

## State Board of Orthotics, Prosthetics, and Pedorthics

[HTTP://OPP.OHIO.GOV](http://opp.ohio.gov)JOHN R. KASICH, GOVERNOR  
BRIAN M. WEAVER, LPO, BOARD PRESIDENT**NOTICE OF INTENT TO FILE RULES**

This notice is being made in accordance with section 119.03 of the Ohio Revised Code and Rule 4779-1-01 of the Ohio Administrative Code.

This is a notice to inform all interested parties that the State Board of Orthotics, Prosthetics, and Pedorthics will conduct a **Public Hearing on TUESDAY, JUNE 9, 2015 at 12:30 PM on the 31<sup>st</sup> floor of the Vern Riffe Center for Government and the Arts located at 77 S. High St., Executive Board Room, Columbus, Ohio, 43215.**

The following set of new rule language and amendments to the [Board's Current Rule Series](#) is being proposed for adoption to more effectively and efficiently govern the operations of the State Board of Orthotics, Prosthetics and Pedorthics, and to more accurately and clearly define regulatory requirements for its licensees and other stakeholders.

**RULE RESCISSIONS: OAC 4779-11 Series – Administrative Hearing Rules**

-- rescinds a series of rules which are no longer timely, relevant or complete; and to the extent they reference procedural requirements beyond the Board's enabling statute, they can also be seen as exceeding the Board's authority

**OAC 4779-12-01 – Fees**

-- current language is being rescinded because the updated language offered as new (below) makes too many changes to be filed as an Amended rule

**RULE AMENDMENT: OAC 4779-9-01 -- OPPCE Requirements and Reporting**

-- removes a reference to "automatic" suspension of license for failure to comply with requirements and other confusing language, substituting a reference to the sections of the Revised Code that appropriately delineate the Board's authority for disciplinary or adverse actions against a license or licensee

**NEW RULE: Proposed OAC 4779-12-01 -- Fees**

-- proposed schedule of fees for licensing activities: application, issuance, renewal, and related functions; as well as fines for "violations of this chapter"

-- allows the Board to adjust fees within a defined range with a ceiling, giving some flexibility to respond to budget requirements

-- requires a notice to stakeholders of license fee increases under consideration allowing for comment and feedback, as well as posting the Board's fee schedule on its website

-- provides the Board authority to grant waivers of the fee requirements listed within the chapter in cases of undue hardship including, but not limited to natural disasters, acts of terrorism, and active or veteran United States military service

**Persons intending to testify are encouraged to pre-register by sending an email to [bopp@opp.ohio.gov](mailto:bopp@opp.ohio.gov). Testimony may be presented in person or in writing; written testimony timely received will be introduced at the hearing. A copy of the referenced rules may be obtained at the board's website, <http://opp.ohio.gov>, or by contacting the Board by email or fax, or at the Register of Ohio site: <http://www.registerofohio.state.oh.us/>**

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