

**JOINT COMMITTEE ON AGENCY RULE REVIEW**  
**Agenda - 6/7/2021 - 1:30 PM**  
**Statehouse Hearing Room 121(William McKinley Room)**



**FINAL REGULAR AGENDA**

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**1 Attorney General •**

Total Rules: 1      Original Filing Date: 4/13/2021

Jurisdiction Ends: 6/17/2021      Public Hearing: 5/17/2021

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>       | <u>Rule Title</u>  |
|------------------|-----------------|------------|------------|--------------------------|--|
| Amendment        | Original Filing | No         | Yes        | <a href="#">109-4-03</a> | Valid reasons for accessing confidential personal information. |

**2 Auditor of State •**

Total Rules: 3      Original Filing Date: 4/7/2021

Jurisdiction Ends: 6/11/2021      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        | <a href="#">117-2-04</a> | Notice procedures.   |
| Rescission       | Original Filing | No         | Yes        | <a href="#">117-2-06</a> | Audit frequency.   |
| Rescission       | Original Filing | No         | Yes        | <a href="#">117-6-06</a> | Reduction in school district capital improvements and maintenance set-aside. |

**3 Auditor of State •**

Total Rules: 30      Original Filing Date: 4/15/2021

Jurisdiction Ends: 6/19/2021      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        | <a href="#">117-2-01</a> | Internal controls.   |
| Amendment        | Original Filing | No         | Yes        | <a href="#">117-2-02</a> | Accounting and reporting records.                                |
| Amendment        | Original Filing | No         | Yes        | <a href="#">117-2-03</a> | Annual financial reports.  |
| Amendment        | Original Filing | No         | Yes        | <a href="#">117-2-05</a> | Standards for audits.  |
| Amendment        | Original Filing | No         | Yes        | <a href="#">117-3-01</a> | Audit contract.  |
| Amendment        | Original Filing | No         | Yes        | <a href="#">117-3-03</a> | Audit contract standards.  |
| Amendment        | Original Filing | No         | Yes        | <a href="#">117-3-04</a> | Selection of independent public accountant.                      |
| Amendment        | Original Filing | No         | Yes        | <a href="#">117-3-05</a> | Request for proposals, quotes, invitations to bid.               |
| Amendment        | Original Filing | No         | Yes        | <a href="#">117-3-06</a> | Submission of request for proposals, quotes, invitations to bid. |
| Amendment        | Original Filing | No         | Yes        | <a href="#">117-3-07</a> | Proposals, quotes, invitations to bid.                           |
| Amendment        | Original Filing | No         | Yes        | <a href="#">117-3-08</a> | Criteria for selection.  |

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 | <a href="#">117-3-09</a>  | Selection and award.  |
| Amendment | Original Filing | No | Yes | <a href="#">117-3-10</a>  | Alternative procedures.   |
| Amendment | Original Filing | No | Yes | <a href="#">117-3-11</a>  | Waiver.   |
| Amendment | Original Filing | No | Yes | <a href="#">117-4-02</a>  | Audit standards for local public offices not subject to the single audit act. |
| Amendment | Original Filing | No | Yes | <a href="#">117-5-02</a>  | Appropriation measures.   |
| Amendment | Original Filing | No | Yes | <a href="#">117-5-03</a>  | Filing affidavit of failure of performance of county auditor.                 |
| Amendment | Original Filing | No | Yes | <a href="#">117-5-04</a>  | Filing affidavit of failure of performance of county treasurer.               |
| Amendment | Original Filing | No | Yes | <a href="#">117-6-01</a>  | Chart of accounts - school districts and community schools.                   |
| Amendment | Original Filing | No | Yes | <a href="#">117-6-02</a>  | Appropriation measures.   |
| Amendment | Original Filing | No | Yes | <a href="#">117-6-03</a>  | Set asides for capital improvements: schools.                                 |
| Amendment | Original Filing | No | Yes | <a href="#">117-7-02</a>  | Appropriation measures.   |
| Amendment | Original Filing | No | Yes | <a href="#">117-7-03</a>  | Filing affidavit of failure of performance of township fiscal officer.        |
| Amendment | Original Filing | No | Yes | <a href="#">117-8-02</a>  | Appropriation measures.   |
| Amendment | Original Filing | No | Yes | <a href="#">117-9-02</a>  | Appropriation measures.   |
| Amendment | Original Filing | No | Yes | <a href="#">117-9-03</a>  | Filing affidavit of failure of performance of fiscal officer.                 |
| Amendment | Original Filing | No | Yes | <a href="#">117-11-01</a> | Uniform accounting network: participation costs.                              |
| Amendment | Original Filing | No | Yes | <a href="#">117-12-01</a> | Personal information systems- definitions.                                    |
| Amendment | Original Filing | No | Yes | <a href="#">117-13-01</a> | Filing affidavit of failure of performance of fiscal officer.                 |
| Amendment | Original Filing | No | Yes | <a href="#">117-14-02</a> | Verification of completion of training.                                       |

Total Rules: 1      Original Filing Date: 4/15/2021      Date of Revised Filing: 5/10/2021      Jurisdiction Ends: 6/19/2021      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 | <a href="#">117-1-01</a> | Definitions. |
|-----------|----------------|----|-----|--------------------------|--------------|

Total Rules: 1      Original Filing Date: 4/15/2021      Date of Revised Filing: 5/12/2021      Jurisdiction Ends: 6/19/2021      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 | <a href="#">117-6-07</a> | Community school fiscal officer bonding requirements. |
|-----------|----------------|----|-----|--------------------------|---|

**4 Department of Administrative Services • Division of Human Resources**

Total Rules: 1      Original Filing Date: 4/16/2021      Jurisdiction Ends: 6/20/2021      Public Hearing: 5/24/2021

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

|           |                 |    |     |                             |                         |
|-----------|-----------------|----|-----|-----------------------------|-------------------------|
| Amendment | Original Filing | No | Yes | <a href="#">123:1-46-05</a> | Leave donation program. |
|-----------|-----------------|----|-----|-----------------------------|-------------------------|

**5 Department of Aging •**

Total Rules: 1 Original Filing Date: 4/5/2021 Jurisdiction Ends: 6/9/2021 Public Hearing: 5/6/2021

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>       | <u>Rule Title</u>                                     |
|------------------|-----------------|------------|------------|--------------------------|---|
| Amendment        | Original Filing | No         | Yes        | <a href="#">173-6-01</a> | Golden buckeye program: introduction and definitions. |

**6 Department of Commerce • Division of Industrial Compliance**

Total Rules: 5 Original Filing Date: 4/16/2021 Jurisdiction Ends: 6/20/2021 Public Hearing: 5/19/2021

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>          | <u>Rule Title</u>  |
|------------------|-----------------|------------|------------|-----------------------------|--|
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">1301:3-6-01</a> | Definitions.   |
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">1301:3-6-02</a> | Certificates of competency.  |
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">1301:3-6-04</a> | Inspections.   |
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">1301:3-6-05</a> | Complaints; denials, suspensions, and revocations of certificates of competency. |
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">1301:3-6-06</a> | Conduct of hearings.   |

Total Rules: 1 Original Filing Date: 4/16/2021 Date of Revised Filing: 5/4/2021 Jurisdiction Ends: 6/20/2021 Public Hearing: 5/19/2021

| <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="#">1301:3-6-03</a> | Permits for erection, repair, or removal to different location; certificates of operation; temporary certificates of operation; procedure for registered elevator to be permanently taken out of service. |

**7 Department of Education •**

Total Rules: 2 Original Filing Date: 4/9/2021 Jurisdiction Ends: 6/13/2021 Public Hearing: 5/11/2021

| <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        | <a href="#">3301-35-15</a> | Standards for the implementation of positive behavior intervention supports and the use of restraint and seclusion. |
| New Rule         | Original Filing | Yes        | No         | <a href="#">3301-35-15</a> | Standards for the implementation of positive behavior intervention supports and the use of restraint and seclusion. |

**8 Department of Education •**

Total Rules: 1 Original Filing Date: 4/9/2021 Jurisdiction Ends: 6/13/2021 Public Hearing: 5/11/2021

| <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        | <a href="#">3301-51-11</a> | Preschool children eligible for special education. |

Total Rules: 1 Original Filing Date: 4/9/2021 Date of Revised Filing: 4/20/2021 Jurisdiction Ends: 6/13/2021 Public Hearing: 5/11/2021

| <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         | <a href="#">3301-51-11</a> | Preschool children eligible for special education. |

**9 Department of Education •**

Total Rules: 14      Original Filing Date: 4/9/2021      Date of Revised Filing: 4/20/2021      Jurisdiction Ends: 6/13/2021      Public Hearing: 5/11/2021

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>         | <u>Rule Title</u>   |
|------------------|-----------------|------------|------------|----------------------------|---|
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">3301-32-01</a> | Definitions.  |
| Rescission       | Original Filing | Yes        | Yes        | <a href="#">3301-32-02</a> | Staff.  |
| Rescission       | Original Filing | Yes        | Yes        | <a href="#">3301-32-03</a> | Staff ratios and volunteers.                                |
| New Rule         | Original Filing | Yes        | No         | <a href="#">3301-32-03</a> | Staff requirements and ratios.                              |
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">3301-32-05</a> | Program and curriculum.                                     |
| Rescission       | Original Filing | Yes        | Yes        | <a href="#">3301-32-06</a> | Health and safety.  |
| New Rule         | Original Filing | Yes        | No         | <a href="#">3301-32-06</a> | Child information.  |
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">3301-32-07</a> | Nutrition.  |
| Rescission       | Original Filing | Yes        | Yes        | <a href="#">3301-32-08</a> | Management of communicable disease.                         |
| New Rule         | Original Filing | Yes        | No         | <a href="#">3301-32-08</a> | Management of communicable disease.                         |
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">3301-32-09</a> | Discipline.   |
| Rescission       | Original Filing | Yes        | Yes        | <a href="#">3301-32-10</a> | Policies and procedures, recordkeeping, and administration. |
| Rescission       | Original Filing | Yes        | Yes        | <a href="#">3301-32-11</a> | Licensure and monitoring.                                   |
| Rescission       | Original Filing | Yes        | Yes        | <a href="#">3301-32-12</a> | Complaint investigation.                                    |

Total Rules: 1      Original Filing Date: 4/9/2021      Date of Revised Filing: 4/20/2021      Jurisdiction Ends: 6/13/2021      Public Hearing: 5/11/2021

| <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="#">3301-32-04</a> | Facilities.       |

Total Rules: 2      Original Filing Date: 4/9/2021      Date of Revised Filing: 5/4/2021      Jurisdiction Ends: 6/13/2021      Public Hearing: 5/11/2021

| <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         | <a href="#">3301-32-10</a> | Policies and procedures, recordkeeping, and administration. |
| New Rule         | Revised Filing | Yes        | No         | <a href="#">3301-32-11</a> | Licensure and monitoring.                                   |

**10 Department of Education •**

Total Rules: 14      Original Filing Date: 4/9/2021      Date of Revised Filing: 4/20/2021      Jurisdiction Ends: 6/13/2021      Public Hearing: 5/11/2021

| <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 | Yes | Yes | <a href="#">3301-37-01</a> | Definitions.                        |
| Rescission | Original Filing | Yes | Yes | <a href="#">3301-37-02</a> | Compliance and investigation.       |
| New Rule   | Original Filing | Yes | No  | <a href="#">3301-37-02</a> | Compliance and investigation.       |
| Amendment  | Original Filing | Yes | Yes | <a href="#">3301-37-03</a> | Program.                            |
| Rescission | Original Filing | Yes | Yes | <a href="#">3301-37-04</a> | Staff.                              |
| New Rule   | Original Filing | Yes | No  | <a href="#">3301-37-04</a> | Staff.                              |
| Amendment  | Original Filing | Yes | Yes | <a href="#">3301-37-05</a> | Facility.                           |
| Amendment  | Original Filing | Yes | Yes | <a href="#">3301-37-06</a> | Equipment and supplies.             |
| Amendment  | Original Filing | Yes | Yes | <a href="#">3301-37-07</a> | Policies and procedures.            |
| Amendment  | Original Filing | Yes | Yes | <a href="#">3301-37-08</a> | Child information.                  |
| Amendment  | Original Filing | Yes | Yes | <a href="#">3301-37-09</a> | School food services.               |
| Amendment  | Original Filing | Yes | Yes | <a href="#">3301-37-10</a> | Behavior management/discipline.     |
| Amendment  | Original Filing | Yes | Yes | <a href="#">3301-37-11</a> | Management of communicable disease. |
| Amendment  | Original Filing | Yes | Yes | <a href="#">3301-37-12</a> | Diapering.                          |

**11 Department of Higher Education •**

Total Rules: 1      Original Filing Date: 4/12/2021      Jurisdiction Ends: 6/16/2021      Public Hearing: 5/20/2021

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>        | <u>Rule Title</u>  |
|------------------|-----------------|------------|------------|---------------------------|--|
| Amendment        | Original Filing | No         | Yes        | <a href="#">3333-1-10</a> | Ohio student residency for state subsidy and tuition surcharge purposes. |

**12 Department of Higher Education •**

Total Rules: 1      Original Filing Date: 4/21/2021      Jurisdiction Ends: 6/25/2021      Public Hearing: 5/25/2021

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>        | <u>Rule Title</u>   |
|------------------|-----------------|------------|------------|---------------------------|---|
| Amendment        | Original Filing | No         | Yes        | <a href="#">3333-1-04</a> | Standards and processes for consideration of new undergraduate degrees and new undergraduate programs of study. |

**13 Department of Higher Education •**

Total Rules: 1      Original Filing Date: 4/14/2021      Jurisdiction Ends: 6/18/2021      Public Hearing: 5/21/2021

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>        | <u>Rule Title</u>   |
|------------------|-----------------|------------|------------|---------------------------|---|
| Amendment        | Original Filing | No         | Yes        | <a href="#">3333-1-12</a> | Rules of compliance for the development of family practice departments and guidelines for distribution. |

**14 Department of Insurance •**

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: 4/5/2021      Jurisdiction Ends: 6/9/2021      Public Hearing: 5/7/2021

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>        | <u>Rule Title</u>       |
|------------------|-----------------|------------|------------|---------------------------|-------------------------|
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">3901-3-16</a> | Credit for reinsurance. |

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

Total Rules: 10      Original Filing Date: 4/9/2021      Jurisdiction Ends: 6/13/2021      Public Hearing: 5/12/2021

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>           | <u>Rule Title</u>  |
|------------------|-----------------|------------|------------|------------------------------|--|
| Amendment        | Original Filing | No         | Yes        | <a href="#">5101:2-47-01</a> | Administration of the Title IV-E foster care maintenance FCM program.  |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5101:2-47-09</a> | Case record requirements for Title IV-E foster care maintenance (FCM).   |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5101:2-47-12</a> | Title IV-E foster care maintenance (FCM): Initial determination of program eligibility and reimbursability.  |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5101:2-47-13</a> | Title IV-E foster care maintenance (FCM) program eligibility: Legal responsibility requirements.   |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5101:2-47-14</a> | Title IV-E foster care maintenance (FCM) program eligibility: ADC-relatedness.   |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5101:2-47-15</a> | Foster care maintenance program reimbursability: authorization for foster care maintenance and auxiliary payment reimbursements.                                   |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5101:2-47-16</a> | Title IV-E foster care maintenance (FCM) program: Reimbursable placement settings.   |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5101:2-47-19</a> | Title IV-E foster care maintenance (FCM) program reimbursability: payments, reimbursements, graduation expenses and personal incidentals.                          |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5101:2-47-20</a> | Title IV-E foster care maintenance (FCM) program reimbursability: Supplemental reimbursements for the cost of care for the child of a Title IV-E recipient parent. |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5101:2-47-23</a> | Beginning date of reimbursability for the Title IV-E foster care maintenance (FCM).  |

Total Rules: 1      Original Filing Date: 4/9/2021      Date of Revised Filing: 4/27/2021      Jurisdiction Ends: 6/13/2021      Public Hearing: 5/12/2021

| <u>Rule Type</u> | <u>Action</u>  | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>           | <u>Rule Title</u>  |
|------------------|----------------|------------|------------|------------------------------|--|
| New Rule         | Revised Filing | No         | No         | <a href="#">5101:2-47-21</a> | Title IV-E foster care maintenance (FCM) reimbursement for a child placed into a qualified residential treatment program (QRTP). |

**16 Department of Taxation •**

Total Rules: 5      Original Filing Date: 4/15/2021      Jurisdiction Ends: 6/19/2021      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        | <a href="#">5703-25-01</a> | Public notice of any proposed change in rules. |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5703-25-05</a> | Definitions.                                   |

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 | <a href="#">5703-25-06</a> | Equalization procedures.             |
| Amendment | Original Filing | No | Yes | <a href="#">5703-25-07</a> | Appraisals.                          |
| Amendment | Original Filing | No | Yes | <a href="#">5703-25-08</a> | Procedure prior to actual appraisal. |

**17 Department of Taxation •**

Total Rules: 2      Original Filing Date: 4/15/2021      Jurisdiction Ends: 6/19/2021      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        | No         | <a href="#">5703-15-21</a> | Sale of other tobacco products between licensed other tobacco product distributors.                                  |
| Amendment        | Original Filing | Yes        | No         | <a href="#">5703-15-23</a> | Cigarette, other tobacco products taxpayers and master settlement agreement filers must file and pay electronically. |

**18 Development Services Agency • Transformative Mixed Use Development Credit**

Total Rules: 4      Original Filing Date: 4/19/2021      Date of Revised Filing: 5/3/2021      Jurisdiction Ends: 6/23/2021      Public Hearing: 5/26/2021

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>          | <u>Rule Title</u>                                  |
|------------------|-----------------|------------|------------|-----------------------------|--|
| New Rule         | Original Filing | No         | No         | <a href="#">122:29-1-01</a> | Definitions.                                       |
| New Rule         | Original Filing | No         | No         | <a href="#">122:29-1-02</a> | Eligibility.                                       |
| New Rule         | Original Filing | No         | No         | <a href="#">122:29-1-04</a> | Agreements and Amendments.                         |
| New Rule         | Original Filing | No         | No         | <a href="#">122:29-1-07</a> | Rescission of Tax Credit Certification.            |
| New Rule         | Revised Filing  | No         | No         | <a href="#">122:29-1-03</a> | Application and Certification.                     |
| New Rule         | Revised Filing  | No         | No         | <a href="#">122:29-1-05</a> | Transformational Mixed Use Development Tax Credit. |
| New Rule         | Revised Filing  | No         | No         | <a href="#">122:29-1-06</a> | Reporting.   |
| New Rule         | Revised Filing  | No         | No         | <a href="#">122:29-1-08</a> | Fees.  |

**19 Ohio Department of Medicaid • Eligibility**

Total Rules: 1      Original Filing Date: 4/5/2021      Jurisdiction Ends: 6/9/2021      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        | <a href="#">5160:1-1-03</a> | Medicaid: restrictions on payment for services. |

**20 Ohio Department of Medicaid •**

Total Rules: 2      Original Filing Date: 4/6/2021      Jurisdiction Ends: 6/10/2021      Public Hearing: 5/7/2021

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**  
**6/7/2021 - 1:30 PM**  
**Statehouse Hearing Room 121(William McKinley Room)**

**FINAL REGULAR AGENDA**

**FINAL REGULAR AGENDA**

| <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="#">5160-2-21.1</a> | Consumer co-payments for non-emergency emergency department services. |
| New Rule         | Original Filing | No         | No         | <a href="#">5160-2-77</a>   | Consumer co-payments for non-emergency emergency department services. |

**21 Ohio Department of Medicaid •**

Total Rules: 14      Original Filing Date: 4/16/2021      Jurisdiction Ends: 6/20/2021      Public Hearing: 5/17/2021

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>         | <u>Rule Title</u>   |
|------------------|-----------------|------------|------------|----------------------------|---|
| Amendment        | Original Filing | No         | Yes        | <a href="#">5160-15-01</a> | Transportation: definitions.  |
| New Rule         | Original Filing | No         | No         | <a href="#">5160-15-10</a> | Transportation: non-emergency services through a CDJFS.                                 |
| Rescission       | Original Filing | No         | Yes        | <a href="#">5160-15-11</a> | Transportation: non-emergency services through a CDJFS: general provisions.             |
| Rescission       | Original Filing | No         | Yes        | <a href="#">5160-15-12</a> | Transportation: non-emergency services through a CDJFS: requirements and limitations.   |
| Rescission       | Original Filing | No         | Yes        | <a href="#">5160-15-13</a> | Transportation: non-emergency services through a CDJFS: administration.                 |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5160-15-14</a> | Transportation: non-emergency services through a CDJFS: program integrity provisions.   |
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">5160-15-21</a> | Transportation: services from an eligible provider: provider requirements.              |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5160-15-22</a> | Transportation: services from an eligible provider: wheelchair van services.            |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5160-15-23</a> | Transportation: services from an eligible provider: ground ambulance services.          |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5160-15-24</a> | Transportation: services from an eligible provider: air ambulance services.             |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5160-15-25</a> | Transportation: services from an eligible provider: points of transport.                |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5160-15-26</a> | Transportation: services from an eligible provider: service limitations and allowances. |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5160-15-27</a> | Transportation: services from an eligible provider: documentation.                      |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5160-15-28</a> | Transportation: services from an eligible provider: payment.                            |

**22 Ohio Department of Medicaid •**

Total Rules: 1      Original Filing Date: 4/6/2021      Date of Refiled Filing: 5/19/2021      Jurisdiction Ends: 6/18/2021      Public Hearing: 5/7/2021

| <u>Rule Type</u> | <u>Action</u>  | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>         | <u>Rule Title</u>   |
|------------------|----------------|------------|------------|----------------------------|---|
| Amendment        | Refiled Filing | No         | Yes        | <a href="#">5160-21-04</a> | Reproductive health services: pregnancy-related services. |

**23 Ohio Department of Medicaid •**

Total Rules: 1      Original Filing Date: 4/19/2021      Jurisdiction Ends: 6/23/2021      Public Hearing: 5/20/2021

| <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 Yes No [5160-2-60](#) Hospital cost coverage add-on.

**24 Ohio Department of Medicaid •**

Total Rules: 10 Original Filing Date: 4/16/2021 Jurisdiction Ends: 6/20/2021 Public Hearing: 5/17/2021

| <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        | <a href="#">5160-10-01</a> | Durable medical equipment, prostheses, orthoses, and supplies (DMEPOS): general provisions. |
| New Rule         | Original Filing | Yes        | No         | <a href="#">5160-10-01</a> | Durable medical equipment, prostheses, orthoses, and supplies (DMEPOS): general provisions. |
| New Rule         | Original Filing | No         | No         | <a href="#">5160-10-06</a> | DMEPOS: wearable cardioverter-defibrillators.   |
| New Rule         | Original Filing | No         | No         | <a href="#">5160-10-07</a> | DMEPOS: bathing seats.  |
| Rescission       | Original Filing | No         | Yes        | <a href="#">5160-10-10</a> | DMEPOS: home dialysis equipment and supplies.   |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5160-10-13</a> | DMEPOS: oxygen.   |
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">5160-10-16</a> | DMEPOS: wheelchairs.  |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5160-10-19</a> | DMEPOS: positive airway pressure devices.   |
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">5160-10-22</a> | DMEPOS: ventilators.  |
| Amendment        | Original Filing | No         | Yes        | <a href="#">5160-10-29</a> | DMEPOS: insulin pumps.  |

**25 Ohio Department of Medicaid •**

Total Rules: 2 Original Filing Date: 4/6/2021 Jurisdiction Ends: 6/10/2021 Public Hearing: 5/7/2021

| <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="#">5160-8-41</a> | Medical nutrition therapy services. |
| New Rule         | Original Filing | No         | No         | <a href="#">5160-8-41</a> | Services provided by a dietitian.   |

**26 Ohio Department of Medicaid •**

Total Rules: 1 Original Filing Date: 4/6/2021 Date of Refiled Filing: 5/13/2021 Jurisdiction Ends: 6/12/2021 Public Hearing: 5/7/2021

| <u>Rule Type</u> | <u>Action</u>  | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>        | <u>Rule Title</u> |
|------------------|----------------|------------|------------|---------------------------|-------------------|
| Amendment        | Refiled Filing | No         | No         | <a href="#">5160-1-60</a> | Medicaid payment. |

**27 Ohio Department of Medicaid •**

Total Rules: 2 Original Filing Date: 4/15/2021 Jurisdiction Ends: 6/19/2021 Public Hearing: 5/17/2021

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>         | <u>Rule Title</u>   |
|------------------|-----------------|------------|------------|----------------------------|---|
| Amendment        | Original Filing | No         | Yes        | <a href="#">5160-33-03</a> | Eligibility for the medicaid funded component of the assisted living program. |

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 5160-46-02 Ohio home care waiver program: eligibility and enrollment.

**28 Ohio Environmental Protection Agency •**

Total Rules: 17 Original Filing Date: 4/9/2021 Date of Revised Filing: 5/12/2021 Jurisdiction Ends: 6/13/2021 Public Hearing: 5/18/2021

| <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="#">3745-104-01</a> | Definitions.  |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-02</a> | Threshold determination.                                      |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-05</a> | Applicability.  |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-06</a> | General requirements.   |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-08</a> | Hazard assessment: applicability.                             |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-10</a> | Hazard assessment: worst-case release scenario analysis.      |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-11</a> | Hazard assessment: alternative release scenario analysis.     |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-12</a> | Hazard assessment: defining offsite impacts - population.     |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-16</a> | Hazard assessment: five-year accident history.                |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-17</a> | Program two prevention program: safety information.           |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-18</a> | Program two prevention program: hazard review.                |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-19</a> | Program two prevention program: operating procedures.         |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-21</a> | Program two prevention program: maintenance.                  |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-22</a> | Program two prevention program: compliance audits.            |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-23</a> | Program two prevention program: incident investigation.       |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-24</a> | Program three prevention program: process safety information. |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">3745-104-25</a> | Program three prevention program: process hazard analysis.    |

**29 Ohio Environmental Protection Agency •**

Total Rules: 3 Original Filing Date: 4/9/2021 Jurisdiction Ends: 6/13/2021 Public Hearing: 5/18/2021

| <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        | <a href="#">3745-104-33</a> | Program three prevention program: employee participation. |
| Rescission       | Original Filing | Yes        | Yes        | <a href="#">3745-104-47</a> | Risk management plan: emergency response program.         |
| Rescission       | Original Filing | Yes        | Yes        | <a href="#">3745-104-53</a> | Fees.   |

Total Rules: 22 Original Filing Date: 4/9/2021 Date of Revised Filing: 5/12/2021 Jurisdiction Ends: 6/13/2021 Public Hearing: 5/18/2021

| <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 | Revised Filing | Yes | Yes | <a href="#">3745-104-26</a> | Program three prevention program: operating procedures.                        |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-27</a> | Program three prevention program: training.                                    |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-28</a> | Program three prevention program: mechanical integrity.                        |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-29</a> | Program three prevention program: management of change.                        |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-30</a> | Program three prevention program: pre-startup review.                          |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-31</a> | Program three prevention program: compliance audits.                           |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-32</a> | Program three prevention program: incident investigation.                      |
| New Rule  | Revised Filing | Yes | No  | <a href="#">3745-104-33</a> | Program three prevention program: employee participation.                      |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-34</a> | Program three prevention program: hot work permit.                             |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-35</a> | Program three prevention program: contractors.                                 |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-36</a> | Emergency response: applicability.   |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-37</a> | Emergency response program.  |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-38</a> | Risk management plan: submission.  |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-41</a> | Risk management plan: executive summary.                                       |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-42</a> | Risk management plan: registration.  |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-43</a> | Risk management plan: offsite consequence analysis.                            |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-45</a> | Risk management plan: prevention program/program 2.                            |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-46</a> | Risk management plan: prevention program/program three.                        |
| New Rule  | Revised Filing | Yes | No  | <a href="#">3745-104-47</a> | Risk management plan: emergency response program and exercises.                |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-49</a> | Risk management plan: updates and required corrections.                        |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-51</a> | Availability of information to the public.                                     |
| Amendment | Revised Filing | Yes | Yes | <a href="#">3745-104-52</a> | Permit content and air permitting authority or designated agency requirements. |

**30 Ohio Environmental Protection Agency •**

|                  |                 |                                |            |                              |  |                           |  |
|------------------|-----------------|--------------------------------|------------|------------------------------|--|---------------------------|--|
| Total Rules: 4   |                 | Original Filing Date: 4/8/2021 |            | Jurisdiction Ends: 6/12/2021 |  | Public Hearing: 5/18/2021 |  |
| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u>                     | <u>FYR</u> | <u>Rule Number</u>           | <u>Rule Title</u>  |                           |  |
| Amendment        | Original Filing | Yes                            | Yes        | <a href="#">3745-26-01</a>   | Definitions.   |                           |  |
| Amendment        | Original Filing | Yes                            | Yes        | <a href="#">3745-26-10</a>   | Requirements for contractors in the enhanced automobile inspection and maintenance program.          |                           |  |
| Amendment        | Original Filing | Yes                            | Yes        | <a href="#">3745-26-12</a>   | Requirements for motor vehicle owners in the enhanced automobile inspection and maintenance program. |                           |  |

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 | <a href="#">3745-26-14</a> | Enforcement of program rules and regulations for the enhanced automobile inspection and maintenance program. |
|-----------|-----------------|-----|-----|----------------------------|--|

**31 Ohio Environmental Protection Agency •**

|                |                                 |                              |                          |
|----------------|---------------------------------|------------------------------|--------------------------|
| Total Rules: 3 | Original Filing Date: 4/23/2021 | Jurisdiction Ends: 6/27/2021 | Public Hearing: 6/2/2021 |
|----------------|---------------------------------|------------------------------|--------------------------|

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>         | <u>Rule Title</u>                                      |
|------------------|-----------------|------------|------------|----------------------------|--|
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">3745-80-01</a> | Definitions.   |
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">3745-80-02</a> | Tampering prohibitions.                                |
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">3745-80-03</a> | Anti-tampering inspection procedures and requirements. |

**32 Ohio Speech and Hearing Professionals Board •**

|                |                                |                              |                           |
|----------------|--------------------------------|------------------------------|---------------------------|
| Total Rules: 1 | Original Filing Date: 4/8/2021 | Jurisdiction Ends: 6/12/2021 | Public Hearing: 5/12/2021 |
|----------------|--------------------------------|------------------------------|---------------------------|

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>         | <u>Rule Title</u>  |
|------------------|-----------------|------------|------------|----------------------------|--|
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">4753-12-01</a> | Consideration of military experience, education, training and term of service. |

**33 Ohio Speech and Hearing Professionals Board •**

|                |                                |                              |                           |
|----------------|--------------------------------|------------------------------|---------------------------|
| Total Rules: 1 | Original Filing Date: 4/8/2021 | Jurisdiction Ends: 6/12/2021 | Public Hearing: 5/12/2021 |
|----------------|--------------------------------|------------------------------|---------------------------|

| <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="#">4747-1-24</a> | Temporary licensure for members of the military and spouses; consideration of military experience and expedited licensure for military and spouses. |

**34 Opportunities for Ohioans with Disabilities •**

|                |                                 |                              |                           |
|----------------|---------------------------------|------------------------------|---------------------------|
| Total Rules: 2 | Original Filing Date: 4/20/2021 | Jurisdiction Ends: 6/24/2021 | Public Hearing: 5/21/2021 |
|----------------|---------------------------------|------------------------------|---------------------------|

| <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="#">3304-1-03</a> | Open meetings.   |
| Rescission       | Original Filing | No         | Yes        | <a href="#">3304-2-55</a> | Vocational rehabilitation counseling and guidance, referral. |

**35 State Chiropractic Board •**

|                |                                |                              |                           |
|----------------|--------------------------------|------------------------------|---------------------------|
| Total Rules: 2 | Original Filing Date: 4/6/2021 | Jurisdiction Ends: 6/10/2021 | Public Hearing: 5/13/2021 |
|----------------|--------------------------------|------------------------------|---------------------------|

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>         | <u>Rule Title</u>    |
|------------------|-----------------|------------|------------|----------------------------|----------------------|
| Amendment        | Original Filing | Yes        | No         | <a href="#">4734-9-06</a>  | Sexual misconduct.   |
| New Rule         | Original Filing | Yes        | No         | <a href="#">4734-12-01</a> | Animal chiropractic. |

|                |                                |                                   |                              |                           |
|----------------|--------------------------------|-----------------------------------|------------------------------|---------------------------|
| Total Rules: 1 | Original Filing Date: 4/6/2021 | Date of Revised Filing: 4/30/2021 | Jurisdiction Ends: 6/10/2021 | Public Hearing: 5/13/2021 |
|----------------|--------------------------------|-----------------------------------|------------------------------|---------------------------|

| <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 Revised Filing Yes No [4734-9-10](#) Conduct following action against a license.

**36 State Lottery Commission • Lottery Commission**

Total Rules: 1 Original Filing Date: 4/14/2021 Jurisdiction Ends: 6/18/2021 Public Hearing: 5/18/2021

| <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="#">3770:1-9-955</a> | Game rule nine hundred fifty-five. |

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

Total Rules: 1 Original Filing Date: 4/14/2021 Jurisdiction Ends: 6/18/2021 Public Hearing: 5/18/2021

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>          | <u>Rule Title</u>  |
|------------------|-----------------|------------|------------|-----------------------------|--|
| Amendment        | Original Filing | Yes        | Yes        | <a href="#">3770:2-3-10</a> | Video lottery licenses; settlement of video lottery ticket sales, control of video lottery and collection of revenues due the lottery. |

**38 State Medical Board •**

Total Rules: 11 Original Filing Date: 4/12/2021 Date of Revised Filing: 4/16/2021 Jurisdiction Ends: 6/16/2021 Public Hearing: 5/17/2021

| <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="#">4731-13-01</a>   | Representatives; appearances.                       |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">4731-13-03</a>   | Authority and duties of hearing examiners.          |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">4731-13-06</a>   | Continuance of hearing.                             |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">4731-13-07</a>   | Motions.  |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">4731-13-07.1</a> | Form and page limitations for briefs and memoranda. |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">4731-13-08</a>   | Filing.   |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">4731-13-09</a>   | Service.  |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">4731-13-13</a>   | Subpoenas for purposes of hearing.                  |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">4731-13-15</a>   | Reports and recommendations.                        |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">4731-13-17</a>   | Settlements, dismissals, and voluntary surrenders.  |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">4731-13-33</a>   | "Physicians' Desk Reference".                       |

Total Rules: 2 Original Filing Date: 4/12/2021 Date of Revised Filing: 5/3/2021 Jurisdiction Ends: 6/16/2021 Public Hearing: 5/17/2021

| <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="#">4731-13-16</a> | Reinstatement or restoration of certificate. |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">4731-13-36</a> | Disciplinary actions.                        |

**39 State Medical Board - Dietetics Licensure •**

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

Total Rules: 5      Original Filing Date: 4/9/2021      Date of Revised Filing: 4/19/2021      Jurisdiction Ends: 6/13/2021      Public Hearing: 5/17/2021

| <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="#">4759-4-04</a> | Continuing education.                  |
| New Rule         | Revised Filing | Yes        | No         | <a href="#">4759-4-04</a> | Continuing Education.                  |
| Rescission       | Revised Filing | Yes        | Yes        | <a href="#">4759-4-08</a> | Limited permit.                        |
| New Rule         | Revised Filing | Yes        | No         | <a href="#">4759-4-08</a> | Limited permit.                        |
| Amendment        | Revised Filing | Yes        | Yes        | <a href="#">4759-6-02</a> | Standards of professional performance. |

**40 State Teachers Retirement System • Defined Benefits**

Total Rules: 1      Original Filing Date: 4/15/2021      Jurisdiction Ends: 6/19/2021      Public Hearing:

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>          | <u>Rule Title</u>                          |
|------------------|-----------------|------------|------------|-----------------------------|--|
| Amendment        | Original Filing | No         | No         | <a href="#">3307:1-3-06</a> | Contributions during non-teaching periods. |

**41 State Teachers Retirement System • Defined Contributions**

Total Rules: 2      Original Filing Date: 4/15/2021      Jurisdiction Ends: 6/19/2021      Public Hearing:

| <u>Rule Type</u> | <u>Action</u>   | <u>CSI</u> | <u>FYR</u> | <u>Rule Number</u>          | <u>Rule Title</u>                            |
|------------------|-----------------|------------|------------|-----------------------------|--|
| Amendment        | Original Filing | No         | No         | <a href="#">3307:2-4-02</a> | Military service.                            |
| Amendment        | Original Filing | No         | No         | <a href="#">3307:2-4-03</a> | Combined plan participant leaves of absence. |

**42 State Veterinary Medical Licensing Board •**

Total Rules: 2      Original Filing Date: 4/7/2021      Jurisdiction Ends: 6/11/2021      Public Hearing: 5/12/2021

| <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="#">4741-2-05</a> | Temporary Military License.   |
| New Rule         | Original Filing | Yes        | No         | <a href="#">4741-2-06</a> | Military License and Renewal. |

Total Rules: 1      Original Filing Date: 4/7/2021      Date of Revised Filing: 5/4/2021      Jurisdiction Ends: 6/11/2021      Public Hearing: 5/12/2021

| <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="#">4741-1-18</a> | Military experience and exemption. |

**To Be Refiled**

**43 State Chiropractic Board •**

Total Rules: 2      Original Filing Date: 4/6/2021      Date of To Be Refiled: 5/27/2021      Jurisdiction Ends:      Public Hearing: 5/13/2021

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>             |
|------------------|---------------|------------|------------|---------------------------|-------------------------------|
| Rescission       | To Be Refiled | Yes        | Yes        | <a href="#">4734-9-02</a> | Advertising and solicitation. |
| New Rule         | To Be Refiled | Yes        | No         | <a href="#">4734-9-02</a> | Advertising and solicitation. |

**44 State Medical Board •**

Total Rules: 7      Original Filing Date: 4/9/2021      Date of To Be Refiled: 5/27/2021      Jurisdiction Ends:      Public Hearing: 5/17/2021

| <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         | <a href="#">4731-18-01</a> | Definitions.  |
| Rescission       | To Be Refiled | Yes        | Yes        | <a href="#">4731-18-02</a> | Use of light based medical devices.   |
| New Rule         | To Be Refiled | Yes        | No         | <a href="#">4731-18-02</a> | Use of light based medical devices.   |
| Rescission       | To Be Refiled | Yes        | Yes        | <a href="#">4731-18-03</a> | Delegation of the use of light based medical devices.                                       |
| New Rule         | To Be Refiled | Yes        | No         | <a href="#">4731-18-03</a> | Delegation of the use of light based medical devices for specified non-ablative procedures. |
| Rescission       | To Be Refiled | Yes        | Yes        | <a href="#">4731-18-04</a> | Delegation of the use of light based medical devices; Exceptions.                           |
| New Rule         | To Be Refiled | Yes        | No         | <a href="#">4731-18-04</a> | Delegation of phototherapy and photodynamic therapy.  |

**Withdrawn**

**45 Department of Education •**

Total Rules: 1      Original Filing Date: 4/9/2021      Date of Withdrawn Filing: 6/4/2021      Jurisdiction Ends:      Public Hearing: 5/11/2021

| <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 | Yes        | No         | <a href="#">3301-32-06.1</a> | Pandemic requirements for a licensed school child program. |

**46 Department of Education •**

Total Rules: 1      Original Filing Date: 4/9/2021      Date of Withdrawn Filing: 6/4/2021      Jurisdiction Ends:      Public Hearing: 5/11/2021

| <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 | Yes        | No         | <a href="#">3301-37-03.1</a> | Pandemic requirements for a licensed child day-care program. |

## Policy to Rule Discussion (ORC 101.352)

- 47 Department of Education**  
The suspected policy is The suspected policy is the Federal Grant Risk Assessment Tool used for community schools.
- 48 State Medical Board**  
The suspected policy is The suspected policy is the scope of practice of podiatry.