

OHIO GENERAL ASSEMBLY  
JOINT COMMITTEE ON AGENCY RULE REVIEW

**Senate Members**

THERESA GAVARONE  
VICE CHAIR  
STEPHANIE KUNZE      ANDREW O. BRENNER  
HEARCEL F. CRAIG      BILL DeMORA



**House Members**

JAMIE CALLENDER  
CHAIR  
BRETT HUDSON HILLYER      ADAM MATHEWS  
MICHAEL J. SKINDELL      TAVIA GALONSKI

GREG FOUCHE  
INTERIM DIRECTOR

**March 6, 2023**

Chair Callender called the meeting to order at 1:33 p.m.

Legal Counsel Honor Banvard called the roll. Representatives Callender, Hillyer, Mathews, Skindell, and Galonski and Senators Kunze, Brenner, Craig, and DeMora were in attendance. Senator Gavarone was excused from the meeting. Ms. Banvard stated a quorum was present.

Chair Callender asked the Committee members to review the January 30, 2023 minutes. The minutes were approved as presented.

Interim Director Fouche read the No Change Agenda. The Chair called for questions or comments on the No Change Agenda. There were no questions or comments from the Committee or public. Interim Director Fouche read the Regular Agenda. The Chair called for questions or comments on the Regular Agenda.

Representative Skindell asked for an explanation of Rule 5123-9-05 of item 6 on the Regular Agenda, which provides for retention payments for direct support professionals. Becky Phillips, Administrative Rules Coordinator for the Department of Developmental Disabilities, testified that the retention payment program is being implemented with the support of county boards of developmental disabilities. She stated that eligible independent providers would receive retention payments automatically, whereas eligible employees of an agency provider would receive retention payments only if the agency provider opts into the program. Representative Skindell stated that there is bipartisan support for the retention payment program.

Chair Callender noted that the fireworks rules in item 5 on the Regular Agenda had previously been put on hold and that the Department of Commerce, Division of State Fire Marshal had made efforts to work with interested parties on the rules. He said his understanding was that the Division had made a commitment to continue working with the interested parties to resolve outstanding points of contention. The Chair noted that representatives from the Division were nodding in agreement, and expressed appreciation for their efforts.

The Chair reminded the public of the next JCARR meeting on Monday, March 27, 2023 at 1:30 p.m. in the William McKinley Room 121.

Chair Callender adjourned the meeting at 1:39 p.m.

You may watch the March 6, 2023 JCARR meeting at <https://ohiochannel.org/video/ohio-joint-committee-on-agency-rule-review-3-6-2023>.

A handwritten signature in black ink, appearing to be 'J Callender', written over a horizontal line.

Rep. Jamie Callender, Chair

A handwritten signature in blue ink, appearing to be 'G Fouche', written over a horizontal line.

Greg Fouche, Interim Director