

**MEMORANDUM**

TO: Tom Dilling, Ohio Board of Nursing

FROM: Emily Kaylor, Regulatory Policy Advocate

DATE: October 7, 2016

RE: **CSI Review – Nursing Board Technical Revisions (OAC 4723-1-03, 4723-2-03, 4723-8-08, 4723-9-02, 4723-9-06, 4723-9-11, 4723-14-01, and 4723-14-03)**

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

This rule package consists of eight amended rules proposed by the Ohio Board of Nursing. The rule package was filed with the CSI Office on August 24, 2016 and the public comment period was held open until September 15. No comments were submitted during the CSI public comment period.

The rule package encompasses Board records and documents, fee waivers for military, certificate renewals, various course and continuing education requirements, and definitions for Ohio Administrative Code (OAC) Chapter 4723-14. Many of the amendments are updating incorporated references, adding clarifying language, changing some dates, or necessary to comply with legislative changes to statute.

The BIA identifies those impacted by the rules as individuals licensed by ORC 4723, education and training programs providers, healthcare employers, and certificate holders. The BIA states that there are no fees associated with the rule amendments but there are forms and other proof of education or training requirements that will take time and effort on the part of the licensee. There

are fees in the rules but they are minor such as an application fee of fifty dollars to obtain a certificate to prescribe. The Board performed extensive stakeholder outreach through which some changes were made to the rules and described in the BIA. Additionally, no comments were submitted to the CSI office.

After reviewing the proposed rules and the BIA, the CSI Office has determined that the rules satisfactorily meet the standards espoused by the CSI Office, and the purpose of the rule package is justified.

Recommendations

For the reasons discussed above, the CSI Office does not have any recommendations for this rule package.

Conclusion

Based on the above comments, the CSI Office concludes that the Board of Nursing 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