



## Common Sense Initiative

**Mike DeWine**, Governor  
**Jon Husted**, Lt. Governor

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### Business Impact Analysis RESCINDED PACKAGES

Agency Name: Ohio Speech and Hearing Professionals Board \_\_\_\_\_

Regulation/Package Title: SHP Rules Clean-up-Rescinded Rules 2019 \_\_\_\_\_

Rule Number(s): 4747-1-01, 4747-1-04, 4747-1-05, 4747-1-06, 4747-1-07, 4747-1-18, 4747-1-20 ,  
4747-1-21, 4753-1-01, 4753-1-02, 4753-1-0, 4753-1-05 \_\_\_\_\_

Date: April 4, 2019 \_\_\_\_\_

Rule Type:

✓ Rescinded

This form is intended for rule packages in which every rule in the package is being rescinded.  
*New, Amended, No-Change, and Rescind/New rules must use the standard BIA.*

The Common Sense Initiative is established in R.C. 107.61 to eliminate excessive and duplicative rules and regulations that stand in the way of job creation. Under the Common Sense Initiative, agencies must balance the critical objectives of all regulations with the costs of compliance by the regulated parties. Agencies should promote transparency, responsiveness, predictability, and flexibility while developing regulations that are fair and easy to follow. Agencies should prioritize compliance over punishment, and to that end, should utilize plain language in the development of regulations.

#### Regulatory Intent

1. Please describe in plain language the regulation that is being rescinded.

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4747-1-01 - Public notice - rules (being moved to 4744-1-01)  
4747-1-04 - Duties and powers of the board (being moved to 4744-1-04)  
4747-1-05 - Duties of the chairperson (being moved to 4744-1-04)  
4747-1-06 - Duties of the vice chairperson (being moved to 4744-1-04)  
4747-1-07 - Duties of the secretary (being moved to 4744-1-04)  
4747-1-18 - Complaint procedures (covered under R.C. 4747.13 effective April 5, 2019 and R.C. Chapter 119.)  
4747-1-20 - Sunshine law (being moved to 4744-1-02)  
4747-1-21 - Rules governing personal information systems (being moved to 4744-1-03)  
OAC 4753  
4753-1-01 - Procedure for adoption of rules (being moved to 4744-1-01)  
4753-1-02 - Method of determining time and place of meetings (being moved to 4744-1-02)  
4753-1-04 - Personal information systems (being moved to 4744-1-03)  
4753-1-05 - Duties of officers and staff (being moved to 4744-1-04)

**2. Why is the regulation being rescinded?**

*Please be specific (ORC change, request of stakeholders, etc.)*

These rules are being rescinded due to Am. Sub. H.B. 49 (132<sup>nd</sup> GA), which abolished the Ohio Board of Speech-Language Pathology and Audiology and Ohio Hearing Aid Dealers and Fitters Licensing Board and created the Ohio Speech and Hearing Professionals Board, effective January 21, 2018. These rules addressed procedural and administrative functions of the former boards. The administrative and procedure functions are now covered under the Ohio Speech and Hearing Professionals Board, pursuant to Ohio Administrative Code Chapter 4744.

**3. Please describe in general terms the adverse impacts to business, including currently impacted industries, in the existing rule(s).**

All of these rules addressed procedural and administrative requirements by the former boards such as public meeting notices, sunshine law, duties of board officers, etc. The Board maintains that these rules caused no adverse impact to business. The following professions are licensed by the Board; audiology, hearing aid dealing and fitting, and speech-language pathology.

**4. Are there other regulations (either existing or to be created) which will replace the regulation being rescinded or which will now apply because this regulation is being rescinded? This can include rules, statute, federal regulations, agency policies, or industry standards etc.**

Yes, all of the rescinded rules are being proposed as new rules under the Ohio Speech and Hearing Professionals Board under Ohio Administrative Code Chapter 4744. A Business Impact Analysis will be submitted for all of the new proposed rules replacing these rescinded rules.

**5. Does the rescission of this regulation eliminate flexibility or create more adverse impacts for stakeholders? If yes, please describe stakeholder outreach and justify the impacts.**

The rescission of these rules does not eliminate flexibility or create more adverse impacts for stakeholders. As previously stated, the rescinded rules address procedural and administrative functions the Board must adhere to, and are being proposed as new rules under the appropriate Ohio Administrative Code Chapter, e.g., OAC Chapter 4744.