

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4717-9-03

Rule Type: New

Rule Title/Tagline: Continuing education audit requirements.

Agency Name: Board of Embalmers and Funeral Directors

Division:

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I. Rule Summary

1. Is this a five year rule review? No
 - A. What is the rule's five year review date?
2. Is this rule the result of recent legislation? No
3. What statute is this rule being promulgated under? 119.03
4. What statute(s) grant rule writing authority? 4717.04(A)(6)
5. What statute(s) does the rule implement or amplify? 4717.09
6. What are the reasons for proposing the rule?

The rule seeks to create an audit procedure.
7. Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.

The rule establishes an audit procedure for continuing education programs and the licensee. Prior to the rule, there were no clear standards on what was expected of the board and licensee during an audit.
8. Does the rule incorporate material by reference? No

9. If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.71 to 121.76, please explain the basis for the exemption and how an individual can find the referenced material.

Not Applicable

10. If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.

Draft version was approved by the board following the Public Hearing.

II. Fiscal Analysis

11. As a result of this proposed rule, please estimate the increase / decrease in revenues or expenditures affecting this agency, or the state generally, in the current biennium or future years. If the proposed rule is likely to have a different fiscal effect in future years, please describe the expected difference and operation.

This will have no impact on revenues or expenditures.

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Not applicable

12. What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?

Costs of continuing education programs to maintain license.

13. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No

14. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No

III. Common Sense Initiative (CSI) Questions

15. Was this rule filed with the Common Sense Initiative Office? Yes

16. Does this rule have an adverse impact on business? Yes

- A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? Yes

The rule applies to licensees.

- B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? Yes**

Failure comply with the audit or meet the minimum requirements will result in disciplinary action.

- C. Does this rule require specific expenditures or the report of information as a condition of compliance? Yes**

All licensees are responsible for the costs associated with purchasing continuing education programs to maintain the license issued by the state.