

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 4751-1-06

**Rule Type:** Rescission

**Rule Title/Tagline:** Subjects for 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)(1); 42 C.F.R. 431.707, 431.708
6. **What are the reasons for proposing the rule?**

The Board is reviewing this rule, which it is required to do no less often than once every 5 years.
7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

The Board's proposal to rescind this rule will create no cost of compliance to any directly-affected person because the Board's proposed new rule will inform readers where to find the subject material. For more information, please review the BIA.

- 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 proposed rescission of this rule will have no impact upon 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?**

The Board proposes to rescind this rule to reflect the fact that the National Association of Long-Term Care Administrator Boards changes the Domains of Practice every few years, so it does not make sense to incorporate a list of subjects into this rule.

- 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.

Not Applicable

### 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 the rule itself does not require licensure, it requires applicants for a license to be a nursing home administrator to complete the national 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? No

- 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

