

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4751-1-08

Rule Type: Amendment

Rule Title/Tagline: Registration of educational institutions and continuing education training agencies; approval of courses of study and programs of instruction.

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?** 11/30/2018
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
5. **What statute(s) does the rule implement or amplify?** 4751.04, 4751.043, 4751.044; 42 U.S.C. 1396g(c); 42 C.F.R. 431.707, 431.708, 431.714
6. **What are the reasons for proposing the rule?**

The Board proposes to amend this rule as part of a review which R.C. §106.03 requires the Board to conduct before this rule's five-year deadline.
7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

This rule regulates the (1) registration of educational institutions and continuing education training agencies and (2) the approval of courses of study and programs of instruction.

The Board proposes to amend this rule in the following ways:

(1) Language added to reflect Board policy that all provider applications are reviewed and approved by the Board.

Language added to reflect Board policy that all programs submitted by certified continuing education providers are evaluated and approved by the Board's continuing education unit committee and approved by the Board.

(2) Language added to reflect Board policy that all programs submitted by certified continuing education providers are evaluated and approved by the Board's continuing education unit committee and approved by the Board.

8. **Does the rule incorporate material by reference? Yes**
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.**
This rule references 2 forms which the Board makes readily available to the general public, free of charge, on its website.
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. **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.

\$0.00

The Board estimates that the proposed amendment of this rule will have no impact upon the biennial budget established for the Board in H.B. 49 (132nd G.A.).

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

The Board's proposed amendments to this rule implement Board policy into the rule and should not create any new cost of compliance to any directly-affected persons or organizations.

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

All programs submitted by certified continuing education providers are evaluated and approved by the Board's continuing education unit committee and approved by the Board.

All programs submitted by certified continuing education providers are evaluated and approved by the Board's continuing education unit committee and approved by the Board

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 the payment of fees to be certified as a training agency.