

JOINT COMMITTEE ON AGENCY RULE REVIEW
Summary of Rules Filed
From 10/31/2022 To 11/4/2022



Rules Filed On 10/31/2022

1 Department of Aging •

Department Contact: Tom Simmons (614-202-7971)

Total Rules: 9

Original Filing Date: 10/31/2022

Public Hearing: 12/6/2022

<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	No	Yes	Original Filing	1/4/2023		173-43-01	Long-term care consultation program: introduction and definitions.
Rescission	Yes	Yes	Original Filing	1/4/2023		173-43-02	Long-term care consultation program: process and general standards for providing consultations.
New Rule	Yes	No	Original Filing	1/4/2023		173-43-02	Long-term care consultation program: general standards for providing consultations.
Rescission	Yes	Yes	Original Filing	1/4/2023		173-43-03	Long-term care consultation program: required consultations and exemptions.
New Rule	Yes	No	Original Filing	1/4/2023		173-43-03	Long-term care consultation program: required consultations and exemptions.
Rescission	Yes	Yes	Original Filing	1/4/2023		173-43-04	Long-term care consultation program: time frames.
New Rule	Yes	No	Original Filing	1/4/2023		173-43-04	Long-term care consultation program: deadlines.
Rescission	Yes	Yes	Original Filing	1/4/2023		173-43-05	Long-term care consultation program: staff certification.
New Rule	Yes	No	Original Filing	1/4/2023		173-43-05	Long-term care consultation program: staff certification.

Rules Filed On 11/1/2022

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 10/31/2022 To 11/4/2022

2 Department of Education •

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

Total Rules: 9

Original Filing Date: 10/14/2022

Public Hearing: 11/15/2022

<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	Yes	Revised Filing	12/18/2022		3301-51-01	Applicability of requirements and definitions.
Amendment	Yes	Yes	Revised Filing	12/18/2022		3301-51-05	Procedural safeguards.
Amendment	Yes	Yes	Revised Filing	12/18/2022		3301-51-06	Evaluations.
New Rule	Yes	No	Revised Filing	12/18/2022		3301-51-07	Individualized education program (IEP).
Amendment	Yes	Yes	Revised Filing	12/18/2022		3301-51-08	Parentally placed nonpublic school children.
Amendment	Yes	Yes	Revised Filing	12/18/2022		3301-51-09	Delivery of services.
Amendment	Yes	Yes	Revised Filing	12/18/2022		3301-51-10	Transportation of children with disabilities.
New Rule	Yes	No	Revised Filing	12/18/2022		3301-51-20	Admission, transfer, suspension, and expulsion standard for the Ohio state schools for the blind and deaf.
Amendment	Yes	Yes	Revised Filing	12/18/2022		3301-51-21	Providing instructional material to children with visual impairments and others with print disabilities that are listed for sale by publishers with the superintendent of public instruction.

3 Department of Health • Radiation Control

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

Total Rules: 5

Original Filing Date: 11/1/2022

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>
No Change	Yes	Yes	FYR	1/30/2023		3701:1-54-04	Quality assurance.
No Change	Yes	Yes	FYR	1/30/2023		3701:1-54-06	Land disposal - purpose and scope.
No Change	Yes	Yes	FYR	1/30/2023		3701:1-54-07	Land disposal - license.
No Change	Yes	Yes	FYR	1/30/2023		3701:1-54-08	Land disposal - facility requirements.
No Change	Yes	Yes	FYR	1/30/2023		3701:1-54-11	Land disposal - financial assurance.

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

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 10/31/2022 To 11/4/2022

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

Total Rules: 3

Original Filing Date: 8/26/2022

Public Hearing: 9/29/2022

<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	Yes	Final Filing		1/1/2023	5101:2-5-28	Agency cause for denial of initial certification, denial of recertification or revocation of a foster home certificate.
Amendment	Yes	Yes	Final Filing		1/1/2023	5101:2-5-33	Foster caregiver preplacement and continuing training.
Amendment	Yes	Yes	Final Filing		1/1/2023	5101:2-5-38	Payment of foster caregiver training stipends; reimbursement of training allowances to recommending agencies.

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

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

Total Rules: 1

Original Filing Date: 11/1/2022

Public Hearing: 12/8/2022

<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	Original Filing	1/5/2023		5101:2-9-11	Admissions and admissions log.

6 State Lottery Commission • Video Lottery Gaming Terminals

Department Contact: Christine Jasica (216-774-5652)

Total Rules: 1

Original Filing Date: 4/14/2021

Public Hearing: 5/18/2021

<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	Final Filing		11/11/2022	3770:2-3-10	Video lottery licenses; settlement of video lottery game salesproceeds, control of video lottery and collection of revenues due the lottery.

Rules Filed On 11/2/2022

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 10/31/2022 To 11/4/2022

7 Ohio Department of Medicaid •

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

Total Rules: 2

Original Filing Date: 4/15/2022

Public Hearing: 5/16/2022

<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>
Rescission	Yes	Yes	Final Filing		12/1/2022	5160-1-20	Electronic data interchange (EDI) trading partner enrollment and testing.
New Rule	Yes	No	Final Filing		12/1/2022	5160-1-20	Electronic data interchange (EDI) trading partner enrollment and testing.

8 Ohio Department of Medicaid •

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

Total Rules: 2

Original Filing Date: 4/15/2022

Public Hearing: 5/16/2022

<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>
Rescission	Yes	Yes	Final Filing		12/1/2022	5160-1-20	Electronic data interchange (EDI) trading partner enrollment and testing.
New Rule	Yes	No	Final Filing		12/1/2022	5160-1-20	Electronic data interchange (EDI) trading partner enrollment and testing.

Rules Filed On 11/3/2022

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

Department Contact: Tom Simmons (614-202-7971)

Total Rules: 7

Original Filing Date: 8/29/2022

Public Hearing: 10/3/2022

<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	Yes	Final Filing		12/1/2022	4751-1-02	Definitions for this chapter.

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 10/31/2022 To 11/4/2022

Amendment	Yes	Yes	Final Filing	12/1/2022	4751-1-05	Pre-examination requirements; conditions precedent to application for admission to examination.
Amendment	Yes	Yes	Final Filing	12/1/2022	4751-1-07	Examination and passing grade.
Amendment	Yes	Yes	Final Filing	12/1/2022	4751-1-08.1	Training agency approval.
New Rule	Yes	No	Final Filing	12/1/2022	4751-1-12.1	Electronic testimony.
Amendment	Yes	Yes	Final Filing	12/1/2022	4751-1-13	Continuing education.
Amendment	Yes	Yes	Final Filing	12/1/2022	4751-1-13.1	Continuing education waiver.

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

Department Contact: Tom Simmons (614-202-7971)

Total Rules: 1

Original Filing Date: 8/29/2022

Public Hearing: 10/3/2022

<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	Final Filing		12/1/2022	4751-1-10.4	Processing applications from service members, veterans, or spouses of service members or veterans.

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

Department Contact: Tom Simmons (614-202-7971)

Total Rules: 1

Original Filing Date: 8/29/2022

Public Hearing: 10/3/2022

<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	Final Filing		12/1/2022	4751-1-08	Registration of educational institutions and continuing education training agencies; approval of courses of study and programs of instruction.

12 Bureau of Workers' Compensation •

Department Contact: Aniko Nagy (614-466-3293)

Total Rules: 3

Original Filing Date: 11/3/2022

Public Hearing: 12/8/2022

<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>
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JOINT COMMITTEE ON AGENCY RULE REVIEW
Summary of Rules Filed
From 10/31/2022 To 11/4/2022

Amendment	Yes	No	Original Filing	1/7/2023	4123-6-21.3	Outpatient medication formulary.
Amendment	Yes	No	Original Filing	1/7/2023	4123-6-21.6	First fill of outpatient medications.
Amendment	Yes	No	Original Filing	1/7/2023	4123-6-37.1	Payment of hospital inpatient services.

13 Department of Education •

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

Total Rules: 2

Original Filing Date: 11/3/2022

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>
No Change	No	Yes	FYR	2/1/2023		3301-41-01	Ohio certificate of high school equivalence.
No Change	No	Yes	FYR	2/1/2023		3301-49-01	Rule relating to guarantee of competency of certain high school graduates.

14 Department of Mental Health and Addiction Services •

Department Contact: Lisa Musielewicz (614-995-1958)

Total Rules: 2

Original Filing Date: 9/26/2022

Public Hearing: 11/2/2022

<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>
Rescission	Yes	Yes	To Be Refiled			5122-29-20	Prevention service.
New Rule	Yes	No	To Be Refiled			5122-29-20	Prevention service.

Rules Filed On 11/4/2022

15 Counselor, Social Worker, and Marriage and Family Therapist Board •

Department Contact: Brian Carnahan (614-752-5161)

Total Rules: 1

Original Filing Date: 8/30/2022

Public Hearing: 10/4/2022

<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	No	No	Final Filing		11/14/2022	4757-6-01	Reports prepared for court review including custody, visitation and guardianship concerns.

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 10/31/2022 To 11/4/2022

16 Department of Education •

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

Total Rules: 2

Original Filing Date: 11/4/2022

Public Hearing: 12/13/2022

<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	No	Yes	Original Filing	1/8/2023		3301-24-04	Teacher residency.
Amendment	No	No	Original Filing	1/8/2023		3301-24-18	Resident educator license.

17 Department of Health •

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

Total Rules: 21

Original Filing Date: 11/4/2022

Public Hearing: 12/8/2022

<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>
Rescission	Yes	Yes	Original Filing	1/8/2023		3701-53-01	Techniques or methods.
New Rule	Yes	No	Original Filing	1/8/2023		3701-53-01	Definitions and record retention periods.
Rescission	Yes	Yes	Original Filing	1/8/2023		3701-53-02	Breath tests.
New Rule	Yes	No	Original Filing	1/8/2023		3701-53-02	Expression of results.
Rescission	Yes	Yes	Original Filing	1/8/2023		3701-53-03	Blood, urine and other bodily substance tests.
New Rule	Yes	No	Original Filing	1/8/2023		3701-53-03	Breath tests.
Rescission	Yes	Yes	Original Filing	1/8/2023		3701-53-04	Instrument checks, controls and certifications.
New Rule	Yes	No	Original Filing	1/8/2023		3701-53-04	Blood, urine, oral fluid and other bodily substance tests.
Rescission	Yes	Yes	Original Filing	1/8/2023		3701-53-05	Collection and handling of blood and urine specimens.
New Rule	Yes	No	Original Filing	1/8/2023		3701-53-05	Breath instrument checks, controls and certifications.
Rescission	Yes	Yes	Original Filing	1/8/2023		3701-53-06	Laboratory requirements.
New Rule	Yes	No	Original Filing	1/8/2023		3701-53-06	Collection and handling of blood, urine and oral fluid specimens.
Rescission	Yes	Yes	Original Filing	1/8/2023		3701-53-07	Qualifications of personnel.
New Rule	Yes	No	Original Filing	1/8/2023		3701-53-07	Laboratory requirements.

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JOINT COMMITTEE ON AGENCY RULE REVIEW
Summary of Rules Filed
From 10/31/2022 To 11/4/2022

Rescission	Yes	Yes	Original Filing	1/8/2023	3701-53-08	Surveys and proficiency examinations.
New Rule	Yes	No	Original Filing	1/8/2023	3701-53-08	Qualifications of personnel.
Rescission	Yes	Yes	Original Filing	1/8/2023	3701-53-09	Permits.
New Rule	Yes	No	Original Filing	1/8/2023	3701-53-09	Surveys and proficiency examinations.
Rescission	Yes	Yes	Original Filing	1/8/2023	3701-53-10	Revocation, suspension and denial of permits or operator access cards.
New Rule	Yes	No	Original Filing	1/8/2023	3701-53-10	Permits.
New Rule	Yes	No	Original Filing	1/8/2023	3701-53-11	Revocation, suspension and denial of permits or operator access cards.

18 Department of Health • Radiation Control

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

Total Rules: 7

Original Filing Date: 8/29/2022

Public Hearing: 9/29/2022

<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	Yes	Final Filing		11/14/2022	3701:1-54-01	Definitions.
Amendment	Yes	Yes	Final Filing		11/14/2022	3701:1-54-02	Generator reporting and fee requirements.
Amendment	Yes	Yes	Final Filing		11/14/2022	3701:1-54-03	Assured isolation facility.
Amendment	Yes	Yes	Final Filing		11/14/2022	3701:1-54-05	Radioactive waste processing.
Amendment	Yes	Yes	Final Filing		11/14/2022	3701:1-54-09	Land disposal - site selection, design, and environmental assessment.
Amendment	Yes	Yes	Final Filing		11/14/2022	3701:1-54-10	Land disposal - waste classifications and characteristics.
Amendment	Yes	Yes	Final Filing		11/14/2022	3701:1-54-12	Land disposal - records and reports.

19 Ohio Department of Medicaid •

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

Total Rules: 1

Original Filing Date: 11/4/2022

Public Hearing: 12/5/2022

<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>
New Rule	Yes	No	Original Filing	1/8/2023		5160-3-33	Nursing facilities (NFs): Reimbursement of NF relief payments upon sale of business or bed license.

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 10/31/2022 To 11/4/2022

20 Ohio Department of Medicaid •

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

Total Rules: 1

Original Filing Date: 11/4/2022

Public Hearing: 12/5/2022

<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>
New Rule	Yes	No	Original Filing	1/8/2023		5160-3-33	Nursing facilities (NFs): Reimbursement of NF relief payments upon sale of business or bed license.

End of Weekly Report

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