

JOINT COMMITTEE ON AGENCY RULE REVIEW
Agenda - 12/11/2023 - 1:30 PM
Statehouse Hearing Room 121(William McKinley Room)



TENTATIVE REGULAR AGENDA

TENTATIVE REGULAR AGENDA

1 Department of Administrative Services • Division of Human Resources

Total Rules: 1 Original Filing Date: 10/27/2023 Jurisdiction Ends: 12/31/2023 Public Hearing: 11/27/2023

| <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 | 123:1-7-15 | State classifications. |

2 Department of Aging •

Total Rules: 1 Original Filing Date: 10/17/2023 Date of Revised Filing: 11/20/2023 Jurisdiction Ends: 12/21/2023 Public Hearing: 11/21/2023

| <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 | 173-39-02.16 | ODA provider certification: assisted living service. |

3 Department of Agriculture • Dairy

Total Rules: 3 Original Filing Date: 11/3/2023 Jurisdiction Ends: 1/7/2024 Public Hearing: 12/5/2023

| <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 | 901:11-1-02 | Materials incorporated by reference. |
| Amendment | Original Filing | Yes | Yes | 901:11-1-03 | Materials deleted from the PMO. |
| Amendment | Original Filing | Yes | Yes | 901:11-1-05 | Amendments to the PMO. |

4 Department of Agriculture • Dairy

Total Rules: 12 Original Filing Date: 11/3/2023 Jurisdiction Ends: 1/7/2024 Public Hearing: 12/5/2023

| <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 | 901:11-4-01 | Definitions. |
| Amendment | Original Filing | Yes | Yes | 901:11-4-02 | Licensing. |
| Rescission | Original Filing | Yes | Yes | 901:11-4-04 | Inspection of milk haulers and weigher, sampler, or testers. |
| Amendment | Original Filing | Yes | Yes | 901:11-4-05 | Construction. |
| Amendment | Original Filing | Yes | Yes | 901:11-4-06 | Cleaning and sanitizing of containers and equipment. |
| Amendment | Original Filing | Yes | Yes | 901:11-4-07 | Weighing. |

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 | Yes | Yes | 901:11-4-08 | Sampling. |
| Amendment | Original Filing | Yes | Yes | 901:11-4-09 | Protection from contamination. |
| Rescission | Original Filing | Yes | Yes | 901:11-4-10 | Transferring: emptying farm bulk milk tanks; partial pickups. |
| Amendment | Original Filing | Yes | Yes | 901:11-4-11 | Identification. |
| Rescission | Original Filing | Yes | Yes | 901:11-4-12 | Testing methods for milkfat. |
| Rescission | Original Filing | Yes | Yes | 901:11-4-13 | Personnel cleanliness. |

5 Department of Agriculture • Meat Inspection

Total Rules: 9 Original Filing Date: 11/3/2023 Jurisdiction Ends: 1/7/2024 Public Hearing: 12/5/2023

| <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 | 901:2-1-01 | Uniform state meat inspection service - intrastate production. |
| Amendment | Original Filing | Yes | Yes | 901:2-1-05 | Exemptions based on religious dietary laws. |
| Amendment | Original Filing | Yes | Yes | 901:2-2-01 | Scope and purpose. |
| Amendment | Original Filing | Yes | Yes | 901:2-2-02 | Definitions. |
| Amendment | Original Filing | Yes | Yes | 901:2-2-03 | Regulatory control action. |
| Amendment | Original Filing | Yes | Yes | 901:2-2-04 | Withholding action or suspension. |
| Amendment | Original Filing | Yes | Yes | 901:2-2-05 | Notification, appeals, and actions held in abeyance. |
| Amendment | Original Filing | Yes | Yes | 901:2-2-06 | Withdrawal of inspection. |
| Amendment | Original Filing | Yes | Yes | 901:2-2-07 | Refusal to grant inspection. |

6 Department of Agriculture • Weights and Measures

Total Rules: 2 Original Filing Date: 11/3/2023 Jurisdiction Ends: 1/7/2024 Public Hearing: 12/5/2023

| <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 | 901:6-7-03 | Nonfood products. |
| Rescission | Original Filing | Yes | Yes | 901:6-7-04 | General. |

7 Department of Commerce • Division of Unclaimed Funds

Total Rules: 2 Original Filing Date: 10/12/2023 Jurisdiction Ends: 12/16/2023 Public Hearing: 11/13/2023

| <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 | 1301:10-2-02 | Adjudication hearing; decision of director. |
| Amendment | Original Filing | No | Yes | 1301:10-4-01 | Claim. |

8 Department of Developmental Disabilities • Community Services

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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Total Rules: 5 Original Filing Date: 10/30/2023

Jurisdiction Ends: 1/3/2024

Public Hearing: 11/30/2023

| <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 | 5123:2-6-01 | Definitions of terms used in Chapter 5123:2-6 of the Administrative Code. |
| Rescission | Original Filing | Yes | Yes | 5123:2-6-02 | Self-administration or assistance with self-administration of prescribed medication. |
| Rescission | Original Filing | Yes | Yes | 5123:2-6-03 | Authorization of developmental disabilities personnel to perform health-related activities and administer prescribed medication. |
| Rescission | Original Filing | Yes | Yes | 5123:2-6-04 | Qualifications, training, and certification of registered nurse instructors and registered nurse trainers. |
| Rescission | Original Filing | Yes | Yes | 5123:2-6-05 | Qualifications and training of developmental disabilities personnel to activate a vagus nerve stimulator, use an epinephrine auto-injector, and administer topical over-the-counter medication for the purpose of cleaning, protecting, or comforting the skin, hair, nails, teeth, or oral surfaces. |

9 Department of Developmental Disabilities •

Total Rules: 2 Original Filing Date: 10/30/2023

Jurisdiction Ends: 1/3/2024

Public Hearing: 11/30/2023

| <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 | 5123-6-02 | Self-administration or assistance with self-administration of prescribed medication. |
| New Rule | Original Filing | Yes | No | 5123-6-05 | Qualifications and training of developmental disabilities personnel to activate a vagus nerve stimulator; use an epinephrine auto-injector; and administer topical over-the-counter medication for the purpose of cleaning, protecting, or comforting the skin, hair, nails, teeth, or oral surfaces. |

Total Rules: 5 Original Filing Date: 10/30/2023

Date of Revised Filing: 11/28/2023

Jurisdiction Ends: 1/3/2024

Public Hearing: 11/30/2023

| <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 | 5123-6-01 | Definitions of terms used in Chapter 5123-6 of the Administrative Code. |
| New Rule | Revised Filing | Yes | No | 5123-6-03 | Authorization of developmental disabilities personnel to perform health-related activities and administer prescribed medication. |
| New Rule | Revised Filing | Yes | No | 5123-6-04 | Qualifications, training, and certification of registered nurse instructors and registered nurse trainers. |
| Amendment | Revised Filing | Yes | Yes | 5123-6-06 | Qualifications, training, and certification of developmental disabilities personnel who perform health-related activities and administer prescribed medication. |
| Amendment | Revised Filing | Yes | Yes | 5123-6-07 | General provisions and compliance for performance of health-related activities and administration of prescribed medication. |

10 Department of Developmental Disabilities •

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Total Rules: 5 Original Filing Date: 10/13/2023

Jurisdiction Ends: 12/17/2023 Public Hearing: 11/21/2023

| <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 | 5123-9-05 | Home and community-based services waivers - retention payments for direct support professionals. |
| Amendment | Original Filing | Yes | Yes | 5123-9-06 | Home and community-based services waivers - administration of the individual options and level one waivers. |
| Amendment | 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. |
| Amendment | Original Filing | Yes | No | 5123-9-26 | Home and community-based services waivers - self-directed transportation under the individual options, level one, and self-empowered life funding waivers. |
| Amendment | Original Filing | Yes | Yes | 5123-9-40 | Home and community-based services waivers - administration of the self-empowered life funding waiver. |

Total Rules: 14 Original Filing Date: 10/13/2023

Date of Revised Filing: 11/13/2023 Jurisdiction Ends: 12/17/2023 Public Hearing: 11/21/2023

| <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 | 5123-9-13 | Home and community-based services waivers - career planning under the individual options, level one, and self-empowered life funding waivers. |
| Amendment | Revised Filing | Yes | No | 5123-9-14 | Home and community-based services waivers - vocational habilitation under the individual options, level one, and self-empowered life funding waivers. |
| Amendment | Revised Filing | Yes | No | 5123-9-15 | Home and community-based services waivers - individual employment support under the individual options, level one, and self-empowered life funding waivers. |
| Amendment | Revised Filing | Yes | No | 5123-9-16 | Home and community-based services waivers - group employment support under the individual options, level one, and self-empowered life funding waivers. |
| Amendment | Revised Filing | Yes | No | 5123-9-17 | Home and community-based services waivers - adult day support under the individual options, level one, and self-empowered life funding waivers. |
| Amendment | Revised 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 | Revised Filing | Yes | Yes | 5123-9-20 | Home and community-based services waivers - money management under the individual options and level one waivers. |
| Amendment | Revised Filing | Yes | Yes | 5123-9-21 | Home and community-based services waivers - informal respite under the level one waiver. |
| Amendment | Revised Filing | Yes | Yes | 5123-9-22 | Home and community-based services waivers - community respite under the individual options, level one, and self-empowered life funding waivers. |

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|-----------|----------------|-----|-----|---------------------------|---|
| Amendment | Revised Filing | Yes | Yes | 5123-9-24 | Home and community-based services waivers - transportation under the individual options, level one, and self-empowered life funding waivers. |
| Amendment | Revised Filing | Yes | No | 5123-9-29 | Home and community-based services waivers - home-delivered meals under the individual options, level one, and self-empowered life funding waivers. |
| Amendment | Revised Filing | Yes | Yes | 5123-9-35 | Home and community-based services waivers - remote support under the individual options, level one, and self-empowered life funding waivers. |
| Amendment | Revised Filing | Yes | No | 5123-9-37 | Home and community-based services waivers - waiver nursing delegation under the individual options, level one, and self-empowered life funding waivers. |
| Amendment | Revised Filing | Yes | No | 5123-9-39 | Home and community-based services waivers - waiver nursing services under the individual options waiver. |

11 Department of Education and Workforce •

Total Rules: 1 Original Filing Date: 5/12/2023 Date of Refiled Filing: 11/17/2023 Jurisdiction Ends: 12/17/2023 Public Hearing: 6/13/2023

| <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 | No | No | 3301-24-30 | Educator license validation in financial literacy instruction. |

12 Department of Health •

Total Rules: 1 Original Filing Date: 2/27/2023 Date of Refiled Filing: 11/14/2023 Jurisdiction Ends: 12/14/2023 Public Hearing: 12/14/2023

| <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 | 3701-52-05 | Exemption of retail tobacco stores. |

13 Department of Higher Education •

Total Rules: 1 Original Filing Date: 10/3/2023 Date of Refiled Filing: 11/15/2023 Jurisdiction Ends: 12/15/2023 Public Hearing: 11/6/2023

| <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 | 3333-1-22 | Nurse education assistance loan program. |

14 Department of Higher Education •

Total Rules: 1 Original Filing Date: 10/18/2023 Jurisdiction Ends: 12/22/2023 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 | 3333-1-17 | Rural Practice Incentive Program. |

15 Department of Higher Education •

Total Rules: 5 Original Filing Date: 10/27/2023 Jurisdiction Ends: 12/31/2023 Public Hearing: 12/5/2023

| <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 | No | Yes | 3333-1-02 | Definition of headcount enrollment and full-time equivalent enrollment, and requirements for higher education data reporting. |
| Amendment | Original Filing | No | Yes | 3333-1-02.1 | Relationship of enrollment data to state funding of higher education. |
| Amendment | Original Filing | No | Yes | 3333-1-21 | Action and investment funds. |
| Amendment | Original Filing | No | Yes | 3333-1-24 | Local administration of capital projects receiving over four million dollars in state capital appropriations. |
| Amendment | Original Filing | No | Yes | 3333-1-61 | Choose Ohio first scholarship program. |

16 Department of Insurance •

Total Rules: 2 Original Filing Date: 10/16/2023 Jurisdiction Ends: 12/20/2023 Public Hearing: 11/16/2023

| <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 | 3901-5-03 | Continuing education course. |
| Amendment | Original Filing | Yes | No | 3901-5-07 | Regulation of agent pre-licensing education. |

17 Department of Job and Family Services • Child Support

Total Rules: 5 Original Filing Date: 10/20/2023 Jurisdiction Ends: 12/24/2023 Public Hearing: 11/21/2023

| <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 | 5101:12-1-99 | Chapter 5101:12-1 forms - Ohio support enforcement program. |
| Amendment | Original Filing | No | Yes | 5101:12-40-15 | Acknowledgment of paternity. |
| Amendment | Original Filing | No | Yes | 5101:12-40-30 | Central paternity registry. |
| Amendment | Original Filing | No | Yes | 5101:12-40-99 | Chapter 5101:12-40 forms - paternity establishment. |
| Rescission | Original Filing | No | Yes | 5101:12-55-30 | State lottery prize award intercept. |

Total Rules: 1 Original Filing Date: 10/20/2023 Date of Revised Filing: 10/24/2023 Jurisdiction Ends: 12/24/2023 Public Hearing: 11/21/2023

| <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 | 5101:12-40-20 | Administrative determination of the existence or non-existence of a father and child relationship. |

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

Total Rules: 2 Original Filing Date: 10/12/2023 Jurisdiction Ends: 12/16/2023 Public Hearing: 11/15/2023

| <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 | 5101:2-5-20 | Initial application and completion of the foster care homestudy. |
| Amendment | Original Filing | Yes | Yes | 5101:2-48-12 | Completion of the adoption homestudy. |

19 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.

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Total Rules: 2 Original Filing Date: 10/10/2023

Jurisdiction Ends: 12/14/2023 Public Hearing: 11/15/2023

| <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 | 5101:2-33-55 | Education and training requirements for PCSA caseworkers. |
| Amendment | Original Filing | No | No | 5101:2-33-56 | Training requirements for PCSA supervisors. |

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

Total Rules: 3 Original Filing Date: 10/11/2023

Jurisdiction Ends: 12/15/2023 Public Hearing: 11/15/2023

| <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 | 5101:2-5-03 | Certification of an agency to perform specific functions. |
| Amendment | Original Filing | Yes | No | 5101:2-5-18 | Waivers and variances. |
| Amendment | Original Filing | Yes | No | 5101:2-9-42 | Qualified residential treatment program (QRTP). |

Total Rules: 1 Original Filing Date: 10/11/2023

Date of Revised Filing: 10/24/2023

Jurisdiction Ends: 12/15/2023

Public Hearing: 11/15/2023

| <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 | 5101:2-9-45 | Scholars residential center. |

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

Total Rules: 3 Original Filing Date: 10/25/2023

Jurisdiction Ends: 12/29/2023 Public Hearing: 11/28/2023

| <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 | 5101:2-46-01 | Administration of the Title IV-E kinship guardianship assistance program (KGAP). |
| Amendment | Original Filing | No | No | 5101:2-46-12 | Reimbursement of Title IV-E nonrecurring kinship guardianship assistance program (KGAP) expenses. |
| Amendment | Original Filing | No | No | 5101:2-56-05 | Reimbursement of nonrecurring state kinship guardianship assistance program (KGAP) expenses. |

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

Total Rules: 1 Original Filing Date: 10/11/2023

Jurisdiction Ends: 12/15/2023

Public Hearing: 11/15/2023

| <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 | 5101:2-9-25 | Residential parenting facility and crisis care facility location and programmatic requirements. |

23 Department of Job and Family Services • Hearings

Total Rules: 4 Original Filing Date: 10/13/2023

Date of Revised Filing: 10/24/2023

Jurisdiction Ends: 12/17/2023

Public Hearing: 11/15/2023

| <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 | No | Yes | 5101:6-50-01 | Chapter 119. hearings: definitions and scope of applicability. |
| Amendment | Revised Filing | No | Yes | 5101:6-50-03 | Chapter 119. hearings: notice and requesting a hearing. |
| Amendment | Revised Filing | No | Yes | 5101:6-50-05 | Chapter 119. hearings: appointment and powers of a hearing examiner and rules of practice. |
| Amendment | Revised Filing | No | Yes | 5101:6-50-07 | Chapter 119. hearings: discovery. |
| Total Rules: 1 | | Original Filing Date: 10/13/2023 | | Date of Revised Filing: 11/14/2023 | Jurisdiction Ends: 12/17/2023 Public Hearing: 11/15/2023 |
| <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 | 5101:6-50-09 | Chapter 119. hearings: conduct of the hearing and adjudication order. |

24 Department of Public Safety •

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|------------------|-----------------|---------------------------------|------------|---|--|
| Total Rules: 3 | | Original Filing Date: 11/3/2023 | | Jurisdiction Ends: 1/7/2024 Public Hearing: 12/4/2023 | |
| <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 | 4501-55-01 | Definitions. |
| Amendment | Original Filing | No | Yes | 4501-55-03 | Valid reasons for accessing confidential personal information. |
| Amendment | Original Filing | No | Yes | 4501-55-05 | Confidentiality statutes. |

25 Department of Rehabilitation and Correction •

| | | | | | |
|------------------|-----------------|----------------------------------|------------|--|--|
| Total Rules: 1 | | Original Filing Date: 10/24/2023 | | Jurisdiction Ends: 12/28/2023 Public Hearing: 11/27/2023 | |
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| Rescission | Original Filing | No | Yes | 5120-2-15 | Request for eighty per cent court release. |

26 Department of Rehabilitation and Correction •

| | | | | | |
|------------------|-----------------|----------------------------------|------------|---|---|
| Total Rules: 6 | | Original Filing Date: 10/30/2023 | | Jurisdiction Ends: 1/3/2024 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 | 5120-2-03 | Determination of minimum, maximum and definite sentences when multiple sentences are imposed. |
| Amendment | Original Filing | No | No | 5120-2-03.1 | Determination of stated prison terms and life sentences when multiple terms or sentences are imposed. |
| Amendment | Original Filing | No | No | 5120-2-03.2 | Determination of multiple sentences. |
| Amendment | Original Filing | No | No | 5120-2-04 | Reduction of minimum and maximum or definite sentence or stated prison term for jail time credit. |
| Amendment | Original Filing | No | No | 5120-2-05 | Time off for good behavior. |
| Amendment | Original Filing | No | No | 5120-2-07 | Days of credit for maintaining minimum security. |

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
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TENTATIVE REGULAR AGENDA

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27 Department of Rehabilitation and Correction • Notice Procedure

Total Rules: 1 Original Filing Date: 10/24/2023

Jurisdiction Ends: 12/28/2023 Public Hearing: 11/27/2023

| <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 | 5120:2-1-01 | Notice procedure. |

28 Department of Taxation •

Total Rules: 2 Original Filing Date: 10/18/2023

Jurisdiction Ends: 12/22/2023 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 | 5703-41-01 | Filing of returns and payments by electronic means. |
| Amendment | Original Filing | Yes | Yes | 5703-41-02 | Joint economic development zones and joint economic development districts. |

29 Department of Taxation •

Total Rules: 6 Original Filing Date: 10/23/2023

Jurisdiction Ends: 12/27/2023 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 | 5703-3-27 | Determining true value of average inventory of a manufacturer for personal property tax purposes. |
| Rescission | Original Filing | No | Yes | 5703-3-28 | Certain corporations to file county supplemental returns. |
| Rescission | Original Filing | No | Yes | 5703-3-29 | Personal property leased and used exclusively for agricultural purposes not subject to personal property tax. |
| Rescission | Original Filing | No | Yes | 5703-3-30 | Personal property in inventory of a merchant manufactured for agricultural use not subject to personal property tax. |
| Rescission | Original Filing | No | Yes | 5703-3-31 | Personal property tax valuation of completed goods owned by the manufacturer-lessor and held for lease or on lease to others. |
| Amendment | Original Filing | No | Yes | 5703-3-32 | Dealer in intangibles tax definition of "primarily". |

30 Department of Taxation •

Total Rules: 1 Original Filing Date: 10/23/2023

Jurisdiction Ends: 12/27/2023 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 | 5703-29-10 | Nonprofit organizations and contributions. |

31 Department of Taxation •

Total Rules: 7 Original Filing Date: 10/23/2023

Jurisdiction Ends: 12/27/2023 Public Hearing:

| <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.

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| | | | | | |
|-----------|-----------------|----|-----|---------------------------|--|
| Amendment | Original Filing | No | No | 5703-9-10 | Motor vehicles, off-highway motorcycles, and all-purpose vehicles; tax payment or exemption claim required for certificate of title. |
| Amendment | Original Filing | No | Yes | 5703-9-40 | Sales of personalty belonging to another. |
| Amendment | Original Filing | No | Yes | 5703-9-41 | Person engaged in advertising field. |
| Amendment | Original Filing | No | Yes | 5703-9-43 | Books, manuals, bulletins, lists or similar materials. |
| Amendment | Original Filing | No | Yes | 5703-9-45 | Sales; alleged exempt sales; submission of additional evidence. |
| Amendment | Original Filing | No | Yes | 5703-9-48 | Sales tax; purchases made with food stamp coupons. |
| Amendment | Original Filing | No | Yes | 5703-9-50 | Registration using central registration system. |

32 Ohio Department of Medicaid • Eligibility

Total Rules: 1 Original Filing Date: 9/29/2023 Date of Refiled Filing: 11/14/2023 Jurisdiction Ends: 12/14/2023 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 | Yes | 5160:1-2-06 | Medicaid: outstationing workers at disproportionate share hospitals and federally qualified health centers. |

33 Ohio Department of Medicaid • Eligibility

Total Rules: 1 Original Filing Date: 10/12/2023 Jurisdiction Ends: 12/16/2023 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 | 5160:1-2-05 | Medicaid: notice of privacy practices. |

34 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2023 Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

| <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 | 5160-10-01 | Durable medical equipment, prostheses, orthoses, and supplies (DMEPOS): general provisions. |

Total Rules: 1 Original Filing Date: 10/17/2023 Date of Revised Filing: 11/21/2023 Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

| <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 | 5160-10-01 | Durable medical equipment, prostheses, orthoses, and supplies (DMEPOS): general provisions. |

35 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2023 Date of Revised Filing: 11/7/2023 Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

| <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 | 5160-2-75 | Outpatient hospital reimbursement. |

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36 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2023

Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

| <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 | 5160-22-01 | Ambulatory surgery center (ASC) services: provider eligibility, coverage, and reimbursement. |

37 Ohio Department of Medicaid •

Total Rules: 3 Original Filing Date: 10/27/2023

Jurisdiction Ends: 12/31/2023 Public Hearing: 11/27/2023

| <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 | 5160-27-01 | Eligible provider for behavioral health services. |
| Amendment | Original Filing | No | Yes | 5160-27-10 | Substance use disorder targeted case management. |
| Amendment | Original Filing | No | Yes | 5160-27-11 | Behavioral health nursing services. |

Total Rules: 1 Original Filing Date: 10/27/2023

Date of Revised Filing: 11/3/2023

Jurisdiction Ends: 12/31/2023 Public Hearing: 11/27/2023

| <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 | 5160-27-01 | Eligible provider of community behavioral health services. |

38 Ohio Department of Medicaid •

Total Rules: 16 Original Filing Date: 10/17/2023

Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

| <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 | 5160-10-02 | DMEPOS: repair. |
| Amendment | Original Filing | No | Yes | 5160-10-08 | DMEPOS: high-frequency chest wall oscillation (HFCWO) devices. |
| Rescission | Original Filing | No | Yes | 5160-10-09 | DMEPOS: apnea monitors. |
| New Rule | Original Filing | No | No | 5160-10-09 | DMEPOS: apnea monitors. |
| Amendment | Original Filing | No | Yes | 5160-10-11 | DMEPOS: hearing aids. |
| Amendment | Original Filing | No | Yes | 5160-10-15 | DMEPOS: transcutaneous electrical nerve stimulation (TENS) units. |
| Amendment | Original Filing | No | Yes | 5160-10-17 | DMEPOS: pneumatic compression devices and accessories. |
| Amendment | Original Filing | No | Yes | 5160-10-18 | DMEPOS: hospital beds, bed accessories, and pressure-reducing support surfaces. |
| Amendment | Original Filing | No | Yes | 5160-10-23 | DMEPOS: pulse oximeters. |
| Amendment | Original Filing | No | Yes | 5160-10-24 | DMEPOS: speech-generating devices. |
| Amendment | Original Filing | No | Yes | 5160-10-27 | DMEPOS: continuous passive motion (CPM) devices. |

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| | | | | | |
|------------------|-----------------|----------------------------------|------------|-----------------------------------|--|
| Amendment | Original Filing | No | Yes | 5160-10-31 | DMEPOS: footwear and foot orthoses. |
| Amendment | Original Filing | No | Yes | 5160-10-32 | DMEPOS: ostomy supplies and urological supplies. |
| Rescission | Original Filing | No | Yes | 5160-10-33 | DMEPOS: commodes. |
| Amendment | Original Filing | No | Yes | 5160-10-34 | DMEPOS: wound dressings and related supplies. |
| Amendment | Original Filing | No | Yes | 5160-10-35 | DMEPOS: cranial remolding devices. |
| Total Rules: 1 | | Original Filing Date: 10/17/2023 | | Date of Revised Filing: 11/3/2023 | Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023 |
| <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 | 5160-10-30 | DMEPOS: ambulation aids. |

39 Ohio Department of Medicaid •

| | | | | | |
|------------------|-----------------|----------------------------------|------------|--|--------------------|
| Total Rules: 2 | | Original Filing Date: 10/17/2023 | | Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023 | |
| <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 | 5160-6-01 | Eye care services. |
| New Rule | Original Filing | No | No | 5160-6-01 | Eye care services. |

40 Ohio Department of Medicaid •

| | | | | | |
|------------------|-----------------|----------------------------------|------------|--|-------------------------|
| Total Rules: 1 | | Original Filing Date: 10/17/2023 | | Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023 | |
| <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 | 5160-19-04 | Episode based payments. |

41 Ohio Department of Medicaid •

| | | | | | |
|------------------|----------------|----------------------------------|------------|------------------------------------|---|
| Total Rules: 1 | | Original Filing Date: 10/13/2023 | | Date of Revised Filing: 11/17/2023 | Jurisdiction Ends: 12/17/2023 Public Hearing: 11/13/2023 |
| <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 | 5160-44-32 | Home and community based medicaid waiver program provider and direct care worker relationships. |

42 Ohio Department of Medicaid •

| | | | | | |
|------------------|----------------|----------------------------------|------------|------------------------------------|--|
| Total Rules: 1 | | Original Filing Date: 10/17/2023 | | Date of Revised Filing: 11/21/2023 | Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023 |
| <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 | 5160-5-01 | Dental services. |

43 Ohio Department of Medicaid •

| | | | | | |
|----------------|--|----------------------------------|--|--|--|
| Total Rules: 1 | | Original Filing Date: 10/17/2023 | | Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023 | |
|----------------|--|----------------------------------|--|--|--|

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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 | No | Yes | 5160-2-66 | Capital costs. |

44 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2023 Date of Revised Filing: 11/21/2023 Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

| <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 | 5160-4-21 | Anesthesia services. |

45 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2023 Date of Revised Filing: 11/21/2023 Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

| <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. |

46 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2023 Date of Revised Filing: 11/21/2023 Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

| <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 | 5160-15-28 | Transportation: services from an eligible provider: payment. |

47 Ohio Department of Medicaid •

Total Rules: 2 Original Filing Date: 10/17/2023 Date of Revised Filing: 11/21/2023 Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

| <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 | 5160-31-03 | Eligibility for enrollment in the PASSPORT HCBS waiver program. |
| Amendment | Original Filing | No | No | 5160-46-02 | Ohio home care waiver program: eligibility and enrollment. |

48 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2023 Date of Revised Filing: 11/21/2023 Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

| <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 | 5160-13-02 | Dialysis services rendered by a dialysis center. |

49 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2023 Date of Refiled Filing: 11/29/2023 Jurisdiction Ends: 12/29/2023 Public Hearing: 11/17/2023

| <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 | 5160-59-03.2 | OhioRISE: care coordination. |

50 Ohio Department of Medicaid •

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Total Rules: 2 Original Filing Date: 10/17/2023

Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

| <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 | 5160-27-03 | Reimbursement for community behavioral health services. |
| Amendment | Original Filing | No | No | 5160-59-03.3 | OhioRISE: intensive home-based treatment service. |

51 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/27/2023

Date of Revised Filing: 10/27/2023

Jurisdiction Ends: 12/31/2023 Public Hearing: 11/27/2023

| <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 | 5160-2-10 | Payment policies for disproportionate share and indigent care adjustments for psychiatric hospitals. |

52 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2023

Date of Revised Filing: 11/7/2023

Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

| <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 | 5160-2-65 | Inpatient hospital reimbursement. |

53 Ohio Department of Medicaid •

Total Rules: 6 Original Filing Date: 10/16/2023

Jurisdiction Ends: 12/20/2023 Public Hearing: 11/16/2023

| <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 | 5160-1-06.1 | Home and community-based service waivers: PASSPORT. |
| Amendment | Original Filing | No | Yes | 5160-1-06.5 | Home and community based services (HCBS) waivers: assisted living. |
| Amendment | Original Filing | No | Yes | 5160-12-05 | Reimbursement: home health services. |
| Amendment | Original Filing | No | Yes | 5160-12-06 | Reimbursement: private duty nursing services. |
| Amendment | Original Filing | No | Yes | 5160-46-06 | Ohio home care waiver program: reimbursement rates and billing procedures. |
| Amendment | Original Filing | No | Yes | 5160-46-06.1 | Ohio home care waiver program: home care attendant services reimbursement rates and billing procedures. |

54 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2023

Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

| <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 | 5160-2-76 | Outpatient hospital behavioral health services. |

55 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2023

Jurisdiction Ends: 12/21/2023 Public Hearing: 11/17/2023

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|------------------|-----------------|------------|------------|---------------------------|--------------------------------|
| Amendment | Original Filing | No | No | 5160-2-60 | Hospital cost coverage add-on. |

56 Ohio Public Works Commission •

Total Rules: 45 Original Filing Date: 10/26/2023

Jurisdiction Ends: 12/30/2023 Public Hearing: 11/28/2023

| <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 | 164-1-01 | Definitions. |
| Amendment | Original Filing | No | Yes | 164-1-11 | Project selection criteria. |
| Amendment | Original Filing | No | Yes | 164-1-15 | Applicant's share of project costs; ineligible costs. |
| Amendment | Original Filing | No | Yes | 164-1-17 | Multi-subcivision and multi-district projects. |
| Amendment | Original Filing | No | Yes | 164-1-18 | Funding time limitations; multi-year projects. |
| Amendment | Original Filing | No | Yes | 164-1-19 | Emergency projects. |
| Amendment | Original Filing | No | Yes | 164-1-21 | Project agreement. |
| Amendment | Original Filing | No | Yes | 164-1-24 | Project audit requirements. |
| Amendment | Original Filing | No | Yes | 164-1-33 | District administration costs. |
| New Rule | Original Filing | No | No | 164-1-34 | Contingency line items and change orders. |
| New Rule | Original Filing | No | No | 164-1-35 | District methodologies. |
| New Rule | Original Filing | No | No | 164-1-36 | Engineering costs. |
| New Rule | Original Filing | No | No | 164-1-37 | Late loan payments and access to funds. |
| New Rule | Original Filing | No | No | 164-1-38 | Loan assistance. |
| New Rule | Original Filing | No | No | 164-1-39 | Privacy policy. |
| New Rule | Original Filing | No | No | 164-1-40 | Project schedule. |
| New Rule | Original Filing | No | No | 164-1-41 | Small government. |
| New Rule | Original Filing | No | No | 164-1-42 | Subdivision codes. |
| New Rule | Original Filing | No | No | 164-2-01 | Definitions. |
| New Rule | Original Filing | No | No | 164-2-02 | Access to funds and late infrastructure loan payments. |
| New Rule | Original Filing | No | No | 164-2-03 | Appraisals. |
| New Rule | Original Filing | No | No | 164-2-04 | Carbon credits. |
| New Rule | Original Filing | No | No | 164-2-05 | Deed restrictions and long-term ownership or control. |
| New Rule | Original Filing | No | No | 164-2-06 | Eligible, ineligible items, and activities. |
| New Rule | Original Filing | No | No | 164-2-07 | Engineering fees. |

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JOINT COMMITTEE ON AGENCY RULE REVIEW

12/11/2023 - 1:30 PM

Statehouse Hearing Room 121(William McKinley Room)

TENTATIVE REGULAR AGENDA

TENTATIVE REGULAR AGENDA

| | | | | | |
|----------|-----------------|----|----|--------------------------|--|
| New Rule | Original Filing | No | No | 164-2-08 | Environmental site assessment (ESA) and suspected environmental contamination. |
| New Rule | Original Filing | No | No | 164-2-09 | Farmland preservation. |
| New Rule | Original Filing | No | No | 164-2-10 | Forest ecosystem and sustainability. |
| New Rule | Original Filing | No | No | 164-2-11 | Mineral rights, oil, and gas. |
| New Rule | Original Filing | No | No | 164-2-12 | Natural resources assistance council (NRAC) methodologies. |
| New Rule | Original Filing | No | No | 164-2-13 | Project signs. |
| New Rule | Original Filing | No | No | 164-2-14 | Park districts and park authorities project support documentation. |
| New Rule | Original Filing | No | No | 164-2-15 | Privacy policy. |
| New Rule | Original Filing | No | No | 164-2-16 | Project agreement; scope changes. |
| New Rule | Original Filing | No | No | 164-2-17 | Project schedule. |
| New Rule | Original Filing | No | No | 164-2-18 | Protected real property exchange. |
| New Rule | Original Filing | No | No | 164-2-19 | Requests to proceed and title insurance. |
| New Rule | Original Filing | No | No | 164-2-20 | Resolutions of support, improvements only projects. |
| New Rule | Original Filing | No | No | 164-2-21 | Restoration work on clean Ohio property. |
| New Rule | Original Filing | No | No | 164-2-22 | Revenue-producing activities. |
| New Rule | Original Filing | No | No | 164-2-23 | Stream restoration and property ownership. |
| New Rule | Original Filing | No | No | 164-2-24 | Structures. |
| New Rule | Original Filing | No | No | 164-2-25 | Subdivision codes. |
| New Rule | Original Filing | No | No | 164-2-26 | Surveys. |
| New Rule | Original Filing | No | No | 164-2-27 | Utility easements. |

57 Public Utilities Commission of Ohio • Utilities

Total Rules: 1 Original Filing Date: 10/23/2023 Jurisdiction Ends: 12/27/2023 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 | 4901:1-36-04 | Limitations. |

58 State Board of Deposit •

Total Rules: 1 Original Filing Date: 10/17/2023 Date of Revised Filing: 10/27/2023 Jurisdiction Ends: 12/21/2023 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 | 135-2-01 | Investment limitations for state interim funds. |

59 State Board of Emergency Medical, Fire, and Transportation 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
12/11/2023 - 1:30 PM
Statehouse Hearing Room 121(William McKinley Room)

TENTATIVE REGULAR AGENDA

TENTATIVE REGULAR AGENDA

Total Rules: 25 Original Filing Date: 10/26/2023

Jurisdiction Ends: 12/30/2023 Public Hearing: 12/4/2023

| <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 | 4765-22-02 | Professional standards of conduct for fire, assistant fire, live fire, and fire safety inspector instructors. |
| Amendment | Original Filing | No | Yes | 4765-24-02 | Classification of firefighter, fire safety inspector, and instructor training courses. |
| Amendment | Original Filing | No | Yes | 4765-24-03 | Qualifications for a fire charter. |
| Amendment | Original Filing | No | Yes | 4765-24-05 | Renewal of a fire charter. |
| Amendment | Original Filing | No | Yes | 4765-24-06 | Notification to executive director. |
| Amendment | Original Filing | No | Yes | 4765-24-07 | Reinstatement of an expired or voluntarily surrendered fire charter or classification. |
| Amendment | Original Filing | No | Yes | 4765-24-08 | Reinstatement of a revoked fire charter or classification. |
| Amendment | Original Filing | No | Yes | 4765-24-09 | Volunteer firefighter course. |
| Amendment | Original Filing | No | Yes | 4765-24-10 | Firefighter I transition course. |
| Amendment | Original Filing | No | Yes | 4765-24-11 | Firefighter I course. |
| Amendment | Original Filing | No | Yes | 4765-24-12 | Firefighter II transition course. |
| Amendment | Original Filing | No | Yes | 4765-24-13 | Firefighter I and II course. |
| Amendment | Original Filing | No | Yes | 4765-24-14 | Fire safety inspector and hazard recognition officer courses. |
| Amendment | Original Filing | No | Yes | 4765-24-15 | Fire instructor, assistant fire instructor, and live fire instructor courses. |
| Rescission | Original Filing | No | Yes | 4765-24-16 | Fire safety inspector instructor course. |
| Amendment | Original Filing | No | Yes | 4765-24-17 | Fire instructor, live fire instructor, and fire safety inspector instructor trainers. |
| Amendment | Original Filing | No | Yes | 4765-24-18 | Fire charter offsite locations. |
| Amendment | Original Filing | No | Yes | 4765-24-19 | Online education and distance learning for fire safety inspector and instructor training courses offered through a chartered program. |
| Amendment | Original Filing | No | Yes | 4765-24-20 | Written examination administration requirements. |
| Amendment | Original Filing | No | Yes | 4765-24-21 | Practical skills examination administration requirements. |
| New Rule | Original Filing | No | No | 4765-24-22 | Establishing Test Security and Reporting. |
| New Rule | Original Filing | No | No | 4765-24-23 | Incident reporting. |
| New Rule | Original Filing | No | No | 4765-24-24 | Standards for the ethical use of examinations. |
| Amendment | Original Filing | No | Yes | 4765-25-01 | Definitions. |
| Amendment | Original Filing | No | Yes | 4765-25-02 | Incorporated by reference. |

60 State Board of Emergency Medical, Fire, and Transportation Services •

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

Total Rules: 25 Original Filing Date: 10/26/2023

Jurisdiction Ends: 12/30/2023 Public Hearing: 12/4/2023

| <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 | 4765-20-02 | Qualifications for a firefighter certificate. |
| Amendment | Original Filing | No | Yes | 4765-20-03 | Qualifications for a fire safety inspector or hazard recognition officer certificate. |
| Amendment | Original Filing | No | Yes | 4765-20-06 | Firefighter, fire safety inspector, and hazard recognition officer examinations. |
| Amendment | Original Filing | No | Yes | 4765-20-07 | Renewal of a firefighter, fire safety inspector, or hazard recognition officer certificate. |
| Amendment | Original Filing | No | Yes | 4765-20-08 | Reinstatement of a firefighter, fire safety inspector, or hazard recognition officer certificate. |
| Amendment | Original Filing | No | Yes | 4765-20-09 | Reinstatement of a revoked firefighter, fire safety inspector, or hazard recognition officer certificate. |
| Amendment | Original Filing | No | Yes | 4765-20-10 | Firefighter certification by reciprocity. |
| Amendment | Original Filing | No | Yes | 4765-20-11 | Firefighter continuing education. |
| Amendment | Original Filing | No | Yes | 4765-20-12 | Fire safety inspector and hazard recognition officer continuing education. |
| Amendment | Original Filing | No | Yes | 4765-20-15 | Voluntary surrender or drop back of firefighter, fire safety inspector, or hazard recognition officer certificate. |
| Amendment | Original Filing | No | Yes | 4765-20-16 | Firefighter, fire safety inspector, or hazard recognition officer certification cycles and continuing education requirements. |
| Amendment | Original Filing | No | Yes | 4765-21-01 | General provisions. |
| Amendment | Original Filing | No | Yes | 4765-21-02 | Notification to the executive director of change of personal information. |
| Amendment | Original Filing | No | Yes | 4765-21-03 | Qualifications for an instructor certificate. |
| Rescission | Original Filing | No | Yes | 4765-21-04 | Application for a fire instructor, assistant fire instructor, live fire instructor, or fire safety inspector instructor certificate to teach. |
| Rescission | Original Filing | No | Yes | 4765-21-05 | Fire instructor, assistant fire instructor, and fire safety inspector instructor examinations. |
| Amendment | Original Filing | No | Yes | 4765-21-06 | Renewal of a fire instructor, assistant fire instructor, live fire instructor, or fire safety inspector instructor certificate to teach. |
| Amendment | Original Filing | No | Yes | 4765-21-07 | Reinstatement of a fire instructor, assistant fire instructor, live fire instructor, or fire safety inspector instructor certificate to teach. |
| Amendment | Original Filing | No | Yes | 4765-21-08 | Reinstatement of a revoked fire instructor, assistant fire instructor, live fire instructor, and fire safety inspector instructor certificate. |
| Amendment | Original Filing | No | Yes | 4765-21-09 | Reciprocity for fire instructor. |

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
12/11/2023 - 1:30 PM
Statehouse Hearing Room 121(William McKinley Room)

TENTATIVE REGULAR AGENDA

TENTATIVE REGULAR AGENDA

| | | | | | |
|------------|-----------------|----|-----|----------------------------|--|
| Rescission | Original Filing | No | Yes | 4765-21-10 | EMS instructor seeking fire instructor or fire safety inspector instructor certification. |
| Rescission | Original Filing | No | Yes | 4765-21-11 | Fire instructor or fire safety inspector instructor crossover certification. |
| Amendment | Original Filing | No | Yes | 4765-21-12 | Extension of continuing education requirement for fire instructor, assistant fire instructor, live fire instructor, or fire safety inspector instructor. |
| Amendment | Original Filing | No | Yes | 4765-21-13 | Exemption from fire instructor, assistant fire instructor, live fire instructor, or fire safety inspector instructor renewal requirements. |
| Amendment | Original Filing | No | Yes | 4765-21-15 | Instructor certification cycles and renewal education requirements. |

61 State Board of Pharmacy • Pharmacists

| | | | | | |
|------------------|---------------------------------|------------------------------------|-------------------------------|-----------------------------|--|
| Total Rules: 1 | Original Filing Date: 9/18/2023 | Date of Refiled Filing: 11/15/2023 | Jurisdiction Ends: 12/15/2023 | Public Hearing: 10/24/2023 | |
| <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 | 4729:1-5-01 | Pharmacist continuing education - definitions. |

62 State Board of Pharmacy • Pharmacy Interns

| | | | | | |
|------------------|---------------------------------|------------------------------------|-------------------------------|-----------------------------|--|
| Total Rules: 2 | Original Filing Date: 9/18/2023 | Date of Refiled Filing: 11/15/2023 | Jurisdiction Ends: 12/15/2023 | Public Hearing: 10/24/2023 | |
| <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 | 4729:2-1-01 | Definitions - pharmacy interns. |
| Amendment | Refiled Filing | Yes | Yes | 4729:2-2-08 | Pharmacy intern change of name, address or employment. |

63 State Board of Pharmacy • Pharmacy Technicians

| | | | | | |
|------------------|---------------------------------|------------------------------------|-------------------------------|-----------------------------|---|
| Total Rules: 2 | Original Filing Date: 9/18/2023 | Date of Refiled Filing: 11/15/2023 | Jurisdiction Ends: 12/15/2023 | Public Hearing: 10/24/2023 | |
| <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 | 4729:3-2-01 | Registration procedures. |
| Amendment | Refiled Filing | Yes | Yes | 4729:3-3-02 | Approved pharmacy technician training programs. |

64 State Board of Pharmacy •

| | | | | | |
|------------------|---------------------------------|------------------------------------|-------------------------------|----------------------------|---|
| Total Rules: 1 | Original Filing Date: 9/18/2023 | Date of Refiled Filing: 11/15/2023 | Jurisdiction Ends: 12/15/2023 | Public Hearing: 10/24/2023 | |
| <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 | 4729-6-01 | Continuing education providers - definitions. |

65 State Racing Commission •

| | | | | | |
|------------------|--------------------------------|------------------------------------|-------------------------------|---------------------------|-------------------------|
| Total Rules: 2 | Original Filing Date: 8/2/2023 | Date of Refiled Filing: 11/28/2023 | Jurisdiction Ends: 12/28/2023 | Public Hearing: 9/5/2023 | |
| <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 | 3769-8-01 | Medication and testing. |

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

Amendment Refiled Filing Yes Yes [3769-18-01](#) Medication and testing.

66 Treasurer of State •

Total Rules: 12 Original Filing Date: 10/17/2023 Jurisdiction Ends: 12/21/2023 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 | 113-1-05 | Deposits with the treasurer of state. |
| Amendment | Original Filing | No | Yes | 113-4-01 | Intangible property tax and insurance company franchise tax payments. |
| Rescission | Original Filing | No | Yes | 113-4-02 | Public utilities excise tax payments. |
| Rescission | Original Filing | No | Yes | 113-7-01 | Linked deposit program. |
| New Rule | Original Filing | No | No | 113-7-01 | Linked deposit program definitions. |
| Rescission | Original Filing | No | Yes | 113-7-02 | Definitions. |
| New Rule | Original Filing | No | No | 113-7-02 | Eligibility of credit unions. |
| Rescission | Original Filing | No | Yes | 113-7-03 | Eligibility of credit unions. |
| New Rule | Original Filing | No | No | 113-7-03 | Application for and investment of interim moneys for credit unions. |
| Rescission | Original Filing | No | Yes | 113-7-04 | Application for and award of interim moneys for credit unions. |
| New Rule | Original Filing | No | No | 113-7-04 | Collateral and insurance. |
| Rescission | Original Filing | No | Yes | 113-7-05 | Collateral and insurance. |

Total Rules: 1 Original Filing Date: 10/17/2023 Date of Revised Filing: 10/27/2023 Jurisdiction Ends: 12/21/2023 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 | 113-4-03 | Motor vehicle and watercraft sales and use tax. |

67 Treasurer of State •

Total Rules: 2 Original Filing Date: 10/17/2023 Jurisdiction Ends: 12/21/2023 Public Hearing: 11/20/2023

| <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 | 113-7-05 | Treasurer of state's assessment rate. |
| Rescission | Original Filing | No | Yes | 113-7-06 | Treasurer's assessment rate. |