

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4755-3-15

Rule Type: Amendment

Rule Title/Tagline: Military provisions related to licensure.

Agency Name: Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board

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?** 1/5/2021
2. **Is this rule the result of recent legislation?** Yes
 - A. **If so, what is the bill number, General Assembly and Sponsor?** SB 7 - 133 - Lehner, Hackett
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 4743.041, 5903.03, 5903.04,
5. **What statute(s) does the rule implement or amplify?** 4743.041, 5903.121, 5903.12 , 5903.10, 5903.03, 5903.04,
6. **What are the reasons for proposing the rule?**

Compliance with SB 7, rule consolidation so that all military related rule provisions are contained in one rule.
7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

The rule implements various licensing exceptions which are permitted by law for active military and their spouses. The changes to the rule implement SB 7 which changes the qualifications for a temporary military license.

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 decrease revenues.

very slight

SB 7 requires temporary military licenses to be offered free of charge. We expect very few military licenses and they were already free of charge for military spouses so the revenue impact should be slight.

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

\$47.25 for a BCI/FBI background check

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

A license is required by law to practice occupational therapy in the state of Ohio.

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? Yes

Failure to obtain a license could result in discipline.

C. Does this rule require specific expenditures or the report of information as a condition of compliance? Yes

A person must obtain proof of licensure in another state and obtain a background check.

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