

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 4758-5-08

**Rule Type:** Amendment

**Rule Title/Tagline:** Requirements for certification of Ohio prevention specialist assistants (OCPSA).

**Agency Name:** Chemical Dependency Professionals Board

**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? 4/18/2024
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? 4758.20
5. What statute(s) does the rule implement or amplify? 4758.46
6. Does the rule implement a federal law or rule in a manner that is more stringent or burdensome than the federal law or regulation requires? No
  - A. If so, what is the citation to the federal law or rule? Not Applicable
7. What are the reasons for proposing the rule?

Aligned the format with the treatment license applications and remove requirement for alcohol and other drug specific education hours since this certification is not reciprocal with International Certification and Reciprocity Consortium and does not need to follow those requirements.

- 8. Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

Allows social workers or CHES to bypass RA application and apply directly for the OCPA, remove requirement for nine hours of alcohol and other drug specific education hours, includes a maximum of hours that can be used under the required P6 education content area in ethics and cultural humility to ensure prevention science education is obtained within the P6 content..

- 9. Does the rule incorporate material by reference? No**
- 10. If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.**

*Not Applicable*

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

No change to rule as filed , had to re-upload Public Hearing Notice in the correct place in the package.

*04/18/2024 No changes rule as filed, just public hearing date on the rules need to be moved to following week*

## **II. Fiscal Analysis**

- 12. Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will increase revenues.

2000

May have an increase in social workers and CHES applying to demonstrate prevention competency since they can bypass the RA time period.

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

Not applicable

14. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No
15. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No
16. If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.

Application fees cover personnel expenses for application review and enforcement regulation

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

17. Was this rule filed with the Common Sense Initiative Office? Yes
18. 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  
  
Certification required to provide prevention services
  - 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
  - C. Does this rule require specific expenditures or the report of information as a condition of compliance? Yes  
  
Application fee
  - D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? Yes

No change in current initial application fees, however more individuals may apply for OCPSA before RA expiration. Some businesses cover expenses for application fees.

### **IV. Regulatory Restriction Requirements under S.B. 9. Note: This section only applies to agencies described in R.C. 121.95(A).**

**19. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? No**

**A. How many new regulatory restrictions do you propose adding to this rule?**

Not Applicable

**B. How many existing regulatory restrictions do you propose removing from this rule?**

Not Applicable

**C. If you are not removing existing regulatory restrictions from this rule, please list the rule number(s) from which you are removing restrictions.**

Not Applicable

**D. Please justify the adoption of the new regulatory restriction(s).**

Not Applicable