

NOTICE OF PUBLIC RULES HEARINGS

DATE: Thursday, February 2, 2012
TIME: 10:00 A.M.
PLACE: 8TH FLOOR LARGE CONFERENCE ROOM
OHIO DEPARTMENT OF HEALTH (ODH)
246 N. HIGH STREET
COLUMBUS, OHIO 43215

In accordance with Chapter 119 of the Revised Code (R.C.) the Public Health Council (PHC) will conduct three public rules hearings* at its February 2, 2012 meeting. The PHC meeting will begin at 10:00 a.m. in the 8th Floor Large Conference Room of the Ohio Department of Health, 246 N. High Street, Columbus 43215; the public hearings will commence soon thereafter.

HEARING #1: By authority of R.C. Sections 3721.28, 3721.29, and 3721.30, the PHC proposes to amend Ohio Administrative Code (O.A.C.) rules 3701-18-09 and 3701-18-12. These rules pertain to Nurse Aide Training Competency and Evaluation Programs (NATCEP). Proposed changes make general formatting changes to comply with Legislative Service Commission rule drafting requirements and update the NATCEP curriculum. The proposed update to the curriculum reflects current industry practices and terminology including "person-centered care," "individual plans," and the nurse aide's role in reporting abuse and neglect.

HEARING #2: Pursuant to the repeal of statutory authority to regulate Marinas in H.B. 153 of the 129th General Assembly, the PHC proposes to rescind Ohio Administrative Code rules 3701-35-01 to 3701-35-08.

HEARING #3: By authority of R.C. 3721.03, the Public Health Council proposes to amend O.A.C. rule 3701-69-02; to adopt new and rescind current rules 3701-69-01, and 3701-69-03 to 3701-69-09; and to adopt new rules 3701-69-10 to 3701-69-13. These rules pertain to licensing and standards for radon testing, mitigation, and laboratories. A major revision of the Chapter was undertaken to make the rules more accessible for licensees and potential licenses. To promote accessibility, current rules 3701-69-03 and 3701-69-05 are each being split into three separate rules; and documents currently only referenced in the rules are now added as appendices to new rules 3701-69-07 and 3701-69-08.

At the hearings, people affected by the proposed actions may appear and be heard in person, by an attorney, or both; may present their positions, arguments, or contentions orally or in writing; may offer witnesses; and may present evidence tending to show that the proposed rules, if adopted or effectuated, will be unreasonable or unlawful. To aid in getting visitors through building security, both persons intending to testify at the hearing and those simply intending to observe are encouraged to pre-register by mail (ODH Rules, Office of the General Counsel, Ohio Department of Health, 246 North High Street, Columbus, Ohio 43215); by phone [(614) 466-4882], or by e-mail (odhrules@odh.ohio.gov).

Copies of the proposed rules are available on the Register of Ohio website (ODH has a link to that website at www.odh.ohio.gov/rules/pending.aspx), or from the Office of the General Counsel (contact information listed above). Please FAX [(614) 564-2509], mail, or e-mail any written comments before 5:00 p.m. on February 1, 2012.

**Other sets of rules – if original filed by 12/30/2011 may still appear on the 2/2/12 PHC Agenda for public hearing.*