

Notice of Public Rules Hearing

May 1, 2023 at 1:30pm

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

3701-30

These rules establishes proposed changes to eliminate the definition of certified health education specialist, clinical nurse specialist, and certified nurse practitioner as these disciplines are no longer part of chapter 30. Adds sibling or playmate with an elevated blood lead level as a risk factor for children. Defines children with a confirmed blood lead level of 3.5 micrograms per deciliter or greater but less than ten micrograms per deciliter as having an elevated blood lead level. Eliminates the use of the term registered sanitarian and replaces it with registered environmental health specialist. Eliminates the requirement that a public health lead investigation questionnaire as used for children with a confirmed blood lead level of less than ten micrograms per deciliter be completed by a nurse of certified health education specialist.

3701-63

These rules provide for the process by which a long-term care facility may appeal a proposal by the Director of ODH to deny, terminate, or not renew its certification as an intermediate care facility or an intermediate care facility for individuals with intellectual disabilities for the purposes of participation in the Medicaid Program as well as, set forth the procedure by which ODH delivers a statement of deficiencies to a nursing facility and the process by which the nursing facility submits a plan of correction in response to the findings or requests informal review of any cited deficiency.

3701-82-01.3

This rule establishes requirements for lead training programs. The rule specifies training program requirements for various types of licensees, including lead inspectors, risk assessors, clearance technicians, and abatement contractors, project designers, and workers. The rule also establishes the required hours for each type of training program and the standards for training topics. Amendments to the rule include reducing the number of training hours for the initial abatement worker training program from 24 to 16 hours and hands-on training from 10 to 8 hours.

3701:1-68

These rules set forth general requirements for handlers of non-medical radiation-generating equipment (equipment) to maintain and implement a radiation protection program, set forth requirements for non-medical radiographic systems, including visible signals, failsafe interlocks, dead-man exposure switches, locks preventing unauthorized entry, a utilization log, the completion of a radiation survey after exposure, operating and emergency procedure instructions, the required presence of at least two qualified individuals when the system is in use, the physical presence of a radiographer on site, and

various other operational requirements, as well as require operators of non-medical particle accelerator systems to meet equipment standards and comply with operational responsibilities related to radiation safety.

3717-1

These rules establish the Uniform Food Safety Code.

Hearing and Contact Information:

Information about the hearing, people affected by the proposed action may appear via teleconference and be heard or in tandem with an attorney. They may present their positions, arguments, or contentions orally or in writing; may offer witnesses; and may present evidence showing that the proposed rule, if adopted or effectuated, will be unreasonable or unlawful. To aid in getting the call to be organized and go as smooth as possible, any persons intending to testify on the tele-Public Hearing or planning to observe are encouraged to email Alicyn.Carrel@odh.ohio.gov immediately.

Please include in the subject of your email – TESTIFYING IN PUBLIC HEARING and the DATE of the Public Hearing in which you are testifying.

Copies of the proposed rules will be available on the Register of Ohio website:

<http://www.registerofohio.state.oh.us/rules/search> approximately one day after the rule is filed, or from the Office of the General Counsel, Ohio Department of Health (<https://odh.ohio.gov/health-rules-laws-and-forms>)