

NOTICE OF PUBLIC RULES HEARING

DATE: Friday, April 7, 2017
TIME: 11:00 a.m.
35 E. Chestnut Street
Columbus, Ohio 43215
ROOM: Basement Training Room A

In accordance with Chapter 119. of the Revised Code (R.C.), the Director of the Department of Health (Director) announces a Public Hearing at the date and time listed above to hear comments regarding the following actions:

O.A.C. Chapter 3701-18 – Nurse Aide Training and Competency Evaluation Programs; Train-the-Trainer Programs.

By authority of R.C. 3721.30 and to satisfy five-year review requirements, the Director proposes to amend the following O.A.C. rules: 3701-18-01, 3701-18-02, 3701-18-04, 3701-18-05, 3701-18-6.1, 3701-18-09 to 3701-18-14, 3701-18-21, and 3701-18-26.

The rules in this package set forth minimum standards for (1) programs to train nurse aides; (2) the testing of nurse aides; (3) the training of trainers of nurse aide instructors; and (4) the testing of trainers of nurse aide instructors to ensure state tested nurse aides entering the workforce, whether in long term care or another capacity, have the same baseline knowledge and skills to help ensure the health and safety of residents and patients in Ohio's health care settings.

Amendments are proposed to bring curriculums for both NATCEP and TTT up-to-date with current professional standards. Most notably, the passage rates for NATCEP students is raised to eighty per cent from seventy per cent, thus matching the passing percentage required for the state test. The rules are also amended to include veteran's preference language, and, in an attempt to deter fraud, to clarify the appropriate types of identification needed to sit for the exam.

Ohio Administrative Code (O.A.C.) Chapter 3701-84 – Health Care Services.

By authority of R.C. 3702.11 and 3702.13 and to satisfy five-year review requirements, the Director proposes changes to the following O.A.C. Chapter 3701-84 rules that pertain to Health Care Services:

AMEND – 3701-84-01 to 3701-84-14, 3701-84-16, 3701-84-18, 3701-84-20, 3701-84-21, 3701-84-24, 3701-84-26, 3701-84-27, 3701-84-30.1 to 3701-84-33, 3701-34.2, 3701-84-37, 3701-84-38, 3701-84-61 to 3701-84-65, 3701-84-67 to 3701-84-73, 3701-84-76 to 3701-84-79, and 3701-82 to 3701-84-84;

RESCIND CURRENT/ENACT NEW – 3701-84-17, 3701-84-19, 3701-84-25, 3701-84-36, 3701-84-39, 3701-84-40, 3701-84-75, 3701-84-81, and 3701-84-85; and

ENACT NEW – 3701-84-80.

These rules establish requirements that include facilities, equipment, personnel, and service standards for solid organ transplant, bone marrow transplantation, adult cardiac catheterization, adult open heart, pediatric intensive care units, radiotherapy/radiosurgery, pediatric cardiac catheterization, and pediatric cardiovascular surgery services. The proposed amendments are based upon changes in technology, new professional guidelines and standards, and significant provider input.

At the hearing, 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 writing to the Office of the General Counsel, Ohio Department of Health, 246 North High Street, Columbus, Ohio 43215, by phoning (614) 466-4882, or by sending an e-mail to odhrules@odh.ohio.gov. Copies of the proposed rules will be available on the Register of Ohio website: <http://www.registerofohio.state.oh.us/jsps/publicdisplayrules/searchRuleNumber.jsp> approximately a half day after the rules are filed, or from the Office of the General Counsel, Ohio Department of Health (address listed above). **Please FAX [(614) 564-2509], mail, or e-mail (ODHrules@odh.ohio.gov) any written comments by 5:00 p.m. on April 6, 2017.**

2/27/2017