

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 4751-1-13.1

**Rule Type:** Amendment

**Rule Title/Tagline:** Continuing education unit waiver.

**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, 4751.07, 4751.08; Section 1908(c)(1) of the Social Security Act, 42 U.S.C. 1396g; 42 C.F.R. 431.707, 431.708
5. **What statute(s) does the rule implement or amplify?** 4751.04, 4751.07, 4751.08, 4751.10; Section 1908(c)(1) of the Social Security Act, 42 U.S.C. 1396g; 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 waivers of continuing education units.

The Board proposes to amend this rule to make the certification requirement less stringent.

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.**  
The Board references a form which the Board also 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?**

This rule requires licensed nursing home administrators wanting a waiver from the annual continuing education requirement to complete a form to request a waiver.

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? No**
- 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 licensed nursing home administrators wanting a waiver from the annual continuing education requirement to complete a form to request a waiver.