

JOINT COMMITTEE ON AGENCY RULE REVIEW
Agenda - 12/11/2017 - 1:30 PM
Statehouse Hearing Room 121(William McKinley Room)



FINAL REGULAR AGENDA

FINAL REGULAR AGENDA

1 Attorney General •

Total Rules: 2 Original Filing Date: 9/1/2017 Date of Refiled Filing: 11/20/2017 Jurisdiction Ends: 12/20/2017 Public Hearing: 10/5/2017

<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	109-5-01	Definitions.
New Rule	Refiled Filing	No	No	109-5-02	Notification of expungement or sealing of records by qualified third party.

2 Attorney General • Charitable Foundation

Total Rules: 1 Original Filing Date: 10/20/2017 Date of Revised Filing: 10/26/2017 Jurisdiction Ends: 12/24/2017 Public Hearing: 11/21/2017

<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	109:1-4-15	Instant bingo non-cash prizes.

3 Board of Embalmers and Funeral Directors •

Total Rules: 8 Original Filing Date: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	4717-14-05	Requirements for authorization as an institutional depositor.
New Rule	Original Filing	Yes	No	4717-14-06	Institutional depositor registration requirements.
New Rule	Original Filing	Yes	No	4717-14-11	Fund administrator.
New Rule	Original Filing	Yes	No	4717-14-12	Investigation of reimbursement claims.
New Rule	Original Filing	Yes	No	4717-14-13	Application for reimbursement.
New Rule	Original Filing	Yes	No	4717-14-15	Subrogation.
New Rule	Original Filing	Yes	No	4717-14-16	Requests and release of records.
New Rule	Original Filing	Yes	No	4717-14-17	Annual preneed recovery fund report.

Total Rules: 3 Original Filing Date: 10/17/2017 Date of Revised Filing: 11/9/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	4717-14-03	Automated reporting and preneed payment system.

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	Revised Filing	Yes	No	4717-14-04	Licensee registration requirements.
New Rule	Revised Filing	Yes	No	4717-14-09	Fund deposits.
Total Rules: 1	Original Filing Date: 10/17/2017		Date of Revised Filing: 11/16/2017		Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017
<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	4717-14-10	Record keeping.
Total Rules: 1	Original Filing Date: 10/17/2017		Date of Revised Filing: 11/17/2017		Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017
<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	4717-14-01	Purpose.
Total Rules: 2	Original Filing Date: 10/17/2017		Date of Revised Filing: 11/20/2017		Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017
<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	4717-14-02	Scope.
New Rule	Revised Filing	Yes	No	4717-14-08	Reporting requirements.
Total Rules: 2	Original Filing Date: 10/17/2017		Date of Revised Filing: 11/21/2017		Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017
<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	4717-14-07	Information required for submission.
New Rule	Revised Filing	Yes	No	4717-14-14	Reimbursement.

4 Board of Nursing •

Total Rules: 3	Original Filing Date: 10/12/2017				Jurisdiction Ends: 12/16/2017 Public Hearing: 11/15/2017
<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	4723-1-03	Board records and documents.
Amendment	Original Filing	Yes	Yes	4723-1-04	Fees.
Amendment	Original Filing	Yes	Yes	4723-1-10	Confidentiality statutes, regulations and rules.

5 Board of Nursing •

Total Rules: 1	Original Filing Date: 10/12/2017				Jurisdiction Ends: 12/16/2017 Public Hearing: 11/15/2017
<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	4723-3-01	Definitions.

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Total Rules: 3	Original Filing Date: 10/12/2017				Jurisdiction Ends: 12/16/2017 Public Hearing: 11/15/2017
<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	Yes	Yes	4723-14-01	Definitions.
Amendment	Original Filing	Yes	Yes	4723-14-03	Continuing education requirement for licensed nurses.
Amendment	Original Filing	Yes	Yes	4723-14-04	Determining the continuing education credit.
Total Rules: 6 Original Filing Date: 10/12/2017 Date of Revised Filing: 10/20/2017 Jurisdiction Ends: 12/16/2017 Public Hearing: 11/15/2017					

<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	4723-14-05	Educational activities that do and do not meet the continuing education requirement.
Amendment	Revised Filing	Yes	Yes	4723-14-09	Process to obtain initial approval as an OBN approver.
Amendment	Revised Filing	Yes	Yes	4723-14-12	OBN approver processes and statements.
Amendment	Revised Filing	Yes	Yes	4723-14-14	Approval of a continuing education provider or approved provider unit.
Amendment	Revised Filing	Yes	Yes	4723-14-15	Approval of a faculty-directed continuing education activity.
Amendment	Revised Filing	Yes	Yes	4723-14-17	Approval of the continuing education system of a provider unit.
Total Rules: 1 Original Filing Date: 10/12/2017 Date of Revised Filing: 10/23/2017 Jurisdiction Ends: 12/16/2017 Public Hearing: 11/15/2017					

<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	4723-14-18	Termination of approval activities.

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Total Rules: 10 Original Filing Date: 10/12/2017 Jurisdiction Ends: 12/16/2017 Public Hearing: 11/15/2017

<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	4723-8-01	Definitions.
Amendment	Original Filing	Yes	No	4723-8-04	Standard care arrangement for a certified nurse-midwife, certified nurse practitioner, and clinical nurse specialist.
Rescission	Original Filing	Yes	Yes	4723-8-07	Initial certificate of authority.
Amendment	Original Filing	Yes	No	4723-9-01	Definitions.
Amendment	Original Filing	Yes	No	4723-9-02	Requirements for a course of study in advanced pharmacology.
Rescission	Original Filing	Yes	Yes	4723-9-04	Externship experience.
Rescission	Original Filing	Yes	Yes	4723-9-05	Standards and procedures for obtaining an externship certificate to prescribe.
Rescission	Original Filing	Yes	Yes	4723-9-06	Standards and procedures for obtaining an initial certificate to prescribe and certificate renewal.
Rescission	Original Filing	Yes	Yes	4723-9-07	Certificate to prescribe renewal.
Rescission	Original Filing	Yes	Yes	4723-9-08	Safety standards for personally furnishing drugs and therapeutic devices.

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

Total Rules: 11 Original Filing Date: 10/12/2017 Date of Revised Filing: 10/23/2017 Jurisdiction Ends: 12/16/2017 Public Hearing: 11/15/2017

<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	No	4723-8-02	Standards of practice.
Amendment	Revised Filing	Yes	No	4723-8-03	Title protection.
Amendment	Revised Filing	Yes	No	4723-8-05	Quality assurance standards.
Amendment	Revised Filing	Yes	No	4723-8-08	Certificate of authority renewal; notification of national recertification.
Amendment	Revised Filing	Yes	No	4723-8-09	Certificates of authority for a certified nurse-midwife, certified nurse practitioner, certified registered nurse anesthetist, or clinical nurse specialist practicing in another jurisdiction.
Amendment	Revised Filing	Yes	No	4723-8-10	Continuing education requirements.
New Rule	Revised Filing	Yes	No	4723-9-08	Safety standards for personally furnishing drugs and therapeutic devices.
Amendment	Revised Filing	Yes	No	4723-9-11	Course in Ohio law governing drugs and prescriptive authority.
Amendment	Revised Filing	Yes	No	4723-9-12	Standards and procedures for review of OARRS.
Amendment	Revised Filing	Yes	No	4723-23-01	Definitions.
Amendment	Revised Filing	Yes	No	4723-23-08	Requirements for a dialysis technician training program approved by the board.

Total Rules: 2 Original Filing Date: 10/12/2017 Date of Revised Filing: 11/16/2017 Jurisdiction Ends: 12/16/2017 Public Hearing: 11/15/2017

<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	No	4723-9-03	Completing a course of study in advanced pharmacology.
Amendment	Revised Filing	Yes	No	4723-9-10	Formulary; standards of prescribing for advanced practice registered nurses designated as clinical nurse specialists, certified nurse-midwives, or certified nurse practitioners.

8 Board of Nursing •

Total Rules: 1 Original Filing Date: 10/12/2017 Date of Revised Filing: 10/20/2017 Jurisdiction Ends: 12/16/2017 Public Hearing: 11/15/2017

<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	No	4723-2-03	Fee waivers available to service members, veterans, or spouses of service members or veterans.

9 Board of Nursing •

Total Rules: 1 Original Filing Date: 10/12/2017 Date of Revised Filing: 10/20/2017 Jurisdiction Ends: 12/16/2017 Public Hearing: 11/15/2017

<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	No	4723-7-09	Licensure renewal.

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10 Board of Nursing •

Total Rules: 2 Original Filing Date: 10/20/2017 Date of Revised Filing: 10/23/2017 Jurisdiction Ends: 12/24/2017 Public Hearing: 11/28/2017

<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	4723-1-05	Notice of adoption, amendment, or rescission of rules.
Amendment	Revised Filing	Yes	Yes	4723-1-06	Notice of board meetings.

11 Bureau of Workers' Compensation •

Total Rules: 2 Original Filing Date: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/20/2017

<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	4123-6-02.3	Provider access to the HPP - provider application and certification criteria.
New Rule	Original Filing	Yes	No	4123-6-32	Payment for lumbar fusion surgery.

12 Department of Agriculture • Animal Industry

Total Rules: 9 Original Filing Date: 10/31/2017 Jurisdiction Ends: 1/4/2018 Public Hearing: 12/8/2017

<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	901:1-2-01	Dangerous wild animal care, housing, and caging standards.
Rescission	Original Filing	No	Yes	901:1-2-02	Family ζ ursidae; common name - bears.
Rescission	Original Filing	No	Yes	901:1-2-03	Family ζ hyaenidae.
Rescission	Original Filing	No	Yes	901:1-2-04	Family ζ canidae; common names ζ gray wolf (excluding hybrids) and african wild dog.
Rescission	Original Filing	No	Yes	901:1-2-05	Family ζ felidae; common names: cheetah, lion, tiger, jaguar, leopard, snow leopard, puma, caracal, serval, canada lynx, eurasian lynx, iberian lynx, sunda clouded leopard, and clouded leporad.
Rescission	Original Filing	No	Yes	901:1-2-06	Family ζ hypopotamidae, elephantidae, rhinocerotidae, bovidae (cape buffalo only).
Rescission	Original Filing	No	Yes	901:1-2-07	Species ζ komodoensis (komodo dragon).
Rescission	Original Filing	No	Yes	901:1-2-08	Order ζ crocodilia; family ζ alligatoridae (excluding dwarf caiman); family - crocodylidae; family ζ gavilidae.
Rescission	Original Filing	No	Yes	901:1-2-09	Nonhuman primates.

13 Department of Agriculture •

Total Rules: 5 Original Filing Date: 10/18/2017 Jurisdiction Ends: 12/22/2017 Public Hearing: 11/27/2017

<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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Rescission	Original Filing	No	Yes	901-4-01	Request for hearing.
New Rule	Original Filing	No	No	901-4-01	Administrative Hearings.
Rescission	Original Filing	No	Yes	901-4-02	Hearing officer appointment.
Rescission	Original Filing	No	Yes	901-4-03	Report of hearing officer.
Rescission	Original Filing	No	Yes	901-4-04	Dismissal of action.

14 Department of Agriculture • Fairs and Amusement Rides

Total Rules: 6 Original Filing Date: 10/18/2017 Jurisdiction Ends: 12/22/2017 Public Hearing: 11/27/2017

<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	901:9-1-01	Procedures for obtaining a license authorizing operation of an amusement ride or device.
New Rule	Original Filing	Yes	No	901:9-1-01	Amusement ride or device permit.
Amendment	Original Filing	Yes	Yes	901:9-1-06	Additional operation procedures for amusement rides and devices.
Amendment	Original Filing	Yes	Yes	901:9-1-09	Violations and fines.
Amendment	Original Filing	Yes	Yes	901:9-1-14.1	Ultraviolet disinfection systems for full body contact aquatic devices.
Amendment	Original Filing	Yes	Yes	901:9-1-47	Exemptions.

15 Department of Agriculture • Plant Industry

Total Rules: 2 Original Filing Date: 10/23/2017 Jurisdiction Ends: 12/27/2017 Public Hearing: 11/30/2017

<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	901:5-30-01	Invasive Plant Species.
New Rule	Original Filing	Yes	No	901:5-30-02	Invasive Plant Advisory Committee.

16 Department of Commerce • Board of Building Standards: Residential Code of Ohio

Total Rules: 4 Original Filing Date: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	4101:8-1-01	Administration.
Amendment	Original Filing	Yes	No	4101:8-5-01	Floors.
Amendment	Original Filing	Yes	No	4101:8-6-01	Wall construction.
Amendment	Original Filing	Yes	No	4101:8-44-01	Referenced standards.

17 Department of Commerce • Board of Building Standards: Certification Rules

Total Rules: 7 Original Filing Date: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

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Amendment	Original Filing	Yes	Yes	4101:7-1-01	General.
Amendment	Original Filing	Yes	Yes	4101:7-1-02	Definitions.
Amendment	Original Filing	Yes	Yes	4101:7-2-01	Building department certification.
Rescission	Original Filing	Yes	Yes	4101:7-3-01	Residential and non-residential building department personnel certification.
Amendment	Original Filing	Yes	Yes	4101:7-4-01	Local boards of building appeals certification.
Amendment	Original Filing	Yes	Yes	4101:7-5-01	Fire protection system designer certification.
Amendment	Original Filing	Yes	Yes	4101:7-6-01	Criteria for board recognition of accreditation bodies, conformity assessment bodies, and industry trade association certification programs.
Total Rules: 1 Original Filing Date: 10/17/2017 Date of Revised Filing: 11/20/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017					

<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	4101:7-3-01	Residential and non-residential building department personnel certification.

18 Department of Commerce • Board of Building Standards: Elevator Rules

Total Rules: 4 Original Filing Date: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017					
<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	4101:5-1-01	Scope.
Rescission	Original Filing	Yes	Yes	4101:5-1-03	Enforcement.
New Rule	Original Filing	Yes	No	4101:5-1-03	Enforcement.
Amendment	Original Filing	Yes	Yes	4101:5-3-01	Accepted engineering practice and approved standards.

19 Department of Developmental Disabilities • Community Services

Total Rules: 2 Original Filing Date: 11/2/2017 Jurisdiction Ends: 1/6/2018 Public Hearing: 12/5/2017					
<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	5123:2-14-01	Preadmission screening and resident review for nursing facility applicants and nursing facility residents with developmental disabilities.
New Rule	Original Filing	Yes	No	5123:2-14-01	Preadmission screening and resident review for nursing facility applicants and nursing facility residents with developmental disabilities.

20 Department of Developmental Disabilities • Community Services

Total Rules: 2 Original Filing Date: 11/2/2017 Jurisdiction Ends: 1/6/2018 Public Hearing: 12/5/2017					
<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	5123:2-1-03	Locally-funded transportation.

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New Rule Original Filing No No [5123:2-1-03](#) Locally-funded transportation.

21 Department of Developmental Disabilities • Community Services

Total Rules: 2 Original Filing Date: 11/2/2017 Jurisdiction Ends: 1/6/2018 Public Hearing: 12/5/2017

<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	5123:2-17-01	Administrative resolution of complaints involving the Ohio department of developmental disabilities.
New Rule	Original Filing	No	No	5123:2-17-01	Administrative resolution of complaints involving the Ohio department of developmental disabilities.

22 Department of Developmental Disabilities • Community Services

Total Rules: 2 Original Filing Date: 11/2/2017 Jurisdiction Ends: 1/6/2018 Public Hearing: 12/5/2017

<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	5123:2-7-29	Intermediate care facilities for individuals with intellectual disabilities - pediatric ventilator services.
New Rule	Original Filing	Yes	No	5123:2-7-29	Intermediate care facilities for individuals with intellectual disabilities - ventilator services.

23 Department of Developmental Disabilities • Fiscal Administration and State-Operated Services and Supports

Total Rules: 4 Original Filing Date: 11/2/2017 Jurisdiction Ends: 1/6/2018 Public Hearing: 12/5/2017

<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	5123:1-1-01	Distribution of state construction assistance funds for community adult facilities and early childhood and family centers.
New Rule	Original Filing	Yes	No	5123:1-1-01	Community capital assistance funds - non-residential capital facilities.
Rescission	Original Filing	Yes	Yes	5123:1-1-17	Distribution of funds for residential accessibility and renovation projects.
New Rule	Original Filing	Yes	No	5123:1-1-17	Community capital assistance funds - residential accessibility and renovation projects.

24 Department of Education •

Total Rules: 2 Original Filing Date: 11/3/2017 Jurisdiction Ends: 1/7/2018 Public Hearing: 12/11/2017

<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	3301-16-04	College and work ready assessment transition.
Rescission	Original Filing	No	Yes	3301-24-03	Educator preparation programs leading to Ohio licensure issued by the state board of education.

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25 Department of Health •

Total Rules: 11 Original Filing Date: 10/13/2017

Jurisdiction Ends: 12/17/2017 Public Hearing: 11/22/2017

<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	3701-34-01	Definitions.
Rescission	Original Filing	Yes	Yes	3701-34-02	Prohibitions.
Rescission	Original Filing	Yes	Yes	3701-34-03	General application procedures and provisions for contractors, specialists, designers, air monitors, and workers.
Rescission	Original Filing	Yes	Yes	3701-34-04	Contractor application requirements, criteria, and standards of conduct.
Rescission	Original Filing	Yes	Yes	3701-34-05	Asbestos hazard abatement specialist application content, qualifications, standards of conduct.
Rescission	Original Filing	Yes	Yes	3701-34-06	Asbestos hazard evaluation specialist application content, qualifications, standards of conduct.
Rescission	Original Filing	Yes	Yes	3701-34-07	Application, criteria, and standards for approval of asbestos hazard abatement training courses.
Rescission	Original Filing	Yes	Yes	3701-34-08	Asbestos hazard abatement worker application contents, qualifications, standards of conduct.
Rescission	Original Filing	Yes	Yes	3701-34-09	Asbestos hazard abatement project designer application content, qualifications, standards of conduct.
Rescission	Original Filing	Yes	Yes	3701-34-10	Asbestos hazard abatement air-monitoring technician application content, qualifications, standards of conduct.
Rescission	Original Filing	Yes	Yes	3701-34-11	Asbestos hazard abatement project agreement.

26 Department of Health •

Total Rules: 40 Original Filing Date: 10/19/2017

Jurisdiction Ends: 12/23/2017 Public Hearing: 11/22/2017

<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	3701-16-01	Definitions.
New Rule	Original Filing	Yes	No	3701-16-02	General provisions and prohibitions.
New Rule	Original Filing	Yes	No	3701-16-03	Residential care facility licensure application and renewal procedures; revocation.
New Rule	Original Filing	Yes	No	3701-16-03.1	Expedited initial licensure inspections.
New Rule	Original Filing	Yes	No	3701-16-04	Inspections and investigations; correction.
New Rule	Original Filing	Yes	No	3701-16-05	Personnel requirements.
New Rule	Original Filing	Yes	No	3701-16-06	Qualifications and health of personnel.

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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Statehouse Hearing Room 121(William McKinley Room)

FINAL REGULAR AGENDA

FINAL REGULAR AGENDA

New Rule	Original Filing	Yes	No	3701-16-07	Resident agreement; other information to be provided upon admission; risk agreements.
New Rule	Original Filing	Yes	No	3701-16-08	Resident health assessments.
New Rule	Original Filing	Yes	No	3701-16-09	Personal care services; medication administration; resident medications; application of dressings; supervision of therapeutic diets.
New Rule	Original Filing	Yes	No	3701-16-09.1	Skilled nursing care.
New Rule	Original Filing	Yes	No	3701-16-10	Dietary services; supervision of therapeutic diets.
New Rule	Original Filing	Yes	No	3701-16-11	Resident life enrichment; finances; pets; laundry.
New Rule	Original Filing	Yes	No	3701-16-12	Changes in residents' health status; incidents; infection control; tuberculosis control plan.
New Rule	Original Filing	Yes	No	3701-16-13	Building, plumbing, fire and carbon monoxide safety requirements.
New Rule	Original Filing	Yes	No	3701-16-14	Space requirements.
New Rule	Original Filing	Yes	No	3701-16-15	Building maintenance, equipment and supplies.
New Rule	Original Filing	Yes	No	3701-16-16	Temperature regulation in residential care facilities.
New Rule	Original Filing	Yes	No	3701-16-17	Records and reports.
New Rule	Original Filing	Yes	No	3701-16-18	Variances.
Rescission	Original Filing	Yes	Yes	3701-17-50	Definitions.
Rescission	Original Filing	Yes	Yes	3701-17-51	General provisions and prohibitions.
Rescission	Original Filing	Yes	Yes	3701-17-52	Residential care facility licensure application and renewal procedures; revocation.
Rescission	Original Filing	Yes	Yes	3701-17-52.1	Expedited initial licensure inspections.
Rescission	Original Filing	Yes	Yes	3701-17-53	Inspections and investigations; correction.
Rescission	Original Filing	Yes	Yes	3701-17-54	Personnel requirements.
Rescission	Original Filing	Yes	Yes	3701-17-55	Qualifications and health of personnel.
Rescission	Original Filing	Yes	Yes	3701-17-57	Resident agreement: other information to be provided upon admission; risk agreements.
Rescission	Original Filing	Yes	Yes	3701-17-58	Resident health assessments.
Rescission	Original Filing	Yes	Yes	3701-17-59	Personal care services; medication administration; resident medications; application of dressings; supervision of special diets.
Rescission	Original Filing	Yes	Yes	3701-17-59.1	Skilled nursing care.
Rescission	Original Filing	Yes	Yes	3701-17-60	Dietary services; supervision of special diets.
Rescission	Original Filing	Yes	Yes	3701-17-61	Laundry services; activities; resident finances; pets.

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

Rescission	Original Filing	Yes	Yes	3701-17-62	Changes in residents' health status; incidents; infection control; tuberculosis control plan.
Rescission	Original Filing	Yes	Yes	3701-17-63	Building, plumbing, and fire safety requirements.
Rescission	Original Filing	Yes	Yes	3701-17-64	Space requirements.
Rescission	Original Filing	Yes	Yes	3701-17-65	Building maintenance, equipment and supplies.
Rescission	Original Filing	Yes	Yes	3701-17-66	Temperature regulation in residential care facilities.
Rescission	Original Filing	Yes	Yes	3701-17-67	Records and reports.
Rescission	Original Filing	Yes	Yes	3701-17-68	Variances.

27 Department of Higher Education •

Total Rules: 10 Original Filing Date: 10/27/2017 Jurisdiction Ends: 12/31/2017 Public Hearing: 11/29/2017

<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	3333-1-02	Definition of headcount enrollment and full-time equivalent enrollment, and requirements for higher education data reporting.
Amendment	Original Filing	No	Yes	3333-1-21	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.
Rescission	Original Filing	No	Yes	3333-1-61	"Choose Ohio" first scholarship program; eligible proposals.
New Rule	Original Filing	No	No	3333-1-61	Choose Ohio first scholarship program.
Rescission	Original Filing	No	Yes	3333-1-61.1	General guidelines for proposals.
Rescission	Original Filing	No	Yes	3333-1-61.2	Objectives to be reflected in proposals.
Rescission	Original Filing	No	Yes	3333-1-61.3	Review process of proposals.
Rescission	Original Filing	No	Yes	3333-1-61.4	Award and agreements.
Rescission	Original Filing	No	Yes	3333-1-61.5	Funding.

Total Rules: 1 Original Filing Date: 10/27/2017 Date of Revised Filing: 11/6/2017 Jurisdiction Ends: 12/31/2017 Public Hearing: 11/29/2017

<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	3333-1-02.1	Relationship of enrollment data to state funding of higher education.

28 Department of Higher Education •

Total Rules: 1 Original Filing Date: 10/27/2017 Jurisdiction Ends: 12/31/2017 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	3333-9-01	For the conduct of business.

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

29 Department of Job and Family Services • Child Support

Total Rules: 3	Original Filing Date: 10/25/2017				Jurisdiction Ends: 12/29/2017	Public Hearing: 11/28/2017
<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	5101:12-10-70	Termination of services.	
New Rule	Original Filing	No	No	5101:12-60-70.5	County initiation of a reduction of permanently assigned arrears.	
Amendment	Original Filing	No	No	5101:12-60-99	Chapter 5101:12-60 forms - order administration.	

30 Department of Job and Family Services • Division of Public Assistance

Total Rules: 1	Original Filing Date: 10/26/2017				Jurisdiction Ends: 12/30/2017	Public Hearing: 11/28/2017
<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	5101:1-3-12	Ohio works first: work activities.	

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

Total Rules: 8	Original Filing Date: 10/12/2017				Jurisdiction Ends: 12/16/2017	Public Hearing: 11/21/2017
<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	5101:2-53-01	Definitions related to the Indian Child Welfare Act.	
Amendment	Original Filing	Yes	Yes	5101:2-53-03	Determination of Indian status, tribal eligibility and membership.	
New Rule	Original Filing	Yes	No	5101:2-53-04	Indian Child Welfare Act (ICWA) notice requirements.	
Amendment	Original Filing	Yes	Yes	5101:2-53-05	Voluntary placement for temporary custody of Indian child.	
Amendment	Original Filing	Yes	Yes	5101:2-53-06	Emergency removal and involuntary custody of Indian children.	
Amendment	Original Filing	Yes	Yes	5101:2-53-07	Permanent surrender or parental consent to adoptive placement of Indian children.	
Amendment	Original Filing	Yes	Yes	5101:2-53-08	Placement preference of Indian children.	
Amendment	Original Filing	Yes	Yes	5101:2-53-09	Procedures for the transfer of Indian children to a tribal Title IV-E agency or an Indian tribe with a Title IV-E agreement.	

Total Rules: 1	Original Filing Date: 10/12/2017	Date of Revised Filing: 10/24/2017	Jurisdiction Ends: 12/16/2017	Public Hearing: 11/21/2017	
<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	5101:2-53-02	General provisions of the Indian child welfare act (ICWA).

32 Department of Job and Family Services • Hearings

Total Rules: 2	Original Filing Date: 10/17/2017	Date of Revised Filing: 10/17/2017	Jurisdiction Ends: 12/21/2017	Public Hearing: 11/17/2017	
<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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Rescission	Revised Filing	No	Yes	5101:6-2-35	State hearings: notice of a managed care plan's denial, reduction, suspension, or termination of a medical service.
Amendment	Revised Filing	Yes	Yes	5101:6-4-01	State hearings: continuation of benefits when a state hearing is requested.
Total Rules: 10 Original Filing Date: 10/17/2017 Date of Revised Filing: 10/23/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017					

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Revised Filing	No	Yes	5101:6-2-50	State hearings: notice of determinations concerning spouses separated by institutionalization.
Amendment	Revised Filing	No	Yes	5101:6-3-02	State hearings: state hearing requests.
Amendment	Revised Filing	Yes	Yes	5101:6-5-01	State hearings: procedures prior to the state hearing.
Amendment	Revised Filing	No	Yes	5101:6-5-02	State hearings: postponement of the state hearing.
Amendment	Revised Filing	Yes	Yes	5101:6-6-01	State hearings:- scheduling and attendance.
Amendment	Revised Filing	No	Yes	5101:6-6-02	State hearings: rights and responsibilities of the participants.
Amendment	Revised Filing	No	Yes	5101:6-7-01	State hearings: state hearing decisions.
Amendment	Revised Filing	Yes	Yes	5101:6-7-03	State hearings: implementation of the hearing decision.
Amendment	Revised Filing	No	Yes	5101:6-8-01	State hearings: administrative appeal of the state hearing decision.
Amendment	Revised Filing	No	Yes	5101:6-9-01	State hearings: further appeal rights.

Total Rules: 1 Original Filing Date: 10/17/2017 Date of Revised Filing: 11/7/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	5101:6-3-01	State hearings: grounds for requesting a state hearing.
Total Rules: 1 Original Filing Date: 10/17/2017 Date of Revised Filing: 11/21/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017					
<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	5101:6-5-03	State hearings: denial and dismissal of state hearing requests.

33 Department of Job and Family Services • ODJFS Practices

Total Rules: 4 Original Filing Date: 10/27/2017 Jurisdiction Ends: 12/31/2017 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	5101:9-6-08	Temporary assistance for needy families (TANF) regular allocation.
New Rule	Original Filing	No	No	5101:9-6-08	Temporary assistance for needy families (TANF) regular allocation.
Rescission	Original Filing	No	Yes	5101:9-6-08.8	Temporary assistance for needy families (TANF) administration allocation.
New Rule	Original Filing	No	No	5101:9-6-08.8	Temporary assistance for needy families (TANF) administration allocation.

34 Department of Job and Family Services • ODJFS Practices

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

Total Rules: 1 Original Filing Date: 10/24/2017

Jurisdiction Ends: 12/28/2017 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	5101:9-6-09	Food assistance employment and training allocation.

35 Department of Mental Health and Addiction Services • Operations Management

Total Rules: 1 Original Filing Date: 10/25/2017

Jurisdiction Ends: 12/29/2017 Public Hearing: 11/28/2017

<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	5122:2-1-02	Board client rights and grievance procedure.

36 Department of Mental Health and Addiction Services • Operations Management

Total Rules: 1 Original Filing Date: 10/25/2017

Jurisdiction Ends: 12/29/2017 Public Hearing: 11/28/2017

<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	5122:2-1-03	County withdrawal from a joint-county community mental health board.

37 Department of Mental Health and Addiction Services • Operations Management

Total Rules: 2 Original Filing Date: 10/25/2017

Jurisdiction Ends: 12/29/2017 Public Hearing: 11/28/2017

<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	5122:2-1-05	Community mental health board operation of mental health services or facilities.
New Rule	Original Filing	No	No	5122:2-1-05	Board operation of mental health or addiction services or facilities.

38 Department of Public Safety •

Total Rules: 5 Original Filing Date: 10/17/2017

Jurisdiction Ends: 12/21/2017 Public Hearing: 11/21/2017

<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	4501-45-03	Licensing requirements for manufacturers of ignition interlock devices.
Amendment	Original Filing	Yes	No	4501-45-06	Appeals.
Rescission	Original Filing	No	Yes	4501-45-10	Audits and inspections.
New Rule	Original Filing	Yes	No	4501-45-10	Audits and inspections.
Amendment	Original Filing	Yes	No	4501-45-11	Incorporated by reference.

Total Rules: 2 Original Filing Date: 10/17/2017

Date of Revised Filing: 10/20/2017

Jurisdiction Ends: 12/21/2017 Public Hearing: 11/21/2017

<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	No	4501-45-01	Definitions.
Amendment	Revised Filing	Yes	No	4501-45-05	Denial, suspension or revocation of licensing or certification.

Total Rules: 1 Original Filing Date: 10/17/2017 Date of Revised Filing: 10/27/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/21/2017

<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	No	4501-45-09	Warning labels for certified immobilizing or disabling devices.

Total Rules: 1 Original Filing Date: 10/17/2017 Date of Revised Filing: 11/20/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/21/2017

<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	No	4501-45-04	Certification requirements for ignition interlock devices.

39 Department of Public Safety •

Total Rules: 1 Original Filing Date: 10/16/2017 Date of Revised Filing: 10/19/2017 Jurisdiction Ends: 12/20/2017 Public Hearing: 11/21/2017

<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	4501-1-01	Definitions.

Total Rules: 1 Original Filing Date: 10/16/2017 Date of Revised Filing: 10/20/2017 Jurisdiction Ends: 12/20/2017 Public Hearing: 11/21/2017

<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	4501-1-04	Prescribed application forms.

40 Department of Taxation •

Total Rules: 5 Original Filing Date: 10/25/2017 Jurisdiction Ends: 12/29/2017 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	5703-25-34	Use of prescribed agricultural use value of land tables by county auditor.
Amendment	Original Filing	No	Yes	5703-25-35	Determination of current agricultural use taxable value of land and total taxable value of parcels in counties that completed sexennial reappraisals for tax year 1972 or later.
Amendment	Original Filing	No	Yes	5703-25-36	Application of rules.
Amendment	Original Filing	No	Yes	5703-25-45	Tax reduction factor; computation; minimum for schools.
Amendment	Original Filing	No	Yes	5703-25-46	Tax reduction factor; certification; composite factor.

41 Department of Taxation •

Total Rules: 3 Original Filing Date: 10/27/2017 Date of Revised Filing: 10/30/2017 Jurisdiction Ends: 12/31/2017 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	Revised Filing	Yes	No	5703-41-01	Filing of returns and payments by electronic means.
New Rule	Revised Filing	Yes	No	5703-41-02	Joint economic development zones and joint economic development districts.
New Rule	Revised Filing	Yes	No	5703-41-03	Change in taxable year and declaration of estimated taxes for short taxable years.

42 Department of Taxation •

Total Rules: 1 Original Filing Date: 11/3/2017

Jurisdiction Ends: 1/7/2018 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	Yes	No	5703-11-05	Required information for aviation fuel dealers.

43 Environmental Review Appeals Commission •

Total Rules: 25 Original Filing Date: 10/11/2017

Jurisdiction Ends: 12/15/2017 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	3746-3-04	Case file.
Rescission	Original Filing	No	Yes	3746-5-03	Joinder.
New Rule	Original Filing	No	No	3746-5-03	Filing the notice of appeal.
Rescission	Original Filing	No	Yes	3746-5-04	Intervention.
New Rule	Original Filing	No	No	3746-5-04	Contents of the notice of appeal.
Rescission	Original Filing	No	Yes	3746-5-05	Participation by amicus curiae; briefs; oral argument.
New Rule	Original Filing	No	No	3746-5-05	Notice of appeal - Effect of failure to comply with statute.
Rescission	Original Filing	No	Yes	3746-5-06	Filing the notice of appeal.
New Rule	Original Filing	No	No	3746-5-06	Amendment of notice of appeal.
Rescission	Original Filing	No	Yes	3746-5-07	Contents of the notice of appeal.
New Rule	Original Filing	No	No	3746-5-07	Joinder.
Rescission	Original Filing	No	Yes	3746-5-08	Notice of appearance and answer to the notice of appeal.
New Rule	Original Filing	No	No	3746-5-08	Intervention.
Rescission	Original Filing	No	Yes	3746-5-09	Extension of time for filings.
New Rule	Original Filing	No	No	3746-5-09	Consolidation of proceedings.
Rescission	Original Filing	No	Yes	3746-5-10	Amendment of notice of appeal.
New Rule	Original Filing	No	No	3746-5-10	Substitution of parties.
Rescission	Original Filing	No	Yes	3746-5-11	Notice of appeal - Effect of failure to comply with statute.
New Rule	Original Filing	No	No	3746-5-11	Answer to the notice of appeal.
Rescission	Original Filing	No	Yes	3746-5-12	Certification of record to the commission.
New Rule	Original Filing	No	No	3746-5-12	Appearances and withdrawals.
Rescission	Original Filing	No	Yes	3746-5-13	Stays.
New Rule	Original Filing	No	No	3746-5-13	Certification of record to the commission.

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

Rescission	Original Filing	No	Yes	3746-5-14	Expedited stays.
New Rule	Original Filing	No	No	3746-5-14	Record address.

44 Environmental Review Appeals Commission •

Total Rules: 24 Original Filing Date: 10/11/2017

Jurisdiction Ends: 12/15/2017 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	3746-5-15	Bonds.
New Rule	Original Filing	No	No	3746-5-15	Designation of lead counsel.
Rescission	Original Filing	No	Yes	3746-5-16	Form of motions, memoranda, and other filings.
New Rule	Original Filing	No	No	3746-5-16	Filing and service of documents.
Rescission	Original Filing	No	Yes	3746-5-17	Format of briefs.
New Rule	Original Filing	No	No	3746-5-17	Requirement for signature.
Rescission	Original Filing	No	Yes	3746-5-18	Issue briefing.
New Rule	Original Filing	No	No	3746-5-18	Electronic filing.
Rescission	Original Filing	No	Yes	3746-5-19	Filing and service of documents.
New Rule	Original Filing	No	No	3746-5-19	Computation of time.
Rescission	Original Filing	No	Yes	3746-5-20	Computation and extension of time.
New Rule	Original Filing	No	No	3746-5-20	Extension of time for filings.
Rescission	Original Filing	No	Yes	3746-5-21	Identification, representation of authority, and verification.
New Rule	Original Filing	No	No	3746-5-21	Stays.
Rescission	Original Filing	No	Yes	3746-5-22	Record address.
New Rule	Original Filing	No	No	3746-5-22	Expedited stays.
Rescission	Original Filing	No	Yes	3746-5-23	Evidence.
New Rule	Original Filing	No	No	3746-5-23	Bonds.
Rescission	Original Filing	No	Yes	3746-5-24	View of premises.
New Rule	Original Filing	No	No	3746-5-24	Prehearing conference.
Rescission	Original Filing	No	Yes	3746-5-25	Prehearing conference.
New Rule	Original Filing	No	No	3746-5-25	Form of motions, memoranda, and other filings.
Rescission	Original Filing	No	Yes	3746-5-26	Consolidation of proceedings.
New Rule	Original Filing	No	No	3746-5-26	Motions.

45 Environmental Review Appeals Commission •

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

Total Rules: 23 Original Filing Date: 10/11/2017

Jurisdiction Ends: 12/15/2017 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	3746-5-27	Substitution of parties.
New Rule	Original Filing	No	No	3746-5-27	Format of briefs.
Rescission	Original Filing	No	Yes	3746-5-28	Dismissal of actions.
New Rule	Original Filing	No	No	3746-5-28	Issue briefing.
Rescission	Original Filing	No	Yes	3746-5-29	Record to be made.
New Rule	Original Filing	No	No	3746-5-29	View of premises.
Rescission	Original Filing	No	Yes	3746-5-30	Burden of proceedings.
New Rule	Original Filing	No	No	3746-5-30	Dismissal of actions.
Rescission	Original Filing	No	Yes	3746-5-31	Notice to counsel.
Rescission	Original Filing	No	Yes	3746-6-09	Motions.
Amendment	Original Filing	No	No	3746-7-01	Requisites for de novo hearings.
Rescission	Original Filing	No	Yes	3746-7-03	Appearances and withdrawals.
New Rule	Original Filing	No	No	3746-7-03	Expedited hearings.
Rescission	Original Filing	No	Yes	3746-7-08	Stipulations before the commission.
New Rule	Original Filing	No	No	3746-7-08	Burden of proceedings.
Rescission	Original Filing	No	Yes	3746-7-09	Oral argument procedure.
New Rule	Original Filing	No	No	3746-7-09	Evidence.
New Rule	Original Filing	No	No	3746-7-10	Record to be made.
New Rule	Original Filing	No	No	3746-7-11	Stipulations before the commission.
New Rule	Original Filing	No	No	3746-7-12	Oral argument procedure.
New Rule	Original Filing	No	No	3746-7-13	Participation by amicus curiae.
Rescission	Original Filing	No	Yes	3746-11-04	Proposed findings of fact and conclusions of law.
New Rule	Original Filing	No	No	3746-11-04	Expedited decisions.

46 Industrial Commission •

Total Rules: 2 Original Filing Date: 11/1/2017

Jurisdiction Ends: 1/5/2018 Public Hearing: 12/19/2017

<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	4121-1-02	Notice of public meetings.

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

Amendment Original Filing No Yes [4121-1-03](#) Non-adjudicatory meetings of the industrial commission.

47 Ohio Athletic Commission •

Total Rules: 2 Original Filing Date: 10/19/2017 Date of Revised Filing: 10/24/2017 Jurisdiction Ends: 12/23/2017 Public Hearing: 11/20/2017

<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	Yes	Yes	3773-1-13	Protest of results.
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Amendment	Revised Filing	Yes	Yes	3773-4-04	Licensing a professional boxer from out of state.
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Total Rules: 1 Original Filing Date: 10/19/2017 Date of Revised Filing: 10/25/2017 Jurisdiction Ends: 12/23/2017 Public Hearing: 11/20/2017

<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	Yes	Yes	3773-1-05	Fees for licenses and permits.
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48 Ohio Casino Control Commission •

Total Rules: 4 Original Filing Date: 10/24/2017 Jurisdiction Ends: 12/28/2017 Public Hearing: 11/29/2017

<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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New Rule	Original Filing	Yes	No	3772-50-21	Independent skill-based amusement machine testing laboratory certification.
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New Rule	Original Filing	Yes	No	3772-50-23	Duties of certified independent skill-based amusement machine testing laboratories.
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New Rule	Original Filing	Yes	No	3772-50-24	Skill-based amusement machine standards.
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New Rule	Original Filing	Yes	No	3772-50-25	Approval and testing.
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Total Rules: 1 Original Filing Date: 10/24/2017 Date of Revised Filing: 11/1/2017 Jurisdiction Ends: 12/28/2017 Public Hearing: 11/29/2017

<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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New Rule	Revised Filing	Yes	No	3772-50-22	Conditions of skill-based amusement machine testing laboratory certification.
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49 Ohio Department of Medicaid • Eligibility

Total Rules: 6 Original Filing Date: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing:

<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	5160:1-5-02	Medicaid: breast and cervical cancer project (BCCP).
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Amendment	Original Filing	No	Yes	5160:1-5-02.1	Medicaid: breast and cervical cancer project (BCCP) definitions.
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Rescission	Original Filing	No	Yes	5160:1-5-02.2	Medicaid: breast and cervical cancer project (BCCP): eligibility requirements.
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New Rule	Original Filing	No	No	5160:1-5-02.2	Medicaid: breast and cervical cancer project (BCCP): eligibility requirements.
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Rescission	Original Filing	No	Yes	5160:1-5-02.3	Medicaid: breast and cervical cancer project (BCCP) eligibility period.
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Amendment Original Filing No Yes [5160:1-5-02.4](#)

Medicaid: breast and cervical cancer project (BCCP): application and redetermination process.

50 Ohio Department of Medicaid • Eligibility

Total Rules: 1 Original Filing Date: 10/17/2017

Jurisdiction Ends: 12/21/2017 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
Amendment	Original Filing	No	No	5160:1-2-01

Rule Title
 Medicaid: administrative agency responsibilities.

51 Ohio Department of Medicaid • Eligibility

Total Rules: 1 Original Filing Date: 10/16/2017

Date of Revised Filing: 10/31/2017 Jurisdiction Ends: 12/20/2017 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
Amendment	Revised Filing	No	Yes	5160:1-2-07

Rule Title
 Medicaid: estate recovery.

52 Ohio Department of Medicaid • Eligibility

Total Rules: 3 Original Filing Date: 10/17/2017

Jurisdiction Ends: 12/21/2017 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
Rescission	Original Filing	No	Yes	5160:1-3-03.1
New Rule	Original Filing	No	No	5160:1-3-03.1
Amendment	Original Filing	No	No	5160:1-6-05

Rule Title
 Medicaid: income.
 Medicaid: income.
 Medicaid: treatment of income and resources for spouses who are both seeking medicaid payment for long-term care (LTC) services.

53 Ohio Department of Medicaid • Eligibility

Total Rules: 1 Original Filing Date: 10/17/2017

Jurisdiction Ends: 12/21/2017 Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
Amendment	Original Filing	No	No	5160:1-3-05.14

Rule Title
 Medicaid: resource exclusion.

54 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2017

Date of Revised Filing: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
New Rule	Revised Filing	Yes	No	5160-15-14

Rule Title
 Transportation: non-emergency services through a CDJFS: program integrity provisions.

55 Ohio Department of Medicaid •

Total Rules: 2 Original Filing Date: 10/17/2017

Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
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Rule Title

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

Amendment	Original Filing	Yes	No	5160-8-11	Spinal manipulation and related diagnostic imaging services.
New Rule	Original Filing	Yes	No	5160-8-51	Acupuncture services.

56 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	5160-4-04	Advanced practice registered nurse (APRN) services.

57 Ohio Department of Medicaid •

Total Rules: 8 Original Filing Date: 10/27/2017 Jurisdiction Ends: 12/31/2017 Public Hearing: 11/27/2017

<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	5160-3-05	Level of care definitions.
New Rule	Original Filing	No	No	5160-3-05	Level of care definitions.
Rescission	Original Filing	No	Yes	5160-3-06	Criteria for the protective level of care.
New Rule	Original Filing	No	No	5160-3-08	Criteria for nursing facility-based level of care for an adult.
New Rule	Original Filing	No	No	5160-3-09	Criteria for nursing facility-based level of care for a child.
New Rule	Original Filing	Yes	No	5160-3-10	Nursing facility-based level of care assessment and determination process for children.
Rescission	Original Filing	Yes	Yes	5160-3-14	Process and timeframes for a level of care determination for nursing facility-based level of care programs.
New Rule	Original Filing	Yes	No	5160-3-14	Nursing facility-based level of care assessment and determination process for adults.

Total Rules: 2 Original Filing Date: 10/27/2017 Date of Revised Filing: 10/31/2017 Jurisdiction Ends: 12/31/2017 Public Hearing: 11/27/2017

<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	5160-3-06	Criteria for the protective level of care.
Rescission	Revised Filing	No	Yes	5160-3-08	Criteria for nursing facility-based level of care.

58 Ohio Department of Medicaid •

Total Rules: 2 Original Filing Date: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	5160-12-08	Registered nurse assessment and registered nurse consultation services.
Amendment	Original Filing	Yes	No	5160-45-10	ODM-administered waiver programs: Provider conditions of participation.

JOINT COMMITTEE ON AGENCY RULE REVIEW
12/11/2017 - 1:30 PM
Statehouse Hearing Room 121(William McKinley Room)

FINAL REGULAR AGENDA

FINAL REGULAR AGENDA

Total Rules: 1 Original Filing Date: 10/17/2017 Date of Revised Filing: 10/24/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	No	5160-12-04	Home health and private duty nursing: visit policy.

Total Rules: 1 Original Filing Date: 10/17/2017 Date of Revised Filing: 11/21/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	5160-1-40	Electronic Visit Verification (EVV).

59 Ohio Department of Medicaid •

Total Rules: 3 Original Filing Date: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	5160-20-01	Coordinated services program.
Rescission	Original Filing	Yes	Yes	5160-26-08.4	Managed health care programs: MCP grievance system.
Rescission	Original Filing	Yes	Yes	5160-58-08.4	Appeals and grievances for "MyCare Ohio".

Total Rules: 2 Original Filing Date: 10/17/2017 Date of Revised Filing: 11/21/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	5160-26-08.4	Managed health care programs: managed care plan appeal and grievance system.
New Rule	Revised Filing	Yes	No	5160-58-08.4	Appeals and grievances for "MyCare Ohio".

60 Ohio Department of Medicaid •

Total Rules: 6 Original Filing Date: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	5160-26-02	Managed health care program: eligibility and enrollment.
Amendment	Original Filing	Yes	No	5160-26-03	Managed health care programs: covered services.
Amendment	Original Filing	Yes	No	5160-26-03.1	Managed health care programs: primary care and utilization management.
Amendment	Original Filing	No	Yes	5160-26-08.3	Managed health care programs: member rights.
Amendment	Original Filing	Yes	Yes	5160-26-09	Managed health care programs: payment and financial responsibility.
Amendment	Original Filing	No	Yes	5160-26-11	Managed health care programs: managed care plan non-contracting providers.

61 Ohio Department of Medicaid •

Total Rules: 3 Original Filing Date: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	5160-58-01.1	MyCare Ohio plans: application of general managed care rules.

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

Amendment	Original Filing	Yes	Yes	5160-58-02.1	MyCare Ohio plans: termination of enrollment.
Amendment	Original Filing	Yes	Yes	5160-58-03	MyCare Ohio plans: covered services.

62 Ohio Department of Medicaid •

Total Rules: 2 Original Filing Date: 10/12/2017 Jurisdiction Ends: 12/16/2017 Public Hearing: 11/13/2017

<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	5160-1-60	Medicaid payment.
Amendment	Original Filing	No	Yes	5160-11-09	Laboratory-related services: claim payment.

63 Ohio Department of Medicaid •

Total Rules: 4 Original Filing Date: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	5160-40-01	Medicaid home and community-based services program - individual options waiver.
Rescission	Original Filing	No	Yes	5160-41-12	Home and community-based services waivers - request for prior authorization for individuals enrolled in the individual options waiver.
Amendment	Original Filing	No	No	5160-41-17	Medicaid home and community-based services program - self-empowered life funding waiver.
Amendment	Original Filing	No	No	5160-42-01	Medicaid home and community-based services program - level one waiver.

64 Ohio Department of Medicaid •

Total Rules: 1 Original Filing Date: 10/17/2017 Jurisdiction Ends: 12/21/2017 Public Hearing: 11/17/2017

<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	5160-1-71	Patient-centered medical homes (PCMH): eligible providers.

65 Ohio Environmental Protection Agency •

Total Rules: 11 Original Filing Date: 6/1/2017 Date of Refiled Filing: 11/30/2017 Jurisdiction Ends: 12/30/2017 Public Hearing: 7/11/2017

<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	3745-17-01	Definitions.
Amendment	Refiled Filing	Yes	Yes	3745-17-03	Measurement methods and procedures.
Amendment	Refiled Filing	Yes	Yes	3745-17-04	Compliance time schedules.
Amendment	Refiled Filing	Yes	Yes	3745-17-07	Control of visible particulate emissions from stationary sources.
Amendment	Refiled Filing	Yes	Yes	3745-17-08	Restriction of emission of fugitive dust.
Amendment	Refiled Filing	Yes	Yes	3745-17-09	Restrictions on particulate emissions and odors from incinerators.

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	3745-17-10	Restrictions on particulate emissions from fuel burning equipment.
Amendment	Refiled Filing	Yes	Yes	3745-17-11	Restrictions on particulate emissions from industrial processes.
Amendment	Refiled Filing	Yes	Yes	3745-17-12	Additional restrictions on particulate emissions from specific air contaminant sources in Cuyahoga county.
Amendment	Refiled Filing	Yes	Yes	3745-17-13	Additional restrictions on particulate emissions from specific air contaminant sources in Jefferson county.
Amendment	Refiled Filing	Yes	Yes	3745-17-14	Contingency plan requirements for Cuyahoga and Jefferson counties.

66 Ohio Environmental Protection Agency •

Total Rules: 11 Original Filing Date: 10/30/2017 Jurisdiction Ends: 1/3/2018 Public Hearing: 12/6/2017

<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	Exempt	3745-52-23	Use of the manifest.
Amendment	Original Filing	Yes	Exempt	3745-54-76	Unmanifested waste report.
Amendment	Original Filing	Yes	Exempt	3745-56-71	Treatment program.
Amendment	Original Filing	Yes	Exempt	3745-56-72	Treatment demonstration.
Amendment	Original Filing	Yes	Exempt	3745-56-76	Food-chain crops.
Amendment	Original Filing	Yes	Exempt	3745-65-76	Unmanifested waste report.
Amendment	Original Filing	Yes	Exempt	3745-66-77	Special requirements for incompatible wastes.
Amendment	Original Filing	Yes	Exempt	3745-67-30	Special requirements for incompatible wastes.
Amendment	Original Filing	Yes	Exempt	3745-67-57	Special requirements for incompatible wastes.
Amendment	Original Filing	Yes	Exempt	3745-67-82	Special requirements for incompatible wastes.
Amendment	Original Filing	Yes	Exempt	3745-68-13	Special requirements for incompatible wastes.

67 Ohio Environmental Protection Agency •

Total Rules: 8 Original Filing Date: 10/30/2017 Jurisdiction Ends: 1/3/2018 Public Hearing: 12/6/2017

<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	Exempt	3745-51-23	Characteristic of reactivity.
Amendment	Original Filing	Yes	Exempt	3745-51-40	Conditional exclusion for used, intact CRTs exported for recycling.
Amendment	Original Filing	Yes	Exempt	3745-52-205	Summary of the requirements of the university lab rules.
Amendment	Original Filing	Yes	Exempt	3745-54-99	Compliance monitoring program.
Amendment	Original Filing	Yes	Exempt	3745-65-94	Recordkeeping and reporting.
Amendment	Original Filing	Yes	Exempt	3745-270-05	Procedures for case-by-case extensions to an effective date.

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

Amendment	Original Filing	Yes	Exempt	3745-270-06
Amendment	Original Filing	Yes	Exempt	3745-270-44

Petitions to allow land disposal of a waste prohibited under rules 3745-270-20 to 3745-270-39 of the Administrative Code.
 Variance from a treatment standard.

68 Ohio Environmental Protection Agency •

Total Rules: 3 Original Filing Date: 10/30/2017

Jurisdiction Ends: 1/3/2018 Public Hearing: 12/6/2017

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
New Rule	Original Filing	Yes	Exempt	3745-50-49
Rescission	Original Filing	Yes	Exempt	3745-51-41
New Rule	Original Filing	Yes	Exempt	3745-51-41

Rule Title
 Effect of a permit.
 Notification and recordkeeping for used, intact CRTs exported for reuse.
 Notification and recordkeeping for used, intact CRTs exported for reuse.

69 Ohio Environmental Protection Agency •

Total Rules: 2 Original Filing Date: 10/30/2017

Jurisdiction Ends: 1/3/2018 Public Hearing: 12/6/2017

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
Amendment	Original Filing	Yes	Exempt	3745-54-93
Amendment	Original Filing	Yes	Exempt	3745-266-101

Rule Title
 Hazardous constituents.
 Management prior to burning.

70 Ohio Environmental Protection Agency •

Total Rules: 15 Original Filing Date: 10/30/2017

Jurisdiction Ends: 1/3/2018 Public Hearing: 12/6/2017

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>
Amendment	Original Filing	Yes	Yes	3745-57-91
Amendment	Original Filing	Yes	Yes	3745-65-12
Amendment	Original Filing	Yes	Yes	3745-65-16
Amendment	Original Filing	Yes	Yes	3745-65-33
Amendment	Original Filing	Yes	Yes	3745-65-71
Amendment	Original Filing	Yes	Yes	3745-65-77
Amendment	Original Filing	Yes	Yes	3745-66-74
Amendment	Original Filing	Yes	Yes	3745-266-70
Amendment	Original Filing	Yes	Yes	3745-266-80
Amendment	Original Filing	Yes	Yes	3745-266-200
Amendment	Original Filing	Yes	Yes	3745-273-08
Amendment	Original Filing	Yes	Yes	3745-273-20

Rule Title
 Environmental performance standards.
 Required notices.
 Personnel training.
 Testing and maintenance of equipment.
 Use of manifest system.
 Additional reports.
 Inspections.
 Applicability and requirements- recyclable materials utilized for precious metal recovery.
 Applicability and requirements- spent lead-acid batteries being reclaimed.
 Applicability- military munitions.
 Applicability- household and conditionally exempt small quantity generator waste.
 Exports - standards for small quantity handlers of universal waste.

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

Amendment	Original Filing	Yes	Yes	3745-273-40	Exports - standards for large quantity handlers of universal waste.
Amendment	Original Filing	Yes	Yes	3745-273-56	Exports - standards for universal waste transporters.
Amendment	Original Filing	Yes	Yes	3745-273-70	Imports of universal waste.

71 Ohio Environmental Protection Agency •

Total Rules: 16 Original Filing Date: 10/30/2017 Jurisdiction Ends: 1/3/2018 Public Hearing: 12/6/2017

<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	3745-52-10	Applicability- generator standards.
Amendment	Original Filing	Yes	Yes	3745-52-12	Generator identification numbers.
Amendment	Original Filing	Yes	Yes	3745-52-41	Biennial report.
Amendment	Original Filing	Yes	Yes	3745-52-50	Applicability- exports of hazardous waste to a foreign country.
Amendment	Original Filing	Yes	Yes	3745-52-60	Imports of hazardous waste from a foreign country.
Amendment	Original Filing	Yes	Yes	3745-53-10	Applicability- transporter standards.
Rescission	Original Filing	Yes	Yes	3745-53-11	Registration of hazardous waste transporters.
New Rule	Original Filing	Yes	No	3745-53-11	U.S. EPA identification number- transporters.
Rescission	Original Filing	Yes	Yes	3745-53-20	Acceptance and handling of hazardous waste and the manifest system.
New Rule	Original Filing	Yes	No	3745-53-20	Acceptance and handling of hazardous waste and the manifest system.
Amendment	Original Filing	Yes	Yes	3745-54-12	Required notices.
Amendment	Original Filing	Yes	Yes	3745-54-16	Personnel training.
Amendment	Original Filing	Yes	Yes	3745-54-71	Use of manifest system.
Amendment	Original Filing	Yes	Yes	3745-54-77	Additional reports.
Amendment	Original Filing	Yes	Yes	3745-54-94	Concentration limits.
Amendment	Original Filing	Yes	Yes	3745-55-74	Inspections.

72 Ohio Environmental Protection Agency •

Total Rules: 14 Original Filing Date: 10/30/2017 Jurisdiction Ends: 1/3/2018 Public Hearing: 12/6/2017

<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	3745-50-10	Definitions and computation of time.
Amendment	Original Filing	Yes	Yes	3745-50-28	Procedures for case-by-case regulation of hazardous waste recycling activities.
Amendment	Original Filing	Yes	Yes	3745-50-31	Exemptions.
Amendment	Original Filing	Yes	Yes	3745-50-32	Definitions.

Amendment	Original Filing	Yes	Yes	3745-50-33	Fees for the off-site disposal of hazardous waste.
Amendment	Original Filing	Yes	Yes	3745-50-34	Fees for on-site or satellite disposal of hazardous waste.
Amendment	Original Filing	Yes	Yes	3745-50-35	Fees for the treatment of hazardous waste.
Amendment	Original Filing	Yes	Yes	3745-50-37	Permit application fee.
Amendment	Original Filing	Yes	Yes	3745-50-46	Permits by rule.
Amendment	Original Filing	Yes	Yes	3745-50-58	Conditions applicable to all permits.
Amendment	Original Filing	Yes	Yes	3745-51-01	Purpose and scope of Chapter 3745-51 of the Administrative Code.
Amendment	Original Filing	Yes	Yes	3745-51-02	Definition of waste.
Amendment	Original Filing	Yes	Yes	3745-51-07	Residues of hazardous waste in empty containers.
Amendment	Original Filing	Yes	Yes	3745-51-39	Conditional exclusion for used, broken CRTs and processed CRT glass undergoing recycling.

73 Ohio Environmental Protection Agency •

Total Rules: 6 Original Filing Date: 10/12/2017 Jurisdiction Ends: 12/16/2017 Public Hearing: 11/15/2017

<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	3745-400-13	Financial assurance for construction and demolition debris facility final closure.
Amendment	Original Filing	Yes	Yes	3745-400-14	Wording of the financial instruments.
Amendment	Original Filing	Yes	Yes	3745-400-16	Post-closure care of a construction and demolition debris facility.
Amendment	Original Filing	Yes	Yes	3745-400-18	Financial assurance for post-closure care of construction and demolition debris facilities.
Amendment	Original Filing	Yes	Yes	3745-400-20	Leachate sampling and analysis and additional requirements to monitor ground water for leachate parameters.
Rescission	Original Filing	Yes	Yes	3745-400-25	Five year transition for final closure and post-closure care financial assurance for construction and demolition debris facilities.

Total Rules: 1 Original Filing Date: 10/12/2017 Date of Refiled Filing: 11/30/2017 Jurisdiction Ends: 12/30/2017 Public Hearing: 11/15/2017

<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	3745-400-17	Procedures for issuance of an order extending the post-closure care period.

74 Ohio Environmental Protection Agency •

Total Rules: 3 Original Filing Date: 10/20/2017 Jurisdiction Ends: 12/24/2017 Public Hearing: 11/28/2017

<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	3745-400-01	Definitions.

Amendment	Original Filing	Yes	Yes	3745-400-11	Operation of facilities.
New Rule	Original Filing	Yes	No	3745-400-26	Operator certification.

75 Ohio Environmental Protection Agency •

Total Rules: 8 Original Filing Date: 10/31/2017 Jurisdiction Ends: 1/4/2018 Public Hearing: 12/7/2017

<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	3745-72-01	Applicability.
Rescission	Original Filing	Yes	Yes	3745-72-02	Definitions.
Rescission	Original Filing	Yes	Yes	3745-72-03	Gasoline volatility standards and general provisions.
Rescission	Original Filing	Yes	Yes	3745-72-04	Transfer documentation and recordkeeping.
Rescission	Original Filing	Yes	Yes	3745-72-05	Liability.
Rescission	Original Filing	Yes	Yes	3745-72-06	Defenses.
Rescission	Original Filing	Yes	Yes	3745-72-07	Special provisions for alcohol blends.
Rescission	Original Filing	Yes	Yes	3745-72-08	Quality assurance and test methods.

76 Ohio Environmental Protection Agency •

Total Rules: 3 Original Filing Date: 10/12/2017 Jurisdiction Ends: 12/16/2017 Public Hearing: 11/16/2017

<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	3745-22-01	Definitions.
New Rule	Original Filing	Yes	No	3745-22-08	Asbestos hazard abatement worker application contents, qualifications, standards of conduct.
New Rule	Original Filing	Yes	No	3745-22-11	Asbestos hazard abatement project agreement.

Total Rules: 7 Original Filing Date: 10/12/2017 Date of Revised Filing: 10/18/2017 Jurisdiction Ends: 12/16/2017 Public Hearing: 11/16/2017

<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	3745-22-02	Prohibitions.
New Rule	Revised Filing	Yes	No	3745-22-04	Contractor application requirements, criteria, and standards of conduct.
New Rule	Revised Filing	Yes	No	3745-22-05	Asbestos hazard abatement specialist application content, qualifications, standards of conduct.
New Rule	Revised Filing	Yes	No	3745-22-06	Asbestos hazard evaluation specialist application content, qualifications, standards of conduct.
New Rule	Revised Filing	Yes	No	3745-22-07	Application, criteria, and standards for approval of asbestos hazard abatement training courses.

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
12/11/2017 - 1:30 PM
Statehouse Hearing Room 121(William McKinley Room)

FINAL REGULAR AGENDA

FINAL REGULAR AGENDA

New Rule	Revised Filing	Yes	No	3745-22-09	Asbestos hazard abatement project designer application content, qualifications, standards of conduct.	
New Rule	Revised Filing	Yes	No	3745-22-10	Asbestos hazard abatement air-monitoring technician application content, qualifications, standards of conduct.	
Total Rules: 1	Original Filing Date: 10/12/2017		Date of Revised Filing: 10/20/2017		Jurisdiction Ends: 12/16/2017	Public Hearing: 11/16/2017
<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	3745-22-03	General application procedures and provisions for contractors, specialists, designers, air monitors, and workers.	

77 Ohio Higher Education Facility Commission •

Total Rules: 2	Original Filing Date: 10/27/2017				Jurisdiction Ends: 12/31/2017	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	3377-1-01	Open meeting rule.	
New Rule	Original Filing	No	No	3377-1-02	For the conduct of business.	

78 Public Utilities Commission of Ohio • Utilities

Total Rules: 2	Original Filing Date: 10/25/2017				Jurisdiction Ends: 12/29/2017	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	4901:1-15-04	Notice and public hearing.	
Amendment	Original Filing	Yes	Yes	4901:1-15-09	Transfer of certificate with property transfer.	

79 State Board of Pharmacy • Pharmacy Technicians

Total Rules: 1	Original Filing Date: 8/30/2017		Date of Refiled Filing: 11/30/2017		Jurisdiction Ends: 12/30/2017	Public Hearing: 10/2/2017
<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	4729:3-5-02	Continuing Education Requirements for Registered and Certified Technicians.	

80 State Board of Pharmacy •

Total Rules: 1	Original Filing Date: 10/4/2017		Date of Refiled Filing: 11/13/2017		Jurisdiction Ends: 12/13/2017	Public Hearing: 11/6/2017
<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	4729-17-11	Hospital self-service employee prescription kiosks.	

81 State Highway Patrol Retirement System •

Total Rules: 3	Original Filing Date: 10/26/2017				Jurisdiction Ends: 12/30/2017	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.

Amendment	Original Filing	No	No	5505-3-02	Disability retirement application and hearing process.
Amendment	Original Filing	No	Yes	5505-5-01	Credit for service in any calendar year.
Amendment	Original Filing	No	No	5505-7-04	Health care.
Total Rules: 1	Original Filing Date: 10/26/2017	Date of Revised Filing: 10/27/2017		Jurisdiction Ends: 12/30/2017	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	5505-9-06	Ohio-qualified agents and investment managers.

82 State Highway Patrol Retirement System •

Total Rules: 1	Original Filing Date: 10/27/2017	Date of Revised Filing: 10/27/2017		Jurisdiction Ends: 12/31/2017	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	5505-5-05	Bureau of worker's compensation retirement credit.

83 Treasurer of State •

Total Rules: 1	Original Filing Date: 11/30/2016	Date of Refined Filing: 11/30/2017		Jurisdiction Ends: 12/30/2017	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	Refiled Filing	No	No	113-35-01	Workforce development revolving loan program.

To Be Refiled

84 Department of Developmental Disabilities • Community Services

Total Rules: 2	Original Filing Date: 11/30/2016	Date of To Be Refiled: 12/8/2017		Jurisdiction Ends:	Public Hearing: 1/6/2017
<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	To Be Refiled	Yes	No	5123:2-3-11	Licensed residential facilities - room and board.
Rescission	To Be Refiled	Yes	Yes	5123:2-3-18	Calculation of room and board payment for an individual residing in a residential facility.

85 Department of Rehabilitation and Correction •

Total Rules: 1	Original Filing Date: 10/18/2017	Date of To Be Refiled: 12/7/2017		Jurisdiction Ends:	Public Hearing: 11/27/2017
<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	No	No	5120-15-01	Certification of qualification for employment.

86 State Board of Pharmacy • Pharmacy Technicians

Total Rules: 1	Original Filing Date: 8/30/2017	Date of To Be Refiled: 11/22/2017		Jurisdiction Ends:	Public Hearing: 10/2/2017
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Click on the rule number in blue above to view the rule in its entirety on the *Register of Ohio* website.

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
New Rule	To Be Refiled	Yes	No	4729:3-3-02	Approved Pharmacy Technician Training Programs.

Withdrawn

87 Department of Taxation •

Total Rules: 1 Original Filing Date: 10/25/2017 Date of Withdrawn Filing: 12/6/2017 Jurisdiction Ends: Public Hearing:

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Withdrawn Filing	No	Yes	5703-25-33	Current agricultural use value of land table or tables.