

Rule Summary and Fiscal Analysis (Part A)**Department of Mental Retardation and Developmental Disabilities**

Agency Name

Community Services

Division

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5123:2-5-02

Rule Number

NEW

TYPE of rule filing

Rule Title/Tag Line

Service and support administration registration and certification standards.**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? **Yes**

Bill Number: **HB94 and 405** General Assembly: **124**Sponsor: **Carey and Peterson, respectively**

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: **5123.04, 5123.082, 5126.25, section 75.04 of House Bill 94 of the 124th General Assembly**

5. Statute(s) the rule, as filed, amplifies or implements: **5123.04, 5123.082, 5126.20, 5126.22, 5126.221, 5126.25, section 75.04 of House Bill 94 of the 124th General Assembly**

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

This new rule is being proposed to support the transition from case management to service and support administration as set forth by House Bills 94 and 405 of the

124th General Assembly.

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:

This rule replaces the portions of proposed rescinded rules 5123:2-5-01 and 5123:2-5-02 that address case management certification and registration standards.

The rule establishes minimum qualifications through certification and registration standards for staff working in service and support administration positions at county boards of MR/DD or their contract agencies. Registered service level registration, specialist 1 level certification, specialist 2 level certification, management 2 level certification, and management 3 level certification are designated within the service and support administration validation. Temporary, provisional, and professional grades are designed with each level.

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:

CHANGES MADE WITH THE MOST RECENT REFILING FOLLOWS:

Modified definition of "GED"

Added phrase "or college courses" in two places in paragraphs (D)(4)(b)(i)(e) and (D)(5)(b)(i)(e) of the rule

Modified language and restructured paragraph (E); added new (E)(1)(a)

Reworded (F)(2) to match (E)(2)

Added words "temporary grade" in (G), and added words to specify the use of a form in (G)(1)

Added (G)(1)(a) and (G)(1)(b)

Reworded (G)(2) to match (E)(2)

Added "service and support administration" to beginning of (H)(1), added new (H)(2)

Deleted (H)(3) from originally filed version, and modified the new renumbered (H)(3)

CHANGES MADE TO RULE DURING 3/11/05 REFILING FOLLOWS:

Paragraph (B) - Revised Application Statement

Paragraph (C)(4) - Deleted "by approved providers"

Paragraph (C)(12) - Changed "thirty clock hours" to "thirty hours"

Paragraph (C)(13) - Changed "thirty clock hours" to "thirty hours" and deleted "offered by an approved provider"

Paragraph (D)(1)(b)(i)(c) - Removed "department-approved"

Paragraph (D)(2)(a)(iv) - added "a minimum of"

Paragraph (D)(2)(b)(i)(b) - Removed "department-approved"

Paragraph (D)(3)(a)(iv) - added "a minimum of"

Paragraph (D)(3)(b)(i)(b) - Removed "department-approved"

Paragraph (D)(4)(a)(ix) - changed "specialist" to "management 2"

Paragraph (D)(4)(a)(viii)- Removed "two seminars or college courses"

Paragraph (D)(4)(b)(i)(c) - Removed "department-approved"

Paragraph (D)(4)(b)(i)(d) - Removed "department-approved"

Paragraph (D)(4)(b)(i)(d)(iv) - Revised to read "principles of leadership/supervision"

Paragraph (D)(4)(b)(i)(e)- Revised language

Paragraph (D)(5)(a)(i)(c)(i) to (iv) - Removed language and replaced with language that the applicant must have successfully completed four seminars or college courses required for provisional grade certification

Paragraph (D)(5)(a)(ii) - Added "seminar or"

Paragraph (D)(5)(a)(iv) - Added "seminar or"

Paragraph (D)(5)(a)(vi) - Changed "two college courses" to "the remaining seminar or college course"

Paragraph (D)(5)(b)(i)(c) - Removed "department-approved"

Paragraph (D)(5)(b)(i)(d) - Removed "department-approved"

Paragraph (D)(5)(b)(i)(d)(iv) - Revised to read "principles of leadership/supervision"

Paragraph (D)(5)(b)(i)(e) - Revised language

Moved paragraph (E) regarding transition for persons holding provisional grade or professional grade case management registration or certification to new paragraph (F); and then added a new paragraph (G) which provides for issuance of SSA credentials to staff who have been doing SSA duties under the auspices of their adult services credentials.

Paragraph (H) - Paragraph (H)(2) was removed and replaced with new paragraphs (H)(2) and (3) to clarify that credentials that were obtained under very different standards on a specified date cannot be renewed if they have lapsed for more than one year

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.

\$0.00

No net impact on department budget.

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

Not applicable with this rule.

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:

The department will issue service and support administration credentials to all persons holding valid case management credentials upon the effective date of this new rule. There will be no cost to credential holders. There may be some cost associated with development of new "programmatic" seminars/college courses by persons and organizations that provide seminars and college courses. However, we are unable to estimate that cost.

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**