

**JOINT COMMITTEE ON AGENCY RULE REVIEW**  
**Agenda - 9/27/2022 - 11:00 AM**  
**Senate Finance Hearing Room (Finan Hearing Room)**



**FINAL REGULAR AGENDA**

**FINAL REGULAR AGENDA**

**1 Attorney General • Crime Victims Compensation and Assistance**

Total Rules: 1      Original Filing Date: 7/25/2022      Jurisdiction Ends: 9/28/2022      Public Hearing: 8/25/2022

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	Yes	<a href="#">109:7-1-01</a>	Sexual assault examination protocol.

**2 Department of Commerce • Division of Financial Institutions: Credit Unions**

Total Rules: 2      Original Filing Date: 8/9/2022      Jurisdiction Ends: 10/13/2022      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	<a href="#">1301:9-2-04</a>	Charge-off of uncollectible loans and other losses and reserves.
Amendment	Original Filing	No	Exempt	<a href="#">1301:9-2-07.1</a>	Derivatives authority.

**3 Department of Education •**

Total Rules: 7      Original Filing Date: 8/11/2022      Jurisdiction Ends: 10/15/2022      Public Hearing: 9/20/2022

<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	<a href="#">3301-35-01</a>	Purpose and definitions.
Amendment	Original Filing	Yes	No	<a href="#">3301-35-03</a>	Blended learning.
New Rule	Original Filing	Yes	No	<a href="#">3301-35-16</a>	Online learning.
Amendment	Original Filing	Yes	Yes	<a href="#">3301-40-03</a>	Procedures.
Amendment	Original Filing	Yes	Yes	<a href="#">3301-40-04</a>	Employees.
Amendment	Original Filing	Yes	Yes	<a href="#">3301-40-07</a>	Appeals.
New Rule	Original Filing	Yes	No	<a href="#">3301-40-08</a>	Property disposal procedures.

**4 Department of Education •**

Total Rules: 5      Original Filing Date: 8/11/2022      Jurisdiction Ends: 10/15/2022      Public Hearing: 9/20/2022

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	No	<a href="#">3301-51-11</a>	Preschool children eligible for special education.

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	<a href="#">3301-92-02</a>	Capital improvement and maintenance fund.
Rescission	Original Filing	No	Yes	<a href="#">3301-92-04</a>	Reporting data.
New Rule	Original Filing	No	No	<a href="#">3301-92-04</a>	Reporting five-year projections.
Amendment	Original Filing	No	Yes	<a href="#">3301-92-05</a>	Certification of adequate revenue.

**5 Department of Education •**

Total Rules: 1      Original Filing Date: 8/11/2022      Jurisdiction Ends: 10/15/2022      Public Hearing: 9/20/2022

<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	<a href="#">3301-83-10</a>	Personnel training program.

**6 Department of Job and Family Services • Child Support**

Total Rules: 3      Original Filing Date: 8/1/2022      Jurisdiction Ends: 10/5/2022      Public Hearing: 9/1/2022

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	Yes	<a href="#">5101:12-1-22</a>	Safeguarding of information from the internal revenue service.
Amendment	Original Filing	No	Yes	<a href="#">5101:12-1-22.1</a>	Safeguarding visit procedures.
Amendment	Original Filing	No	No	<a href="#">5101:12-1-99</a>	Chapter 5101:12-1 forms - Ohio support enforcement program.

**7 Department of Job and Family Services • Child Support**

Total Rules: 1      Original Filing Date: 8/1/2022      Jurisdiction Ends: 10/5/2022      Public Hearing: 9/1/2022

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	Yes	<a href="#">5101:12-50-50</a>	Judicial enforcement actions.

**8 Department of Job and Family Services • Division of Public Assistance**

Total Rules: 2      Original Filing Date: 8/10/2022      Jurisdiction Ends: 10/14/2022      Public Hearing: 9/14/2022

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Original Filing	No	Yes	<a href="#">5101:1-2-01</a>	The application process for Ohio works first and refugee cash assistance.
New Rule	Original Filing	No	No	<a href="#">5101:1-2-01</a>	The application process for Ohio works first and refugee cash assistance.

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

Total Rules: 14      Original Filing Date: 8/4/2022      Jurisdiction Ends: 10/8/2022      Public Hearing: 9/7/2022

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Original Filing	No	No	<a href="#">5101:2-46-01</a>	Administration of the Title IV-E kinship guardianship assistance program (KGAP).
New Rule	Original Filing	No	No	<a href="#">5101:2-46-02</a>	Title IV-E kinship guardianship assistance program (KGAP) eligibility criteria.

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	Original Filing	No	No	<a href="#">5101:2-46-03</a>	Initial determination of the Title IV-E kinship guardianship assistance program (KGAP) monthly payment amount.
New Rule	Original Filing	No	No	<a href="#">5101:2-46-04</a>	Title IV-E kinship guardianship assistance program (KGAP) agreement and duration: provision for financial support and services.
New Rule	Original Filing	No	No	<a href="#">5101:2-46-05</a>	Title IV-E kinship guardianship assistance program (KGAP) monthly payments.
New Rule	Original Filing	No	No	<a href="#">5101:2-46-06</a>	Title IV-E kinship guardianship assistance program (KGAP) ongoing verification.
New Rule	Original Filing	No	No	<a href="#">5101:2-46-07</a>	Amendment of the Title IV-E kinship guardianship assistance program (KGAP) agreement.
New Rule	Original Filing	No	No	<a href="#">5101:2-46-08</a>	Suspension of Title IV-E kinship guardianship assistance program (KGAP) payment.
New Rule	Original Filing	No	No	<a href="#">5101:2-46-09</a>	Termination of a Title IV-E kinship guardianship assistance program (KGAP) agreement.
New Rule	Original Filing	No	No	<a href="#">5101:2-46-10</a>	Case record requirements for Title IV-E kinship guardianship assistance program (KGAP).
New Rule	Original Filing	No	No	<a href="#">5101:2-46-11</a>	Title XIX medicaid coverage for Title IV-E kinship guardianship assistance program (KGAP) eligible children.
New Rule	Original Filing	No	No	<a href="#">5101:2-46-12</a>	Reimbursement of Title IV-E nonrecurring kinship guardianship assistance program (KGAP) expenses.
New Rule	Original Filing	No	No	<a href="#">5101:2-46-13</a>	Title IV-E kinship guardianship assistance program (KGAP) intercounty and interstate case management responsibility.
New Rule	Original Filing	No	No	<a href="#">5101:2-46-14</a>	Requirements for Title IV-E kinship guardianship assistance program (KGAP) past age eighteen.

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

Total Rules: 5      Original Filing Date: 7/28/2022

Jurisdiction Ends: 10/1/2022      Public Hearing: 9/1/2022

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	<a href="#">5101:2-48-05</a>	Agency adoption policy and recruitment plan.
Amendment	Original Filing	Yes	Yes	<a href="#">5101:2-48-12</a>	Completion of the adoption homestudy.
Amendment	Original Filing	Yes	Yes	<a href="#">5101:2-48-13</a>	Non-discrimination requirements for adoptive placements.
Amendment	Original Filing	Yes	Yes	<a href="#">5101:2-48-16</a>	Adoption preplacement and placement procedures.
Amendment	Original Filing	Yes	Yes	<a href="#">5101:2-48-24</a>	Agency adoption review procedures.

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

Total Rules: 7      Original Filing Date: 8/4/2022

Jurisdiction Ends: 10/8/2022      Public Hearing: 9/7/2022

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New Rule	Original Filing	No	No	<a href="#">5101:2-56-01</a>	Administration of the state kinship guardianship assistance program (KGAP).
New Rule	Original Filing	No	No	<a href="#">5101:2-56-02</a>	Eligibility for state kinship guardianship assistance program (KGAP).
New Rule	Original Filing	No	No	<a href="#">5101:2-56-03</a>	Public children services agency (PCSA) eligibility determination of the state kinship guardianship assistance program (KGAP).
New Rule	Original Filing	No	No	<a href="#">5101:2-56-04</a>	Requirements for state kinship guardianship assistance program (KGAP) past age eighteen.
New Rule	Original Filing	No	No	<a href="#">5101:2-56-05</a>	Reimbursement of nonrecurring state kinship guardianship assistance program (KGAP) expenses.
New Rule	Original Filing	No	No	<a href="#">5101:2-56-06</a>	Termination of the state kinship guardianship assistance program (KGAP) payments.
New Rule	Original Filing	No	No	<a href="#">5101:2-56-07</a>	State kinship guardianship assistance program record (KGAP) requirements.

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

Total Rules: 1      Original Filing Date: 8/4/2022      Jurisdiction Ends: 10/8/2022      Public Hearing: 9/7/2022

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Original Filing	No	No	<a href="#">5101:2-38-05.02</a>	PCSA family case plan requirements for kinship guardianship assistance program (KGAP).

Total Rules: 1      Original Filing Date: 8/4/2022      Date of Revised Filing: 8/4/2022      Jurisdiction Ends: 10/8/2022      Public Hearing: 9/7/2022

<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	<a href="#">5101:2-38-05.02</a>	PCSA family case plan requirements for kinship guardianship assistance program (KGAP).

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

Total Rules: 3      Original Filing Date: 8/4/2022      Jurisdiction Ends: 10/8/2022      Public Hearing: 9/7/2022

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	Original Filing	No	No	<a href="#">5101:2-55-01</a>	Administration of kinship guardianship assistance program connections to twenty-one (KGAP C21).
New Rule	Original Filing	No	No	<a href="#">5101:2-55-02</a>	Eligibility for kinship guardianship assistance program connections to twenty-one (KGAP C21).
New Rule	Original Filing	No	No	<a href="#">5101:2-55-03</a>	Payments for kinship guardianship assistance program connections to twenty-one (KGAP C21).

**14 Department of Job and Family Services - Unemployment Compensation •**

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: 8/1/2022      Jurisdiction Ends: 10/5/2022      Public Hearing: 9/1/2022

<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	<a href="#">4141-11-01</a>	Quarterly reports and due date.
Amendment	Original Filing	Yes	No	<a href="#">4141-19-01</a>	Filing of documents, reports, appeals and other information.

**15 Department of Natural Resources • Division of Endangered Species**

Total Rules: 1      Original Filing Date: 8/11/2022      Date of Revised Filing: 9/2/2022      Jurisdiction Ends: 10/15/2022      Public Hearing: 9/19/2022

<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	<a href="#">1501:18-1-03</a>	Endangered and threatened species.

**16 Department of Natural Resources • Division of Parks and Watercraft**

Total Rules: 2      Original Filing Date: 8/11/2022      Date of Revised Filing: 9/2/2022      Jurisdiction Ends: 10/15/2022      Public Hearing: 9/19/2022

<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	<a href="#">1501:46-1-03</a>	Areas administered as state parks.
Amendment	Revised Filing	No	No	<a href="#">1501:46-13-04</a>	Removal of vehicles.

**17 Department of Natural Resources • Division of Watercraft and Waterways**

Total Rules: 2      Original Filing Date: 8/11/2022      Date of Revised Filing: 9/2/2022      Jurisdiction Ends: 10/15/2022      Public Hearing: 9/19/2022

<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	<a href="#">1501:47-5-02</a>	Anchoring, docking, mooring, beaching watercraft on wildlife areas.
Amendment	Revised Filing	No	Yes	<a href="#">1501:47-5-03</a>	Use of outboard motors and power boats on wildlife areas.

**18 Department of Natural Resources • Division of Wildlife**

Total Rules: 16      Original Filing Date: 8/8/2022      Jurisdiction Ends: 10/12/2022      Public Hearing: 9/14/2022

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	Yes	Yes	<a href="#">1501:31-3-12</a>	Quota management system for lake Erie fishes.
Amendment	Original Filing	No	Yes	<a href="#">1501:31-5-01</a>	Anchoring, docking, mooring, beaching watercraft; wildlife areas.
Amendment	Original Filing	No	Yes	<a href="#">1501:31-5-02</a>	Use of outboard motors and power boats on wildlife areas.
Amendment	Original Filing	No	Yes	<a href="#">1501:31-9-02</a>	Regulations governing camping on certain division of wildlife areas.
Amendment	Original Filing	No	Yes	<a href="#">1501:31-9-04</a>	Field trials.
Amendment	Original Filing	No	Yes	<a href="#">1501:31-9-05</a>	Training dogs.
Amendment	Original Filing	No	Yes	<a href="#">1501:31-9-06</a>	User fee schedule.
Rescission	Original Filing	No	Yes	<a href="#">1501:31-11-17</a>	Restricted migratory bird hunting area; Muddy creek bay.

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	No	No	<a href="#">1501:31-11-17</a>	Restricted migratory bird hunting area; Muddy creek bay.
Amendment	Original Filing	No	Yes	<a href="#">1501:31-13-01</a>	Sport fishing.
Amendment	Original Filing	No	Yes	<a href="#">1501:31-13-02</a>	Fishing methods other than angling; areas affected.
Amendment	Original Filing	No	Yes	<a href="#">1501:31-13-07</a>	Special fishing regulations for water areas owned or controlled by the division of wildlife.
Amendment	Original Filing	No	Yes	<a href="#">1501:31-13-08</a>	Fish daily bag limits: protected species.
Amendment	Original Filing	No	Yes	<a href="#">1501:31-13-09</a>	Length limits on certain game fish.
Rescission	Original Filing	No	Yes	<a href="#">1501:31-13-12</a>	Nonresident lake Erie sport fishing district permit.
Amendment	Original Filing	No	Yes	<a href="#">1501:31-37-02</a>	Raptor capture season, propagation, permits, and fees.

**19 Department of Public Safety • Bureau of Motor Vehicles**

Total Rules: 17 Original Filing Date: 8/11/2022

Jurisdiction Ends: 10/15/2022 Public Hearing: 9/19/2022

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-01</a>	Examination of license holders competency.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-02</a>	License restrictions; suspension of license.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-03</a>	Occupant restraining device exemption.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-04</a>	Unsatisfactory medical report; suspension of license.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-05</a>	Ohio identification card for permanently/irreversibly disabled.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-07</a>	Pre-temporary driver examination required.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-09</a>	Issuance of temporary instruction permit identification card.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-11</a>	Failure of driver examination.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-18</a>	Disclosure of medical information by applicant.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-21</a>	Acceptable identification to be submitted along with an application for a temporary instruction (learner's) permit identification card, driver's license, commercial driver's license, motorcycle operator's license, or identification card.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-22</a>	Issuance of duplicate driver licenses.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-24</a>	Disqualification of commercial driver for certain convictions.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-25</a>	Report of peace officer; request of commercial motor vehicle driver to submit to blood, breath or urine test(s) for alcohol concentration or controlled substances.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-31</a>	Driver's license suspension for certain school violations.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-33</a>	Vision and examination standards for persons using bioptic/telescopic devices.
Amendment	Original Filing	No	Yes	<a href="#">4501:1-1-34</a>	Certified driving training and evaluation programs.

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 [4501:1-1-45](#) Bureau of motor vehicles fee installment plan.

**20 Ohio Department of Medicaid •**

Total Rules: 1 Original Filing Date: 8/12/2022 Date of Revised Filing: 8/29/2022 Jurisdiction Ends: 10/16/2022 Public Hearing: 9/12/2022

Rule Type Action CSI FYR Rule Number Rule Title

Amendment Revised Filing No No [5160-8-11](#) Spinal manipulation and related diagnostic imaging services.

**21 Ohio Environmental Protection Agency •**

Total Rules: 1 Original Filing Date: 7/20/2022 Date of Refiled Filing: 9/9/2022 Jurisdiction Ends: 10/9/2022 Public Hearing: 8/24/2022

Rule Type Action CSI FYR Rule Number Rule Title

Amendment Refiled Filing Yes Yes [3745-273-33](#) Waste management - standards for large quantity handlers of universal waste.

**22 Ohio Manufactured Homes Program •**

Total Rules: 2 Original Filing Date: 8/11/2022 Jurisdiction Ends: 10/15/2022 Public Hearing: 9/15/2022

Rule Type Action CSI FYR Rule Number Rule Title

New Rule Original Filing Yes No [4781-7-11](#) Temporary manufactured home inspector certification for members of the military and their spouses.

New Rule Original Filing Yes No [4781-8-12](#) Temporary manufactured home installer license for members of the military and their spouses.

**23 State Lottery Commission • Sports Gaming**

Total Rules: 7 Original Filing Date: 8/12/2022 Jurisdiction Ends: 10/16/2022 Public Hearing: 9/13/2022

Rule Type Action CSI FYR Rule Number Rule Title

New Rule Original Filing Yes No [3770:3-3-03](#) Type C sports gaming host eligibility and application for lottery recommendation.

New Rule Original Filing Yes No [3770:3-5-03](#) House rules.

New Rule Original Filing Yes No [3770:3-6-01](#) Sports gaming systems.

New Rule Original Filing Yes No [3770:3-6-03](#) Lottery sports gaming equipment approval and testing.

New Rule Original Filing Yes No [3770:3-6-04](#) Type C sports gaming proprietor equipment for hosts.

New Rule Original Filing Yes No [3770:3-6-05](#) Incident Reporting.

New Rule Original Filing Yes No [3770:3-8-03](#) Accounting and revenue audit.

**24 State Lottery Commission • Video Lottery Gaming Terminals**

Total Rules: 1 Original Filing Date: 8/12/2022 Jurisdiction Ends: 10/16/2022 Public Hearing: 9/13/2022

Rule Type Action CSI FYR Rule Number Rule Title

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Amendment	Original Filing	Yes	No	<a href="#">3770:2-8-04</a>	Responsibilities of excluded facilities under the jurisdiction of the Ohio lottery commission.
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## To Be Refiled

### 25 Department of Commerce • Division of State Fire Marshal

Total Rules: 3      Original Filing Date: 8/12/2022      Date of To Be Refiled: 9/21/2022      Jurisdiction Ends:      Public Hearing: 9/12/2022

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	To Be Refiled	Yes	No	<a href="#">1301:7-7-50</a>	Hazardous Materials - General Provisions.
Amendment	To Be Refiled	Yes	No	<a href="#">1301:7-7-56</a>	Explosives and Fireworks.
Amendment	To Be Refiled	Yes	No	<a href="#">1301:7-7-80</a>	Referenced Standards.