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Hearing Date: 1/4/2023

Today's Date: 1/4/2023

Agency: State Medical Board of Ohio

Rule Number(s): 4731-1-01, 4731-1-02, 4731-1-03, 4731-1-04, 4731-1-05, 4731-1-07, 4731-1-08, 4731-1-09, 4731-1-10, 4731-1-11, 4731-1-12, 4731-1-15, 4731-1-16, 4731-1-17, 4731-1-18, 4731-1-19, 4731-5-01, 4731-5-02, 4731-5-03, 4731-5-04, 4731-11-03, 4731-11-04, 4731-11-04.1, 4731-37-01, 4731-11-09, 4730-1-07, 4730-2-07, 4759-11-01, 4761-15-01, 4778-1-06, 4731-12-01, 4731-12-02, 4731-12-03, 4731-12-04, 4731-12-05, 4731-12-06, 4731-12-07

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If no comments at the hearing, please check the box. ☒

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List organizations or individuals giving or submitting testimony before, during or after the public hearing and indicate the rule number(s) in question.

1. Robert T. Seagraves-4731-11-03
2. Gerard Isenberg, MD, President, Academy of Medicine of Cleveland and Northern Ohio-4731-11-03, 4731-11-04, 4731-11-09
3. Kyle Zebley, Executive Director, ATA Action-4731-37-01
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## Hearing Summary Report

### **Consolidated Summary of Comments Received**

Please review all comments received and complete a consolidated summary paragraph of the comments and indicate the rule number(s).

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Robert T. Seagraves commented on Rule 4731-11-03 by written statement prior to the hearing. He stated that although proposed rule 4731-11-03 listing the possible indications for the prescription of stimulants reflects current informed opinion, there should be room for exceptions if the physician clearly documents the rationale for the exception to usual practice.

Gerard Isenberg, President, Academy of Medicine of Cleveland & Northern Ohio commented on Rules 4731-11-03, 4731-11-04, and 4731-11-09 by written statement prior to hearing. He recommended removal of the requirement for a mental status examination of the patient in Rule 4731-11-03(B)(1)(b). He recommended changes to Rule 4731-11-04(B)(2)(e), (B)(3)(a), (C)(4)(b), and (C)(5)(a) and (c). He indicated support for the language in Rule 4731-11-09(E)(1), (2), and (3). He recommended changes to Rule 4731-11-09(E)(4)(a) and (G).

Kyle Zebley, Executive Director of ATA Action commented in support of Rule 4731-37-01 by written statement prior to the hearing. He indicated that the proposed rule provides clarity on the state's current regulatory framework for telehealth.

## Hearing Summary Report

### **Incorporated Comments into Rule(s)**

Indicate how comments received during the hearing process were incorporated into the rule(s).  
If no comments were incorporated, explain why not.

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