

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 3901-5-02

**Rule Type:** Amendment

**Rule Title/Tagline:** Continuing education provider.

**Agency Name:** Department of Insurance

**Division:**

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#### I. Rule Summary

1. Is this a five year rule review? Yes
  - A. What is the rule's five year review date? 8/29/2019
2. Is this rule the result of recent legislation? No
3. What statute is this rule being promulgated under? 119.03
4. What statute(s) grant rule writing authority? 3901.041, 3905.481, 3905.484, 3905.486
5. What statute(s) does the rule implement or amplify? 3905.481, 3905.484
6. What are the reasons for proposing the rule?

This rule is being reviewed as a part of the agency five year rule review.
7. Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.

The rule establishes the procedures used to review and approve applications for continuing education providers.

Technical amendments are proposed to describe procedures in a more straightforward manner, facsimile stamp requirements were removed.

8. Does the rule incorporate material by reference? No
9. If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.71 to 121.76, please explain the basis for the exemption and how an individual can find the referenced material.

*Not Applicable*

10. If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.

*Not Applicable*

## **II. Fiscal Analysis**

11. As a result of this proposed rule, please estimate the increase / decrease in revenues or expenditures affecting this agency, or the state generally, in the current biennium or future years. If the proposed rule is likely to have a different fiscal effect in future years, please describe the expected difference and operation.

This will have no impact on revenues or expenditures.

0.00

No substantive amendments are proposed to the rule and therefore, will not change already existing department procedures.

12. What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?

This rule requires that the superintendent prescribe an application establishing a fee structure. A continuing education provider must submit the appropriate fee as selected on the application.

13. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No
14. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No

### **III. Common Sense Initiative (CSI) Questions**

**15. Was this rule filed with the Common Sense Initiative Office? Yes**

**16. Does this rule have an adverse impact on business? Yes**

**A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? Yes**

Continuing education providers must be authorized and require prior approval by the superintendent to offer continuing education courses. A provider shall apply for a renewal of its provider status annually.

**B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? No**

Any provider whose authority has expired must reapply as a new provider before offering or holding any courses.

**C. Does this rule require specific expenditures or the report of information as a condition of compliance? Yes**

This rule requires that the superintendent prescribe an application establishing a fee structure. A continuing education provider must submit the appropriate fee as selected on the application.