

4751-1-11

Temporary license.

- (A) Upon request ~~of the operator of a nursing home~~, a temporary license may be issued by the board for a period not to exceed one hundred eighty days to an individual temporarily filling the position of a nursing home administrator vacated by reason of death, illness, or such other cause as the board may deem sufficient to justify the issuance of such temporary license.
- (B) An individual applying to the board for temporary licensure shall be required to furnish satisfactory evidence; namely, that the individual:
- (1) Has ~~graduated from an accredited college and holds~~ a bachelor's degree from an accredited educational institution as defined in rule 4751-1-02 of the Administrative Code;
 - (2) Is at least eighteen years of age;
 - (3) Is of good moral character; and,
 - (4) Is suitable and fit to be licensed as a temporary nursing home administrator as evidenced by:
 - (a) ~~Presence of good health and freedom from communicable disease~~Complying with paragraph (B) of rule 3701-17-07 of the Administrative Code;
 - (b) Absence of any physical or mental impairment that would be likely to interfere with the performance of the duties of a temporary nursing home administrator;
 - (c) Ability to understand and communicate general and technical information that is necessary to the temporary administration and operation of a nursing home;
 - (d) Ability to assume responsibilities for the temporary administration of a nursing home as evidenced by prior activities and prior service that are satisfactory to the board; and,
 - (e) Ability to relate the physical, psychological, spiritual, emotional and social needs of the persons being served in a nursing home to the temporary administration of the nursing home, and to create a climate that is necessary to meet the needs of the persons being served in the nursing home.

- (f) Completion of a background check (BCI and FBI) with the results sent directly to the board's office.
- (g) Completion of the "Report of Conviction Form" (10/2015), if applicable, available from the board office or at www.beltss.ohio.gov.
- (5) Except as provided in rule 3701-13-06 of the Administrative Code, the board shall not license, register, or certify an applicant if the applicant has been convicted of a violation of rule 3701-13-05 of the Administrative Code.
- (C) An applicant for temporary licensure shall submit with the application a ~~certified~~ check or money order for the fee or pay the fee electronically as provided for in rule 4751-1-16 of the Administrative Code.
- (D) No portion of the one-hundred-eighty-day period that is allowed for a temporary license shall fulfill any part of any internship requirement that is a condition precedent to admission to examination for licensure as a nursing home administrator.
- (E) A temporary license may be revoked for any violation that is contained in section 4751.10 of the Revised Code or this chapter.
- (F) The board may delegate its authority to review the applications for temporary licensure to its executive secretary in order that temporary licenses may be issued in emergency and hardship cases.

Effective:

Five Year Review (FYR) Dates: 05/01/2017

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 4751.04; 1908(c)(1) of the Social Security Act, 42 U.S.C. 1396g; 42 C.F.R. 431.707, 431.708.
Rule Amplifies: 4751.01, 4751.02, 4751.04, 4751.06; Section 1908(c)(1) of the Social Security Act, 42 U.S.C. 1396g; 42 C.F.R. 431.707, 431.708, 431.710.
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