

JOINT COMMITTEE ON AGENCY RULE REVIEW
No Change Agenda - 12/9/2019 - 1:30 P.M.
Statehouse Hearing Room 121(William McKinley Room)



NO CHANGE FINAL AGENDA

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Consent

1 Attorney General • Consumer Protection

Total Rules In This Package: 17

Date Filed: 9/12/2019

Jurisdiction Ends: 12/11/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>Rule Number</u>	<u>Next FYR Date</u>	<u>Rule Title</u>
No Change	FYR	No	109:4-1-01	9/12/2024	Statutory authority for promulgation.
No Change	FYR	No	109:4-1-04	9/12/2024	Amendment to this chapter.
No Change	FYR	No	109:4-4-01	9/12/2024	Authority, construction and purposes of rules; severability; and definitions.
No Change	FYR	No	109:4-4-03	9/12/2024	Duties of warrantor.
No Change	FYR	No	109:4-4-04	9/12/2024	Minimum requirements of the board.
No Change	FYR	No	109:4-4-05	9/12/2024	Repair orders for new motor vehicles services or repairs.
No Change	FYR	No	109:4-5-01	9/12/2024	Authority, construction and purposes of rules severability; definitions.
No Change	FYR	No	109:4-5-02	9/12/2024	Application for qualification.
No Change	FYR	No	109:4-5-03	9/12/2024	Review of application.
No Change	FYR	No	109:4-5-04	9/12/2024	Provisionally qualified boards.
No Change	FYR	No	109:4-5-05	9/12/2024	Continuing obligations of qualified boards.
No Change	FYR	No	109:4-5-06	9/12/2024	Revocation of qualification.
No Change	FYR	No	109:4-6-01	9/12/2024	Construction and purpose of rules; severability; definitions.
No Change	FYR	No	109:4-6-02	9/12/2024	Telemarketing registration and enforcement unit.
No Change	FYR	No	109:4-6-03	9/12/2024	Place of filing.
No Change	FYR	No	109:4-6-04	9/12/2024	Registration fees.
No Change	FYR	No	109:4-6-05	9/12/2024	Period of registration; renewals.

2 Attorney General • Consumer Protection

Total Rules In This Package: 4

Date Filed: 10/4/2019

Jurisdiction Ends: 1/2/2020

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>Rule Number</u>	<u>Next FYR Date</u>	<u>Rule Title</u>
No Change	FYR	No	109:4-1-03	10/4/2024	Objectives of the office of the Ohio attorney general, consumer protection section.

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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No Change	FYR	No	109:4-1-06	10/4/2024	Submission of complaints.
No Change	FYR	No	109:4-1-13	10/4/2024	Severability.
No Change	FYR	No	109:4-3-14	10/4/2024	Insulation.

3 Attorney General • Peace Officer Training Commission

Total Rules In This Package: 5 Date Filed: 10/16/2019 Jurisdiction Ends: 1/14/2020

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>Rule Number</u>	<u>Next FYR Date</u>	<u>Rule Title</u>
No Change	FYR	No	109:2-1-02	10/16/2024	Definitions.
No Change	FYR	No	109:2-1-12	10/16/2024	Certification before service and re-entry requirements.
No Change	FYR	No	109:2-18-02	10/16/2024	Officer training requirements.
No Change	FYR	No	109:2-18-04	10/16/2024	Reimbursement of training costs.
No Change	FYR	No	109:2-18-05	10/16/2024	Agency record keeping and reporting.

4 Attorney General • Tobacco Unit

Total Rules In This Package: 2 Date Filed: 9/27/2019 Jurisdiction Ends: 12/26/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>Rule Number</u>	<u>Next FYR Date</u>	<u>Rule Title</u>
No Change	FYR	No	109:8-1-02	9/27/2024	Tobacco product manufacturers directory.
No Change	FYR	No	109:8-1-03	9/27/2024	Quarterly certifications and escrow deposits.

5 Board of Nursing •

Total Rules In This Package: 22 Date Filed: 10/11/2019 Jurisdiction Ends: 1/9/2020

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>Rule Number</u>	<u>Next FYR Date</u>	<u>Rule Title</u>
No Change	FYR	Yes	4723-2-02	10/11/2024	Processing applications from service members, veterans, or spouses of service members or veterans.
No Change	FYR	Yes	4723-2-04	10/11/2024	Military duty time extension and factors to be considered.
No Change	FYR	Yes	4723-16-01	10/11/2024	General information.
No Change	FYR	Yes	4723-16-02	10/11/2024	Hearing representation and appearances.
No Change	FYR	Yes	4723-16-03	10/11/2024	Hearing continuances and motions for extensions of time.
No Change	FYR	Yes	4723-16-04	10/11/2024	Motions.
No Change	FYR	Yes	4723-16-05	10/11/2024	Prehearing processes.
No Change	FYR	Yes	4723-16-06	10/11/2024	Witnesses.
No Change	FYR	Yes	4723-16-10	10/11/2024	Settlements.
No Change	FYR	Yes	4723-16-12	10/11/2024	Request to address the board regarding a hearing.
No Change	FYR	Yes	4723-25-01	10/11/2024	Purpose of nurse education grant program.

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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No Change FYR No [5139-68-07](#) 9/10/2024 Appeal of release review.

14 Department of Youth Services •

Total Rules In This Package: 2 Date Filed: 9/10/2019 Jurisdiction Ends: 12/9/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>Rule Number</u>	<u>Next FYR Date</u>	<u>Rule Title</u>
No Change	FYR	No	5139-68-11	9/10/2024	Release authority information and education program.
No Change	FYR	No	5139-68-12	9/10/2024	Constructive journalization.

15 Department of Youth Services •

Total Rules In This Package: 6 Date Filed: 9/27/2019 Jurisdiction Ends: 12/26/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>Rule Number</u>	<u>Next FYR Date</u>	<u>Rule Title</u>
No Change	FYR	No	5139-35-04	9/27/2024	Fiscal management.
No Change	FYR	No	5139-35-09	9/27/2024	New plant.
No Change	FYR	No	5139-35-10	9/27/2024	Safety and emergency procedures.
No Change	FYR	No	5139-35-13	9/27/2024	Sanitation and hygiene.
No Change	FYR	No	5139-35-15	9/27/2024	Admissions and discharge.
No Change	FYR	No	5139-35-20	9/27/2024	Evaluation and data collection.

16 Ohio Casino Control Commission •

Total Rules In This Package: 1 Date Filed: 9/13/2019 Jurisdiction Ends: 12/12/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>Rule Number</u>	<u>Next FYR Date</u>	<u>Rule Title</u>
No Change	FYR	Yes	3772-11-17	9/13/2019	Counterfeit chips.

17 Ohio Casino Control Commission •

Total Rules In This Package: 1 Date Filed: 9/13/2019 Jurisdiction Ends: 12/12/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>Rule Number</u>	<u>Next FYR Date</u>	<u>Rule Title</u>
No Change	FYR	Yes	3772-11-17	9/13/2024	Counterfeit chips.

18 Ohio Environmental Protection Agency •

Total Rules In This Package: 3 Date Filed: 10/2/2019 Jurisdiction Ends: 12/31/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>Rule Number</u>	<u>Next FYR Date</u>	<u>Rule Title</u>
No Change	FYR	Yes	3745-81-65	10/1/2024	Source monitoring requirements.
No Change	FYR	Yes	3745-81-66	10/1/2024	Source monitoring results and grandfathered data.
No Change	FYR	Yes	3745-81-71	10/1/2024	General requirements for filtration and disinfection of surface water sources.

19 Ohio Environmental Protection Agency •

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

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Total Rules In This Package: 3 Date Filed: 10/10/2019 Jurisdiction Ends: 1/8/2020

Rule Type	Action	CSI	Rule Number	Next FYR Date	Rule Title
No Change	FYR	Yes	3745-25-03	10/10/2019	Air pollution emergencies and episode criteria.
No Change	FYR	Yes	3745-25-04	10/10/2019	Air pollution emergency emission control action programs.
No Change	FYR	Yes	3745-25-05	10/10/2019	Air pollution emergency orders.

20 Ohio Environmental Protection Agency •

Total Rules In This Package: 6 Date Filed: 10/1/2019 Jurisdiction Ends: 12/30/2019

Rule Type	Action	CSI	Rule Number	Next FYR Date	Rule Title
No Change	FYR	Yes	3745-84-01	10/1/2024	Definitions.
No Change	FYR	Yes	3745-84-02	10/1/2024	Application for a license to operate or maintain a public water system.
No Change	FYR	Yes	3745-84-03	10/1/2024	Expiration and renewal of license to operate or maintain a public water system.
No Change	FYR	Yes	3745-84-04	10/1/2024	Format and display of license to operate or maintain a public water system.
No Change	FYR	Yes	3745-84-05	10/1/2024	Fees for operating or maintaining a public water system.
No Change	FYR	Yes	3745-84-06	10/1/2024	Conditioning, denial, suspension and revocation of a license to operate or maintain a public water system.

21 Ohio Environmental Protection Agency •

Total Rules In This Package: 3 Date Filed: 10/10/2019 Jurisdiction Ends: 1/8/2020

Rule Type	Action	CSI	Rule Number	Next FYR Date	Rule Title
No Change	FYR	Yes	3745-25-03	10/10/2024	Air pollution emergencies and episode criteria.
No Change	FYR	Yes	3745-25-04	10/10/2024	Air pollution emergency emission control action programs.
No Change	FYR	Yes	3745-25-05	10/10/2024	Air pollution emergency orders.

22 Pre-Qualification and Pre-Design of Public Improvements • Ohio Facilities Construction Commission (Public Facilities Construction)

Total Rules In This Package: 2 Date Filed: 10/4/2019 Jurisdiction Ends: 1/2/2020

Rule Type	Action	CSI	Rule Number	Next FYR Date	Rule Title
No Change	FYR	No	153:1-1-03	10/4/2024	Authority of a contracting authority in the award of qualification based selections.
No Change	FYR	No	153:1-6-03	10/4/2024	Authority of a contracting authority in the award of best value selection contracts.

23 Public Employees Retirement System •

Total Rules In This Package: 20 Date Filed: 9/30/2019 Jurisdiction Ends: 12/29/2019

Rule Type	Action	CSI	Rule Number	Next FYR Date	Rule Title
No Change	FYR	No	145-3-01	9/29/2024	Plan documents.
No Change	FYR	No	145-3-02	9/29/2024	Combined and member-directed plan provisions.

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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No Change	FYR	No	145-3-04	9/29/2024	Impact of weekend or holiday on initial plan selection.
No Change	FYR	No	145-3-06	9/29/2024	Procedure for additional deposits.
No Change	FYR	No	145-3-08	9/29/2024	Active/inactive administrative fee.
No Change	FYR	No	145-3-10	9/29/2024	Application by participant for refund of contributions.
No Change	FYR	No	145-3-11	9/29/2024	Waiver of spousal consent.
No Change	FYR	No	145-3-13	9/29/2024	Beneficiary and payment plan changes after retirement.
No Change	FYR	No	145-3-14	9/29/2024	Designation of beneficiaries under the multiple-life plan.
No Change	FYR	No	145-3-15	9/29/2024	Calculation of amount due retirant with multiple beneficiaries under the multiple-life plan.
No Change	FYR	No	145-3-16	9/29/2024	Priority of multiple court orders under the multiple-life plan.
No Change	FYR	No	145-3-21	9/29/2024	Purchase of service credit by combined plan members.
No Change	FYR	No	145-3-22	9/29/2024	Restored service.
No Change	FYR	No	145-3-23	9/29/2024	Additional liability for service purchases in the combined plan.
No Change	FYR	No	145-3-24	9/29/2024	Purchase of workers' compensation service.
No Change	FYR	No	145-3-27	9/29/2024	Purchase of service credit pursuant to section 145.293 of the Revised Code.
No Change	FYR	No	145-3-28	9/29/2024	Free military service credit.
No Change	FYR	No	145-3-29	9/29/2024	Purchase of military service credit.
No Change	FYR	No	145-3-31	9/29/2024	Additional service credit under section 145.201 of the Revised Code.
No Change	FYR	No	145-3-32	9/29/2024	Purchase of school board member service.

24 Public Employees Retirement System •

Total Rules In This Package: 17

Date Filed: 9/30/2019

Jurisdiction Ends: 12/29/2019

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>Rule Number</u>	<u>Next FYR Date</u>	<u>Rule Title</u>
No Change	FYR	No	145-3-34	9/29/2024	Purchase of exempted service credit.
No Change	FYR	No	145-3-35	9/29/2024	Police and fire or highway patrol service.
No Change	FYR	No	145-3-36	9/29/2024	Purchase of optional service.
No Change	FYR	No	145-3-37	9/29/2024	Purchase of leave of absence.
No Change	FYR	No	145-3-38	9/29/2024	Cincinnati retirement system.
No Change	FYR	No	145-3-39	9/29/2024	Purchase of firefighter service.
No Change	FYR	No	145-3-40	9/29/2024	Service credit for participation in member-directed plan.
No Change	FYR	No	145-3-50	9/29/2024	Designation of beneficiary prior to retirement.
No Change	FYR	No	145-3-51	9/29/2024	Survivor benefits.
No Change	FYR	No	145-3-52	9/29/2024	Proof of dependency.

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No Change	FYR	No	145-3-53	9/29/2024	Validity of marriage.
No Change	FYR	No	145-3-71	9/29/2024	Actuarial reduction factors.
No Change	FYR	No	145-3-73	9/29/2024	Cost of living adjustment.
No Change	FYR	No	145-3-75	9/29/2024	Death benefit payment.
No Change	FYR	No	145-3-77	9/29/2024	Annual interest credited to contributor accounts in the employee savings fund.
No Change	FYR	No	145-3-81	9/29/2024	Military service.
No Change	FYR	No	145-3-82	9/29/2024	Purchase of service credit by member-directed plan members.

25 State Board of Career Colleges and Schools •

Total Rules In This Package: 3 Date Filed: 10/16/2019 Jurisdiction Ends: 1/14/2020

Rule Type	Action	CSI	Rule Number	Next FYR Date	Rule Title
No Change	FYR	No	3332-1-04.3	10/15/2024	Change of school ownership.
No Change	FYR	No	3332-1-21	10/15/2024	Board meetings.
No Change	FYR	No	3332-1-26	10/15/2024	Off campus learning centers.

26 State Library Board •

Total Rules In This Package: 6 Date Filed: 10/11/2019 Jurisdiction Ends: 1/9/2020

Rule Type	Action	CSI	Rule Number	Next FYR Date	Rule Title
No Change	FYR	No	3375-2-05	10/11/2024	Grants.
No Change	FYR	No	3375-2-06	10/11/2024	Administration of grants.
No Change	FYR	No	3375-2-07	10/11/2024	Regional library system.
No Change	FYR	No	3375-2-08	10/11/2024	Ohio public library information network (OPLIN).
No Change	FYR	No	3375-4-01	10/11/2024	Procedure for accepting and acting upon resolutions for establishment of county district libraries pursuant to division (E) of section 3375.01 of the Revised Code.
No Change	FYR	No	3375-4-05	10/11/2024	Procedure for amending, defining and adjusting library boundaries upon application of the library districts, pursuant to divisions (F) to (I) of section 3375.01 of the Revised Code.

Withdrawn

27 Department of Natural Resources • Division of Wildlife

Total Rules In This Package: 6 Date Filed: 11/26/2019 Jurisdiction Ends:

Rule Type	Action	CSI	Rule Number	Next FYR Date	Rule Title
No Change	FYR	No	1501:31-1-03		Interstate wildlife violator compact.

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No Change	FYR	Yes	1501:31-3-04	Prohibited places and times for using nets in lake Erie.
No Change	FYR	Yes	1501:31-3-07	Marking of fishing devices.
No Change	FYR	Yes	1501:31-3-09	Commercial fish catch reports.
No Change	FYR	Yes	1501:31-3-15	Taking of certain species of fish with seine.
No Change	FYR	No	1501:31-11-19	No trespassing area, Big Island wildlife area.