

JOINT COMMITTEE ON AGENCY RULE REVIEW
Agenda - 7/22/2024 - 1:30 PM
Senate Finance Hearing Room (Finan Hearing Room)



FINAL REGULAR AGENDA

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1 Department of Agriculture • Food Safety

Total Rules: 6 Original Filing Date: 5/20/2024

Jurisdiction Ends: 7/24/2024 Public Hearing: 6/27/2024

<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	901:3-12-01	Produce safety.
Amendment	Original Filing	Yes	Yes	901:3-12-02	Amended definitions.
Amendment	Original Filing	Yes	Yes	901:3-12-03	Deleted regulations.
Amendment	Original Filing	Yes	Yes	901:3-12-04	Modifications.
Rescission	Original Filing	Yes	Yes	901:3-12-05	Compliance dates.
Amendment	Original Filing	Yes	Yes	901:3-12-06	Voluntary registration.

2 Department of Developmental Disabilities •

Total Rules: 2 Original Filing Date: 6/4/2024

Jurisdiction Ends: 8/8/2024 Public Hearing: 7/12/2024

<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	5123-5-04	Denial, suspension, and revocation of adult services, business manager, and service and support administration registration and certification.
Rescission	Original Filing	No	Yes	5123-5-08	Certification standards for business managers of county boards of developmental disabilities.

Total Rules: 1 Original Filing Date: 6/4/2024

Date of Revised Filing: 6/14/2024

Jurisdiction Ends: 8/8/2024

Public Hearing: 7/12/2024

<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	5123-5-08	Certification standards for business managers of county boards of developmental disabilities.

3 Department of Education and Workforce •

Total Rules: 2 Original Filing Date: 4/12/2024

Date of Refiled Filing: 6/24/2024

Jurisdiction Ends: 7/24/2024

Public Hearing: 5/16/2024

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Refiled Filing	No	Yes	3301-51-15	Operating standards for identifying and serving students who are gifted.

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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New Rule Refiled Filing No No [3301-51-15](#)

Operating standards for identifying and serving students who are gifted.

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

Total Rules: 4 Original Filing Date: 5/31/2024

Jurisdiction Ends: 8/4/2024 Public Hearing: 7/2/2024

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
Amendment	Original Filing	No	Yes	5101:2-36-06
Amendment	Original Filing	No	Yes	5101:2-36-07
Amendment	Original Filing	No	Yes	5101:2-36-08
Amendment	Original Filing	No	Yes	5101:2-36-10

<u>Rule Title</u>
PCSA requirements for a deserted child assessment/investigation.
PCSA requirement for conducting an assessment/investigation of the alleged withholding of medically indicated treatment from a disabled infant with life-threatening conditions.
PCSA requirements for involving a third party in the assessment/investigation of a child abuse or neglect report.
PCSA requirements for responding to family in need of services reports.

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

Total Rules: 4 Original Filing Date: 5/29/2024

Jurisdiction Ends: 8/2/2024 Public Hearing: 7/2/2024

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
Amendment	Original Filing	No	Yes	5101:2-36-11
Amendment	Original Filing	No	No	5101:2-37-01
Amendment	Original Filing	No	No	5101:2-37-02
Amendment	Original Filing	No	No	5101:2-37-03

<u>Rule Title</u>
Extending time frames for completion or waiving completion of assessment/investigation activities.
PCSA requirements for completing the safety assessment.
PCSA requirements for completing the safety plan.
PCSA requirements for completing the family assessment.

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

Total Rules: 10 Original Filing Date: 5/31/2024

Jurisdiction Ends: 8/4/2024 Public Hearing: 7/2/2024

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
Amendment	Original Filing	No	Yes	5101:2-36-01
New Rule	Original Filing	No	No	5101:2-36-02
Amendment	Original Filing	No	Yes	5101:2-36-03
Amendment	Original Filing	No	Yes	5101:2-36-04
Amendment	Original Filing	No	Yes	5101:2-36-05
Amendment	Original Filing	No	Yes	5101:2-36-09

<u>Rule Title</u>
Intake and screening procedures for child abuse, neglect, dependency and family in need of services reports; and information and/or referral intakes.
PCSA requirements for determining lead agency for screening and assessments/investigations.
PCSA requirements for intra-familial child abuse and/or neglect assessment/investigations.
PCSA requirements for conducting a specialized assessment/investigation.
PCSA requirements for conducting stranger danger investigations.
Requirements for dependent child assessments.

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

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Amendment	Original Filing	No	Yes	5101:2-36-12	PCSA requirements for cross-referring reports of child abuse and/or neglect.
Rescission	Original Filing	No	Yes	5101:2-36-13	Intrastate and interstate referral procedures for children's protective services.
Amendment	Original Filing	No	Yes	5101:2-36-14	Protective service alert.
Amendment	Original Filing	No	Yes	5101:2-36-20	Public children services agencies assessment requirements for child abuse and neglect reports in alternative response.

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

Total Rules: 1 Original Filing Date: 5/29/2024 Jurisdiction Ends: 8/2/2024 Public Hearing: 7/2/2024

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	Yes	5101:2-1-01	Children services definitions of terms.

8 Department of Job and Family Services - Unemployment Compensation •

Total Rules: 7 Original Filing Date: 5/28/2024 Jurisdiction Ends: 8/1/2024 Public Hearing: 7/2/2024

<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	4141-16-01	Disclosure of income and eligibility verification system information.
Rescission	Original Filing	No	Yes	4141-16-02	Agreement between department of job and family services and requesting agency.
Rescission	Original Filing	No	Yes	4141-16-03	Protection of confidentiality.
Rescission	Original Filing	No	Yes	4141-43-01	Exchange and disclosure of information.
New Rule	Original Filing	No	No	4141-43-01	Exchange and disclosure of information.
Rescission	Original Filing	No	Yes	4141-43-02	Disclosure of confidential information to public child support enforcement agencies, public assistance agencies, employment and training agencies, prosecuting authorities, and other public officials and governmental agencies.
Rescission	Original Filing	No	Yes	4141-43-03	Disclosure of wage information to a consumer reporting agency.

9 Department of Transportation • Division of Highways

Total Rules: 1 Original Filing Date: 5/15/2024 Date of Refiled Filing: 6/24/2024 Jurisdiction Ends: 7/24/2024 Public Hearing: 6/24/2024

<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	No	5501:2-10-02	Posting of signs advising that penalties are increased within construction zones.

10 Department of Youth Services •

Total Rules: 1 Original Filing Date: 6/3/2024 Jurisdiction Ends: 8/7/2024 Public Hearing: 7/9/2024

<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	5139-68-02	Disposition investigation report and transfer of physical custody.

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

11 Ohio Casino Control Commission •

Total Rules: 1 Original Filing Date: 5/29/2024 Jurisdiction Ends: 8/2/2024 Public Hearing: 7/1/2024

<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	3772-29-01	Approval for debt transactions.

12 Ohio Casino Control Commission •

Total Rules: 12 Original Filing Date: 5/31/2024 Jurisdiction Ends: 8/4/2024 Public Hearing: 7/1/2024

<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	3772-74-02	Authority and purpose.
Rescission	Original Filing	Yes	Yes	3772-74-08	Management company licensure.
Rescission	Original Filing	Yes	Yes	3772-74-10.1	Initial internal procedure submissions.
Amendment	Original Filing	Yes	Yes	3772-74-11	Prohibited activities.
Rescission	Original Filing	Yes	Yes	3772-74-12	Duties of fantasy contest operators.
New Rule	Original Filing	Yes	No	3772-74-12	Duties of fantasy contest operators.
Rescission	Original Filing	Yes	Yes	3772-74-13	Duties of key employees.
Rescission	Original Filing	Yes	Yes	3772-74-14	Duties of management company applicants or licensees.
Rescission	Original Filing	Yes	Yes	3772-74-15	Inspection and audits.
New Rule	Original Filing	Yes	No	3772-74-15	Inspections and audits.
Rescission	Original Filing	Yes	Yes	3772-74-17	Hearings.
New Rule	Original Filing	Yes	No	3772-74-17	Hearings.

13 Ohio Department of Medicaid •

Total Rules: 2 Original Filing Date: 5/31/2024 Jurisdiction Ends: 8/4/2024 Public Hearing: 7/1/2024

<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	5160-41-19	Level one waiver-payment standards.
Amendment	Original Filing	No	Yes	5160-41-20	Self-empowered life funding waiver - payment standards.

Total Rules: 1 Original Filing Date: 5/31/2024 Date of Revised Filing: 6/20/2024 Jurisdiction Ends: 8/4/2024 Public Hearing: 7/1/2024

<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	5160-41-18	Individual options waiver-payment standards.

14 Ohio Department of Medicaid •

Total Rules: 2 Original Filing Date: 5/31/2024 Jurisdiction Ends: 8/4/2024 Public Hearing: 7/1/2024

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Amendment	Original Filing	No	No	5160-59-02	OhioRISE: eligibility and enrollment.
Amendment	Original Filing	No	No	5160-59-03.3	OhioRISE: intensive home-based treatment service.

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

Total Rules: 7 Original Filing Date: 5/31/2024 Jurisdiction Ends: 8/4/2024 Public Hearing: 7/1/2024

<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	4755:3-1-02	Examination requirements.
New Rule	Original Filing	Yes	No	4755:3-1-05	Biennial renewal of license.
New Rule	Original Filing	Yes	No	4755:3-2-02	Scope of practice.
New Rule	Original Filing	Yes	No	4755:3-2-04	Referring practitioner.
New Rule	Original Filing	Yes	No	4755:3-2-06	Delegation of tasks to unlicensed persons.
New Rule	Original Filing	Yes	No	4755:3-3-02	Waivers for continuing education.
New Rule	Original Filing	Yes	No	4755:3-3-03	Approval of an event.

Total Rules: 1 Original Filing Date: 5/31/2024 Date of Revised Filing: 6/13/2024 Jurisdiction Ends: 8/4/2024 Public Hearing: 7/1/2024

<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	4755:3-2-07	Athletic training students.

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

Total Rules: 6 Original Filing Date: 5/31/2024 Jurisdiction Ends: 8/4/2024 Public Hearing: 7/1/2024

<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	4755:1-2-01	Code of ethical conduct.
New Rule	Original Filing	Yes	No	4755:1-2-02	Occupational therapy practice defined.
New Rule	Original Filing	Yes	No	4755:1-2-03	Roles and responsibilities.
New Rule	Original Filing	Yes	No	4755:1-2-04	Delegation.
New Rule	Original Filing	Yes	No	4755:1-2-06	Telehealth.
New Rule	Original Filing	Yes	No	4755:1-2-07	Required credential to indicate licensure or student status.

Total Rules: 1 Original Filing Date: 5/31/2024 Date of Revised Filing: 6/13/2024 Jurisdiction Ends: 8/4/2024 Public Hearing: 7/1/2024

<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	4755:1-2-05	Supervision.

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

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Total Rules: 44 Original Filing Date: 5/31/2024

Jurisdiction Ends: 8/4/2024

Public Hearing: 7/1/2024

<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	4755-3-15	Military provisions.
Rescission	Original Filing	Yes	Yes	4755-7-01	Occupational therapy practice defined.
Rescission	Original Filing	Yes	Yes	4755-7-02	Roles and responsibilities.
Rescission	Original Filing	Yes	Yes	4755-7-03	Delegation.
Rescission	Original Filing	Yes	Yes	4755-7-04	Supervision.
Rescission	Original Filing	Yes	Yes	4755-7-05	Telehealth.
Rescission	Original Filing	Yes	Yes	4755-7-08	Code of ethical conduct.
Rescission	Original Filing	Yes	Yes	4755-7-10	Required credential to indicate licensure or student status.
Rescission	Original Filing	Yes	Yes	4755-23-01	Applications for initial license.
Rescission	Original Filing	Yes	Yes	4755-23-06	Biennial renewal of licensure.
Rescission	Original Filing	Yes	Yes	4755-23-08	Continuing education.
Rescission	Original Filing	Yes	Yes	4755-23-09	Waivers for continuing education.
Rescission	Original Filing	Yes	Yes	4755-23-10	Reinstatement of license.
Rescission	Original Filing	Yes	Yes	4755-23-16	Physical therapy compact privileges.
Rescission	Original Filing	Yes	Yes	4755-23-17	Military provisions.
Rescission	Original Filing	Yes	Yes	4755-27-01	Physical therapy practice defined.
Rescission	Original Filing	Yes	Yes	4755-27-02	Physical therapist assistant.
Rescission	Original Filing	Yes	Yes	4755-27-03	Delegation.
Rescission	Original Filing	Yes	Yes	4755-27-04	Supervision.
Rescission	Original Filing	Yes	Yes	4755-27-05	Code of ethical conduct for physical therapists and physical therapist assistants.
Rescission	Original Filing	Yes	Yes	4755-27-06	Reporting requirements.
Rescission	Original Filing	Yes	Yes	4755-27-07	Documentation.
Rescission	Original Filing	Yes	Yes	4755-27-09	Telehealth.
Rescission	Original Filing	Yes	Yes	4755-29-01	Referrals.
Rescission	Original Filing	Yes	Yes	4755-41-04	Scope of practice.
Rescission	Original Filing	Yes	Yes	4755-42-02	Referring practitioner.
Rescission	Original Filing	Yes	Yes	4755-43-02	Examination requirements.
Rescission	Original Filing	Yes	Yes	4755-43-08	Biennial renewal of license.

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Rescission	Original Filing	Yes	Yes	4755-43-11	Approval of an event.
Rescission	Original Filing	Yes	Yes	4755-43-12	Military provisions.
Rescission	Original Filing	Yes	Yes	4755-45-02	Waivers for continuing education.
Rescission	Original Filing	Yes	Yes	4755-46-01	Delegation of tasks to unlicensed persons.
Rescission	Original Filing	Yes	Yes	4755-46-02	Athletic training students.
Rescission	Original Filing	Yes	Yes	4755-62-02	Device-related and scope of practice definitions.
Rescission	Original Filing	Yes	Yes	4755-63-03	Educational programs.
Rescission	Original Filing	Yes	Yes	4755-63-04	Certificate program requirements.
Rescission	Original Filing	Yes	Yes	4755-63-05	Examinations.
Rescission	Original Filing	Yes	Yes	4755-63-08	Biennial renewal of license.
Rescission	Original Filing	Yes	Yes	4755-63-09	Reinstatement of licensure.
Rescission	Original Filing	Yes	Yes	4755-63-13	Military provisions.
Rescission	Original Filing	Yes	Yes	4755-63-14	Foreign education licensure.
Rescission	Original Filing	Yes	Yes	4755-65-01	Continuing education requirements and reporting.
Rescission	Original Filing	Yes	Yes	4755-65-02	Waivers for continuing education.
Rescission	Original Filing	Yes	Yes	4755-70-01	3-D printing of open-source prosthetic kits.

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

Total Rules: 1 Original Filing Date: 5/31/2024 Jurisdiction Ends: 8/4/2024 Public Hearing: 7/1/2024

<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	4755-3-04	Military provisions.

19 Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board • Orthotics, Prosthetics, Pedorthics

Total Rules: 10 Original Filing Date: 5/31/2024 Jurisdiction Ends: 8/4/2024 Public Hearing: 7/1/2024

<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	4755:4-1-03	Educational programs.
New Rule	Original Filing	Yes	No	4755:4-1-04	Certificate program requirements.
New Rule	Original Filing	Yes	No	4755:4-1-05	Examinations.
New Rule	Original Filing	Yes	No	4755:4-1-06	Biennial renewal of license.
New Rule	Original Filing	Yes	No	4755:4-1-07	Reinstatement of licensure.
New Rule	Original Filing	Yes	No	4755:4-1-08	International education licensure.
New Rule	Original Filing	Yes	No	4755:4-2-03	Device-related and scope of practice definitions.

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

New Rule	Original Filing	Yes	No	4755:4-3-01	Continuing education requirements and reporting.
New Rule	Original Filing	Yes	No	4755:4-3-02	Waivers for continuing education.
New Rule	Original Filing	Yes	No	4755:4-4-01	3-D printing of open-source prosthetic kits.

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

Total Rules: 14 Original Filing Date: 5/31/2024 Jurisdiction Ends: 8/4/2024 Public Hearing: 7/1/2024

<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	4755:2-1-01	Applications for initial license.
New Rule	Original Filing	Yes	No	4755:2-1-05	Biennial renewal of licensure.
New Rule	Original Filing	Yes	No	4755:2-1-06	Reinstatement of license.
New Rule	Original Filing	Yes	No	4755:2-1-09	Physical therapy compact privileges.
New Rule	Original Filing	Yes	No	4755:2-2-01	Code of ethical conduct for physical therapists and physical therapist assistants.
New Rule	Original Filing	Yes	No	4755:2-2-02	Physical therapy practice defined.
New Rule	Original Filing	Yes	No	4755:2-2-03	Physical therapist assistant.
New Rule	Original Filing	Yes	No	4755:2-2-04	Delegation.
New Rule	Original Filing	Yes	No	4755:2-2-05	Supervision.
New Rule	Original Filing	Yes	No	4755:2-2-06	Documentation.
New Rule	Original Filing	Yes	No	4755:2-2-07	Telehealth.
New Rule	Original Filing	Yes	No	4755:2-2-08	Referrals.
New Rule	Original Filing	Yes	No	4755:2-3-01	Continuing education.
New Rule	Original Filing	Yes	No	4755:2-3-02	Waivers for continuing education.

21 Ohio Veterans' Home Agency •

Total Rules: 1 Original Filing Date: 2/8/2024 Date of Refiled Filing: 6/24/2024 Jurisdiction Ends: 7/24/2024 Public Hearing: 3/18/2024

<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	No	5907-3-01	Admission.

22 Public Utilities Commission of Ohio • Utilities

Total Rules: 1 Original Filing Date: 4/30/2024 Date of Refiled Filing: 7/8/2024 Jurisdiction Ends: 8/7/2024 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Refiled Filing	Yes	Yes	4901:1-29-12	Customer billing and payments.

23 State Highway Patrol Retirement System •

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Jurisdiction Ends: 7/24/2024 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	5505-7-11	Dental and vision coverage.