

Rule Summary and Fiscal Analysis (Part A)**Board of Nursing**

Agency Name

Division

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4723-5-08

Rule Number

NEW

TYPE of rule filing

Rule Title/Tag Line

Requirements for a program seeking conditional approval.**RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **No**

2. Are you proposing this rule as a result of recent legislation? **No**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **4723.07**

5. Statute(s) the rule, as filed, amplifies or implements: **4723.06**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

Five year review.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE, then summarize the content of the rule:

This rule addresses the process for a program seeking Board of Nursing approval as a nursing education program.

Paragraph (A) contains new text and provides an expanded list of entities that may

submit an application to the board. Entities that will be eligible to submit an application to establish a prelicensure nursing education program are those that are approved or accredited by a state, regional, or national education organization.

Paragraph (B) requires an applicant to submit to the board an initial letter of intent. Among the elements to be addressed in such a letter is an assessment of the need for a nursing education program in the area to be served. The board understands this to be consistent with the direction of the Ohio Board of Regents with regard to higher education programs and the allocation of educational resources. The letter of intent will be followed by a more detailed program proposal. Provisions for the proposal are similar to those in the current rule but will also require a list of potential clinical sites to be used by the program.

New language is included in paragraph (F) providing that a letter of intent or program proposal will be deemed to have been withdrawn if additional contact with the board is not made within one year following submission of either.

In paragraph (P), language is added that speaks to the expansion of an existing program to new locations. The rule provides that the existing program need not comply with the requirements for the establishment of a new program when expanding to other locations provided the controlling agency is the same, the philosophy and conceptual framework are the same, and other program components are consistent with the original program.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material,

provide an explanation of why filing the text or other material was infeasible:

Not Applicable.

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

Not Applicable.

12. 119.032 Rule Review Date:

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

FISCAL ANALYSIS

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

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This rule does not impose any additional responsibilities on the board that it does not presently have under the existing rule.

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

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15. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

Costs to programs applying for board approval will vary.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**