

**JOINT COMMITTEE ON AGENCY RULE REVIEW**  
**Agenda - 9/18/2017 - 1:30 PM**  
**Statehouse Hearing Room 121(William McKinley Room)**



**FINAL REGULAR AGENDA**

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**1 Attorney General • Charitable Foundation**

Total Rules: 1      Original Filing Date: 7/27/2017      Date of Revised Filing: 7/28/2017      Jurisdiction Ends: 9/30/2017      Public Hearing: 9/1/2017

<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	<a href="#">109:1-1-02</a>	Registration and exemptions.

**2 Department of Health •**

Total Rules: 6      Original Filing Date: 7/19/2017      Jurisdiction Ends: 9/22/2017      Public Hearing: 8/23/2017

<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	<a href="#">3701-86-01</a>	Registration, renewal of registration, annual report of compliance, and voluntary termination of a registration for newborn safety incubator locations.
New Rule	Original Filing	Yes	No	<a href="#">3701-86-02</a>	Registration of installers.
New Rule	Original Filing	Yes	No	<a href="#">3701-86-03</a>	Location, environment, and supervision of a newborn safety incubator.
New Rule	Original Filing	Yes	No	<a href="#">3701-86-04</a>	Installation of a newborn safety incubator access portal and newborn safety incubator.
New Rule	Original Filing	Yes	No	<a href="#">3701-86-05</a>	Sanitation of a newborn safety incubator.
New Rule	Original Filing	Yes	No	<a href="#">3701-86-06</a>	Compliance actions, revocation of registration, and unregistered installation of a newborn safety incubator.

**3 Department of Job and Family Services • Comprehensive Case Management and Employment Program**

Total Rules: 8      Original Filing Date: 7/17/2017      Jurisdiction Ends: 9/20/2017      Public Hearing: 8/21/2017

<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	No	<a href="#">5101:14-1-01</a>	Comprehensive case management and employment program: definitions.
Rescission	Original Filing	No	Yes	<a href="#">5101:14-1-02</a>	Comprehensive case management employment program: general.
Rescission	Original Filing	No	Yes	<a href="#">5101:14-1-03</a>	Comprehensive case management and employment program: program plan.
Rescission	Original Filing	No	Yes	<a href="#">5101:14-1-04</a>	Comprehensive case management and employment program: assessment and individual service strategy.

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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**FINAL REGULAR AGENDA**

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Rescission	Original Filing	No	Yes	<a href="#">5101:14-1-05</a>	Comprehensive case management and employment program: individual opportunity plan and activities.
New Rule	Original Filing	No	No	<a href="#">5101:14-1-05</a>	Comprehensive case management and employment program: case management.
Rescission	Original Filing	No	Yes	<a href="#">5101:14-1-06</a>	Comprehensive case management and employment program: program exit and follow-up services.
Rescission	Original Filing	No	Yes	<a href="#">5101:14-1-07</a>	Comprehensive case management and employment program: primary performance measures.
Total Rules: 1	Original Filing Date: 7/17/2017		Date of Revised Filing: 7/31/2017		Jurisdiction Ends: 9/20/2017    Public Hearing: 8/21/2017
<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	<a href="#">5101:14-1-02</a>	Comprehensive case management employment program: general.
Total Rules: 3	Original Filing Date: 7/17/2017		Date of Revised Filing: 8/14/2017		Jurisdiction Ends: 9/20/2017    Public Hearing: 8/21/2017
<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	<a href="#">5101:14-1-03</a>	Comprehensive case management and employment program: program plan.
New Rule	Revised Filing	No	No	<a href="#">5101:14-1-06</a>	Comprehensive case management and employment program: program exit and follow-up services.
New Rule	Revised Filing	No	No	<a href="#">5101:14-1-07</a>	Comprehensive case management and employment program: primary performance measures.
Total Rules: 1	Original Filing Date: 7/17/2017		Date of Revised Filing: 8/18/2017		Jurisdiction Ends: 9/20/2017    Public Hearing: 8/21/2017
<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	<a href="#">5101:14-1-04</a>	Comprehensive case management and employment program: referral, comprehensive assessment, individual service strategy and individual opportunity plan.

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

Total Rules: 3	Original Filing Date: 7/17/2017		Jurisdiction Ends: 9/20/2017		Public Hearing: 8/21/2017
<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	No	<a href="#">5101:1-1-01</a>	Temporary assistance for needy families definitions.
Amendment	Original Filing	No	Yes	<a href="#">5101:1-2-01</a>	The application process for Ohio works first, disability financial assistance, and refugee cash assistance.
Amendment	Original Filing	No	No	<a href="#">5101:1-3-11</a>	Ohio works first (OWF): appraisals, assessments, and self sufficiency contract.

**5 Department of Job and Family Services • Division of Workforce Development**

Total Rules: 1	Original Filing Date: 7/17/2017		Jurisdiction Ends: 9/20/2017		Public Hearing: 8/21/2017
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<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Original Filing	No	No	<a href="#">5101:10-3-01</a>	Workforce innovation and opportunity act youth program: eligibility requirements.

**6 Ohio Department of Medicaid •**

Total Rules: 1      Original Filing Date: 5/24/2017      Date of Refiled Filing: 8/25/2017      Jurisdiction Ends: 9/24/2017      Public Hearing: 6/26/2017

<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	<a href="#">5160-4-12</a>	Immunizations, injections and infusions (including trigger-point injections), and provider-administered pharmaceuticals.

**7 Ohio Department of Medicaid •**

Total Rules: 14      Original Filing Date: 7/17/2017      Jurisdiction Ends: 9/20/2017      Public Hearing: 8/17/2017

<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	<a href="#">5160-56-01</a>	Hospice services: definitions.
New Rule	Original Filing	No	No	<a href="#">5160-56-01</a>	Hospice services: definitions.
Rescission	Original Filing	Yes	Yes	<a href="#">5160-56-02</a>	Hospice services: eligibility and election requirements.
New Rule	Original Filing	Yes	No	<a href="#">5160-56-02</a>	Hospice services: eligibility and election requirements.
Rescission	Original Filing	Yes	Yes	<a href="#">5160-56-03</a>	Hospice services: discharge requirements.
New Rule	Original Filing	Yes	No	<a href="#">5160-56-03</a>	Hospice services: discharge requirements.
Rescission	Original Filing	Yes	Yes	<a href="#">5160-56-03.3</a>	Hospice services: reporting requirements.
New Rule	Original Filing	Yes	No	<a href="#">5160-56-03.3</a>	Hospice services: reporting requirements.
Rescission	Original Filing	Yes	Yes	<a href="#">5160-56-04</a>	Hospice services: provider requirements.
New Rule	Original Filing	Yes	No	<a href="#">5160-56-04</a>	Hospice services: provider requirements.
Rescission	Original Filing	No	Yes	<a href="#">5160-56-05</a>	Hospice services: covered services.
New Rule	Original Filing	No	No	<a href="#">5160-56-05</a>	Hospice services: covered services.
Rescission	Original Filing	No	Yes	<a href="#">5160-56-06</a>	Hospice services: reimbursement.
New Rule	Original Filing	No	No	<a href="#">5160-56-06</a>	Hospice services: reimbursement.

**8 Ohio Department of Medicaid •**

Total Rules: 16      Original Filing Date: 4/14/2017      Date of Refiled Filing: 8/25/2017      Jurisdiction Ends: 9/24/2017      Public Hearing: 5/15/2017

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Refiled Filing	Yes	Yes	<a href="#">5160-27-01</a>	Eligible providers for community mental health services.
New Rule	Refiled Filing	Yes	No	<a href="#">5160-27-01</a>	Eligible provider for behavioral health services.

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Rescission	Refiled Filing	Yes	Yes	<a href="#">5160-27-02</a>	Coverage and limitations of medicaid community mental health services.
New Rule	Refiled Filing	Yes	No	<a href="#">5160-27-02</a>	Coverage and limitations of behavioral health services.
New Rule	Refiled Filing	Yes	No	<a href="#">5160-27-03</a>	Reimbursement for community behavioral health services.
Rescission	Refiled Filing	Yes	Yes	<a href="#">5160-27-05</a>	Reimbursement for community mental health medicaid services.
New Rule	Refiled Filing	Yes	No	<a href="#">5160-27-06</a>	Therapeutic behavioral group service-hourly and per diem.
New Rule	Refiled Filing	Yes	No	<a href="#">5160-27-08</a>	Mental health therapeutic behavioral services and psychosocial rehabilitation.
New Rule	Refiled Filing	Yes	No	<a href="#">5160-27-09</a>	Substance use disorder treatment services.
New Rule	Refiled Filing	Yes	No	<a href="#">5160-27-10</a>	Substance use disorder targeted case management.
New Rule	Refiled Filing	Yes	No	<a href="#">5160-27-11</a>	Behavioral health nursing services.
New Rule	Refiled Filing	Yes	No	<a href="#">5160-27-12</a>	Behavioral health crisis intervention provided by unlicensed practitioners.
Rescission	Refiled Filing	Yes	Yes	<a href="#">5160-30-01</a>	Eligible provider for alcohol and other drug treatment services.
Rescission	Refiled Filing	Yes	Yes	<a href="#">5160-30-02</a>	Coverage and limitation policies for alcohol and other drug treatment services.
Rescission	Refiled Filing	Yes	Yes	<a href="#">5160-30-03</a>	Billable services.
Rescission	Refiled Filing	Yes	Yes	<a href="#">5160-30-04</a>	Reimbursement for community medicaid alcohol and other drug treatment services.

Total Rules: 2      Original Filing Date: 4/14/2017      Date of Refiled Filing: 8/29/2017      Jurisdiction Ends: 9/28/2017      Public Hearing: 5/15/2017

<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	<a href="#">5160-27-04</a>	Mental health assertive community treatment service.
New Rule	Refiled Filing	Yes	No	<a href="#">5160-27-05</a>	Mental health intensive home based treatment service.

**9 Ohio Department of Medicaid •**

Total Rules: 2      Original Filing Date: 4/14/2017      Date of Refiled Filing: 8/25/2017      Jurisdiction Ends: 9/24/2017      Public Hearing: 5/15/2017

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Refiled Filing	Yes	Yes	<a href="#">5160-8-05</a>	Mental health services-other licensed professionals.
New Rule	Refiled Filing	Yes	No	<a href="#">5160-8-05</a>	Behavioral health services-other licensed professionals.

**10 Ohio Department of Medicaid •**

Total Rules: 1      Original Filing Date: 7/28/2017      Date of Revised Filing: 8/2/2017      Jurisdiction Ends: 10/1/2017      Public Hearing: 8/28/2017

<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	<a href="#">5160-3-16.5</a>	Nursing facilities (NFs): personal needs allowance (PNA) accounts and other resident funds.

**11 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.

Total Rules: 3      Original Filing Date: 7/21/2017      Date of Revised Filing: 7/21/2017      Jurisdiction Ends: 9/24/2017      Public Hearing: 8/23/2017

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Rescission	Revised Filing	Yes	Yes	<a href="#">3745-1-01</a>	Purpose and applicability.
New Rule	Revised Filing	Yes	No	<a href="#">3745-1-01</a>	Purpose and applicability.
Amendment	Revised Filing	Yes	Yes	<a href="#">3745-1-04</a>	Criteria applicable to all waters.

### Withdrawn

**12 Department of Aging •**

Total Rules: 1      Original Filing Date: 8/31/2017      Date of Withdrawn Filing: 9/7/2017      Jurisdiction Ends:      Public Hearing: 10/4/2017

<u>Rule Type</u>	<u>Action</u>	<u>CSI</u>	<u>FYR</u>	<u>Rule Number</u>	<u>Rule Title</u>
Amendment	Withdrawn Filing	Yes	Yes	<a href="#">173-39-02.9</a>	Minor home modification, maintenance, and repair services.

**13 Department of Rehabilitation and Correction • Division of Parole and Community Services**

Total Rules: 2      Original Filing Date: 8/28/2017      Date of Withdrawn Filing: 9/7/2017      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>
New Rule	Withdrawn Filing	No	No	<a href="#">5120:1-15-01</a>	Glossary of terms.
New Rule	Withdrawn Filing	No	No	<a href="#">5120:1-15-02</a>	Standards for Approval of T-CAP Memorandums of Understanding.