

**MEMORANDUM**

**TO:** Deborah Veley, Executive Director, Board of Executives of Long-Term Services & Supports

**FROM:** Sydney King, Regulatory Policy Advocate

**DATE:** February 4, 2016

**RE:** **CSI Review – CORE of Knowledge Information (OAC 4751-1-01, 4751-1-02, and 4751-1-06)**

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On behalf of Lt. Governor Mary Taylor, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Agency as provided for in ORC 107.54.

**Analysis**

The Board of Executives of Long-Term Services & Supports (BELTSS) initially submitted a rule package to the CSI Office for review consisting of two amended<sup>1</sup> rules. As a result of stakeholder input related to definitions of terms, the Board subsequently included Rule 4751-1-02 in the rule package and has proposed amending it to provide clarity to stakeholders. The rule package was filed with the CSI Office on December 10, 2015, and the comment period for the rules closed on January 22, 2016. The Board submitted a revised BIA on January 5, 2016.

The rule package provides the subject matter for the examination for a nursing home administrator license. According to the revised BIA, the amendments align subject matter to the standards of the National Association of Long-Term Care Administrator Boards. Rule 4751-1-01 regulates the Board's internal process for rulemaking. The Board solicited input from licensees during early stakeholder outreach and the CSI public comment period. One comment was

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<sup>1</sup> Rule 4751-1-06 is being amended by more than 50 percent. Therefore, the Legislative Service Commission requires that the existing rule be rescinded and replaced by a new rule that has the same rule number.

received during the CSI public comment period suggesting amendments and asking for clarification regarding the terminology used. As described above, the Board revised the rule package as a result of the stakeholder input by including Rule 4751-1-02 to address confusion with the definitions of terminology.

The BIA cites administrators-in-training and potential licensees as the impacted business community. The adverse impacts include the costs of the examination – \$540.00 for both the federal and state exams – and time necessary to study for the examination. BELTSS states the regulations provide potential licensees with the subject matter to pass the examination and successfully practice. Therefore, the rule package is justified.

### **Recommendation**

For the reasons explained above this office does not have any recommendations regarding this rule package.

### **Conclusion**

Based on the above comments, the CSI Office concludes that the Board should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.

cc: Mark Hamlin, Lt. Governor's Office