

Rule Summary and Fiscal Analysis (Part A)**Counselor, Social Worker, and Marriage and Family Therapist Board**

Agency Name

Division

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4757-13-04

Rule Number

NEW

TYPE of rule filing

Rule Title/Tag Line

Licensure and education requirements for admission of applicants holding a doctoral degree in counselor education to the examination for professional counselor, who do not meet the education requirements in rule 4757-13-01.**RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **No**

2. Are you proposing this rule as a result of recent legislation? **No**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **4757.10, 4757.23**

5. Statute(s) the rule, as filed, amplifies or implements: **4757.23**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

Implement a new rule to help applicants with doctorates in counselor education, who are missing required coursework in rule 4757-13-01 of the Administrative Code get started on supervised practice as a professional counselor.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE, then summarize the content of the rule:

The rule provides an alternative to licensure for an applicant holding a doctoral degree in counselor education, who is missing some coursework in paragraph (A)(5) of rule 4757-13-01. The rule gives them two years to make up any missing coursework prior to renewal of the professional counselor license. The rule recognizes the additional counselor education involved in the counselor education doctoral programs.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

Not Applicable.

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so. If applicable, indicate each specific paragraph of the rule that has been modified:

Date filed for Public hearing had a typo in the year, it should be 11/13/2012.

Added links to CSI documents.

12. 119.032 Rule Review Date:

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

FISCAL ANALYSIS

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

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The board budgeted funds from current appropriation to meet any expense of this rule.

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

899609

15. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

Estimated cost of compliance is the added cost to complete the additional coursework, which is usually nominal in that these applicants are professors at college counseling programs and may take courses for free or at a greatly reduced cost. They have the same costs as other applicants for their counseling degree from \$30,000 to \$75,000 plus the cost of the doctorate at costs of \$40,000 to \$75,000. They have the cost of application at \$75; \$180 for the licensure exam; \$10 for the board's laws and rules exam; and \$59 to \$99 for criminal records checks depending on vendor used. There are limited numbers of applicants in this situation and most are from out-of-state programs that do not include some of the clinical coursework required in Ohio.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**

S.B. 2 (129th General Assembly) Questions

18. Has this rule been filed with the Common Sense Initiative Office pursuant to R.C. 121.82? **Yes**

19. Specific to this rule, answer the following:

A.) Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? **No**

Other rules require a license in order to practice as a professional counselor.

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? **Yes**

If the request for examination is denied the applicant receives a formal board order, which offers the candidate the option of a hearing under Chapter 119 of the Revised Code.

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

Applicant must provide reports of exam scores and criminal records checks.