Amendment	Yes	Yes	Revised Filing	5/3/2023		3701-84-61	Pediatric intensive care service standards.
Amendment	Yes	Yes	Revised Filing	5/3/2023		3701-84-62	Personnel and staffing standards - pediatric intensive care service.

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

Department Contact: Michael Lynch (614-466-4605)

Total Rules: 2

Original Filing Date: 3/6/2023

Public Hearing:

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
No Change	No	Yes	FYR	6/4/2023		5101:2-47-14.1	Title IV-E eligibility under the Personal Responsibility and Work Opportunity Reconciliation Act of 1996.

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

JOINT COMMITTEE ON AGENCY RULE REVIEW

Summary of Rules Filed From 3/6/2023 To 3/10/2023

No Change No Yes FYR 6/4/2023 [5101:2-47-22](#) Reasonable efforts requirements for Title IV-E foster care maintenance.

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

Department Contact: Michael Lynch (614-466-4605)

Total Rules: 1 Original Filing Date: 3/6/2023 Public Hearing: 4/12/2023

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	No	Yes	Original Filing	5/10/2023		5101:2-47-05	Title XIX medicaid coverage for Title IV-E foster care maintenance (FCM) recipients in accordance with the Consolidated Omnibus Budget Reconciliation Act (COBRA).

4 Department of Taxation •

Department Contact: Kerrie Ryan (614-466-1956)

Total Rules: 1 Original Filing Date: 3/6/2023 Public Hearing:

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	No	No	Original Filing	5/10/2023		5703-30-01	Definition of a taxpayer.

5 Ohio Civil Rights Commission •

Department Contact: Bradley S Dunn (330-643-3110)

Total Rules: 3 Original Filing Date: 3/6/2023 Public Hearing: 5/9/2023

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	No	Yes	Original Filing	5/10/2023		4112-1-03	General investigation.
Amendment	No	Yes	Original Filing	5/10/2023		4112-1-05	Delegation of powers and duties.
Amendment	No	Yes	Original Filing	5/10/2023		4112-1-07	Incorporation by reference.

6 State Veterinary Medical Licensing Board •

Department Contact: Theresa Stir (614-644-9040)

Total Rules: 2 Original Filing Date: 3/6/2023 Public Hearing: 4/12/2023

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Rescission	Yes	Yes	Original Filing	5/10/2023		4741-1-25	Impairment.
New Rule	Yes	No	Original Filing	5/10/2023		4741-1-25	Impairment and Safe Haven Program.

Rules Filed On 3/7/2023

7 Ohio Environmental Protection Agency •

Department Contact: Rylee Lane (614-644-2752)

Total Rules: 1

Original Filing Date: 3/7/2023

Public Hearing: 4/10/2023

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Yes	Yes	Original Filing	5/11/2023		3745-96-02	Consumer confidence report - required content.

8 Ohio Environmental Protection Agency •

Department Contact: Paul J. Braun (614-644-2270)

Total Rules: 6

Original Filing Date: 3/7/2023

Public Hearing:

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
No Change	Yes	Yes	FYR	6/5/2023		3745-19-01	Definitions.
No Change	Yes	Yes	FYR	6/5/2023		3745-19-02	Relations to other prohibitions.
No Change	Yes	Yes	FYR	6/5/2023		3745-19-03	Open burning in restricted areas.
No Change	Yes	Yes	FYR	6/5/2023		3745-19-04	Open burning in unrestricted areas.
No Change	Yes	Yes	FYR	6/5/2023		3745-19-05	Permission to individuals and notification to the Ohio EPA.
No Change	Yes	Yes	FYR	6/5/2023		3745-19-06	Open burning unilateral order.

Rules Filed On 3/8/2023

9 Ohio Environmental Protection Agency •

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

JOINT COMMITTEE ON AGENCY RULE REVIEW
Summary of Rules Filed
From 3/6/2023 To 3/10/2023

Department Contact: Amanda Payton (614-644-3134)

Total Rules: 2

Original Filing Date: 1/11/2023

Public Hearing: 2/13/2023

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Yes	Yes	To Be Refiled			3745-49-03	Trade secrets.
New Rule	Yes	No	To Be Refiled			3745-49-03	Trade secrets.

10 State Board of Pharmacy • Pharmacy Technicians

Department Contact: Kylynne Johnson (6144669091)

Total Rules: 1

Original Filing Date: 3/8/2023

Public Hearing: 4/11/2023

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Yes	No	Original Filing	5/12/2023		4729:3-3-06	Immunization administration.

11 State Board of Pharmacy • Terminal Distributors of Dangerous Drugs

Department Contact: Kylynne Johnson (6144669091)

Total Rules: 1

Original Filing Date: 1/11/2023

Public Hearing: 4/11/2023

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Yes	No	Refiled Filing	4/7/2023		4729:5-3-09	Occasional sale and drug transfers.

12 State Board of Pharmacy • Terminal Distributors of Dangerous Drugs

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

Total Rules: 9

Original Filing Date: 3/8/2023

Public Hearing: 4/11/2023

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Yes	No	Original Filing	5/12/2023		4729:5-10-01	Definitions - drug repository programs.
Amendment	Yes	No	Original Filing	5/12/2023		4729:5-10-02	Eligibility requirements for a pharmacy, hospital, or nonprofit.
Amendment	Yes	No	Original Filing	5/12/2023		4729:5-10-03	Donating drugs.

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Rescission	Yes	Yes	Original Filing	5/12/2023	4729:5-10-04	Eligible drugs.
New Rule	Yes	No	Original Filing	5/12/2023	4729:5-10-04	Eligible drugs and storage requirements.
Amendment	Yes	No	Original Filing	5/12/2023	4729:5-10-05	Eligibility requirements to receive drugs.
Amendment	Yes	No	Original Filing	5/12/2023	4729:5-10-06	Donor and recipient forms.
Rescission	Yes	Yes	Original Filing	5/12/2023	4729:5-10-07	Record keeping and handling fee.
New Rule	Yes	No	Original Filing	5/12/2023	4729:5-10-07	Occasional sales and handling fee.

Rules Filed On 3/9/2023

13 Department of Natural Resources • Oil and Gas Land Management Commission

Department Contact: Brian Becker ((614) 265-6861)

Total Rules: 1

Original Filing Date: 3/9/2023

Public Hearing: 4/10/2023

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Yes	No	Original Filing	5/13/2023		1501:155-1-01	Standard lease adoption.

14 Department of Transportation • Division of Highways

Department Contact: Brianne Brown (614-466-7440)

Total Rules: 10

Original Filing Date: 2/6/2023

Public Hearing: 3/9/2023

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	No	No	Revised Filing	4/12/2023		5501:2-2-01	Definitions.
Amendment	No	No	Revised Filing	4/12/2023		5501:2-2-02	General provisions for the erection and control of outdoor advertising.
Amendment	No	No	Revised Filing	4/12/2023		5501:2-2-03	On-premise advertising devices.
Amendment	No	No	Revised Filing	4/12/2023		5501:2-2-04	Directional and official advertising devices.
Amendment	No	No	Revised Filing	4/12/2023		5501:2-2-05	Permits.
Amendment	No	No	Revised Filing	4/12/2023		5501:2-2-06	Nonconforming advertising devices.
Amendment	No	No	Revised Filing	4/12/2023		5501:2-2-07	Illegal advertising device and sign face removal procedures.

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Amendment	No	No	Revised Filing	4/12/2023	5501:2-2-08	Penalties.
Amendment	No	No	Revised Filing	4/12/2023	5501:2-2-09	Advertising devices located on scenic byways.
Amendment	No	No	Revised Filing	4/12/2023	5501:2-2-10	Advertising devices located on premises of professional sports facility.

15 Environmental Review Appeals Commission •

Department Contact: Julie A. Slane (614-466-8950)

Total Rules: 10

Original Filing Date: 3/9/2023

Public Hearing:

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	No	No	Original Filing	5/13/2023		3746-6-06	Discovery subpoenas.
Amendment	No	Yes	Original Filing	5/13/2023		3746-11-01	Decisional standard.
Amendment	No	Yes	Original Filing	5/13/2023		3746-11-02	Action of commission.
Amendment	No	Yes	Original Filing	5/13/2023		3746-11-03	Written orders.
Amendment	No	Yes	Original Filing	5/13/2023		3746-11-04	Expedited decisions.
Amendment	No	Yes	Original Filing	5/13/2023		3746-11-05	Settlement agreements and dismissals.
Amendment	No	Yes	Original Filing	5/13/2023		3746-11-06	Final order to vacate and return.
Amendment	No	Yes	Original Filing	5/13/2023		3746-11-07	Actions by the director or statutory agency after final order to vacate and return.
Amendment	No	Yes	Original Filing	5/13/2023		3746-13-01	Procedure.
Amendment	No	Yes	Original Filing	5/13/2023		3746-15-01	Notice of public meetings.

Rules Filed On 3/10/2023

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

Department Contact: Michael Lynch (614-466-4605)

Total Rules: 5

Original Filing Date: 12/29/2022

Public Hearing: 2/7/2023

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
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Amendment	Yes	Yes	Final Filing	4/1/2023	5101:2-5-04.1	Acceptance of accreditation in lieu of certification requirements.
Amendment	Yes	Yes	Final Filing	4/1/2023	5101:2-5-14	Treatment or diagnostic services.
Amendment	Yes	Yes	Final Filing	4/1/2023	5101:2-5-15	Volunteers, interns and subcontractors.
Amendment	Yes	Yes	Final Filing	4/1/2023	5101:2-5-34	PCPA and PNA case plans and administrative case reviews for direct placements.
Amendment	No	Yes	Final Filing	4/1/2023	5101:2-7-11	Socialization and education.

17 Department of Job and Family Services • ODJFS Practices

Department Contact: Michael Lynch (614-466-4605)

Total Rules: 2

Original Filing Date: 12/6/2022

Public Hearing:

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	No	Yes	Final Filing		3/20/2023	5101:9-6-08	Temporary assistance for needy families (TANF) regular allocation.
Amendment	No	Yes	Final Filing		3/20/2023	5101:9-6-08.8	Temporary assistance for needy families (TANF) administration allocation.

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

Department Contact: Missy Anthony (614-466-3474)

Total Rules: 1

Original Filing Date: 11/25/2022

Public Hearing: 12/28/2022

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Yes	No	Final Filing		3/20/2023	4755-23-12	Requirements for internationally educated applicants.

19 Ohio Veterans' Children's Home •

Department Contact: Denise DePalma (614-644-1773)

Total Rules: 1

Original Filing Date: 3/10/2023

Public Hearing:

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction</u> <u>Ends</u>	<u>Effective</u> <u>Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	No	Yes	Original Filing	5/14/2023		5909-1-01	Criteria for admissions.

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20 Ohio Vision Professionals Board •

Department Contact: Adelaida Lopez-Wellman (614-466-9709)

Total Rules: 1

Original Filing Date: 12/7/2022

Public Hearing: 1/10/2023

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Yes	No	Final Filing		3/20/2023	4725-19-01	Impaired practitioner rules and safe haven program.

21 Public Utilities Commission of Ohio • Utilities

Department Contact: Jeff Jones (614-466-0463)

Total Rules: 8

Original Filing Date: 3/10/2023

Public Hearing:

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Yes	No	Original Filing	5/14/2023		4901:1-14-01	Definitions.
Amendment	Yes	No	Original Filing	5/14/2023		4901:1-14-03	Applicability.
Amendment	Yes	No	Original Filing	5/14/2023		4901:1-14-04	Reports.
Amendment	Yes	No	Original Filing	5/14/2023		4901:1-14-05	Gas cost recovery rate.
Amendment	Yes	No	Original Filing	5/14/2023		4901:1-14-06	Customer billing.
Rescission	Yes	Yes	Original Filing	5/14/2023		4901:1-14-07	Audits.
New Rule	Yes	No	Original Filing	5/14/2023		4901:1-14-07	Audits.
Amendment	Yes	No	Original Filing	5/14/2023		4901:1-14-08	Hearings.

22 State Board of Psychology •

Department Contact: Ronald R Ross (614-466-1085)

Total Rules: 2

Original Filing Date: 12/1/2022

Public Hearing: 1/6/2023

<u>Rule Type</u>	<u>CSI</u>	<u>FYR</u>	<u>Action</u>	<u>Jurisdiction Ends</u>	<u>Effective Date</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Yes	No	Final Filing		3/20/2023	4732-17-01	General rules of professional conduct pursuant to section 4732.17 of the Revised Code.
New Rule	Yes	No	Final Filing		3/20/2023	4732-17-04	Impaired practitioner rules and safe haven program.

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End of Weekly Report

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