

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4751-1-05

Rule Type: Amendment

Rule Title/Tagline: Pre-examination requirements; conditions precedent to application for admission to examination.

Agency Name: Board of Executives of Long-Term Services and Supports

Division:

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I. Rule Summary

1. **Is this a five year rule review?** Yes
 - A. **What is the rule's five year review date?** 8/18/2020
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?** 4751.04; 42 U.S.C. 1396g(c)(1); 42 C.F.R. 431.707, 431.708
5. **What statute(s) does the rule implement or amplify?** 4751.15; 42 U.S.C. 1396g(c); 42 C.F.R. 431.707, 431.708
6. **What are the reasons for proposing the rule?**

The Board is reviewing this rule as it is required to do no less often than once every five years.
7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

This rule establishes the conditions that an applicant must meet to be approved for licensure examination.

The Board proposes to amend this rule to accommodate new rule 4751-1-05.1 of the Administrative Code, which will elaborate on the required Core of Knowledge course.

- 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. 121.75, 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.**

Not Applicable

II. Fiscal Analysis

- 11. Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will have no impact on revenues or expenditures.

\$0.00

The Board's proposed amendment to this rule will not impact the biennial budget the Ohio General Assembly established for the Board in H.B. 166 (133rd G.A.).

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

This rule requires a person seeking to take the examination to become a nursing home administrator to pay the fee to do so.

Please review the BIA for more information.

- 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**
15. **If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.**

4751-1-05's fee of \$50 is used to fund the Board office's day-to-day operations and expenses involved in operating the office. Specifically, this fee helps support the Administrator-In-Training program's administrative costs: paperwork collection and distribution, staff time working with the individual to complete the application, etc.

III. Common Sense Initiative (CSI) Questions

16. **Was this rule filed with the Common Sense Initiative Office? Yes**
17. **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**

Although this rule does not require a person to have a valid license to practice as a nursing home administrator, it requires a person wanting to take an examination to become a nursing home administrator to qualify for the examination.

- 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? No**
- C. **Does this rule require specific expenditures or the report of information as a condition of compliance? Yes**

This rule requires a person seeking to take an examination to become a licensed nursing home administrator to pay a fee for the examination.

- D. **Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No**

IV. Regulatory Restrictions (This section only applies to agencies indicated in R.C. 121.95 (A))

18. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? No

A. How many new regulatory restrictions do you propose adding?

Not Applicable

B. How many existing regulatory restrictions do you propose removing?

Not Applicable