

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

Agency Name

Community Services

Division

Debbie Marcum

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5123:2-5-02

Rule Number

RESCISSION

TYPE of rule filing

Rule Title/Tag Line

Adult services and case management registration standards for employees of county boards of mental retardation and developmental disabilities.**RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **Yes**

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, 5126.25**

5. Statute(s) the rule, as filed, amplifies or implements: **5126.20 to 5126.27**

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

To comply with section 119.032 of the Revised Code (5-year rule review) and 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 establishes minimum qualifications through registration standards for staff working in nonresidential adult services and case management positions in county boards of mental retardation and developmental disabilities or their contract agencies.

The adult services registration standards will be incorporated into and replaced with proposed new rule 5123:2-5-01.

The case management registration standards will be incorporated into and replaced with the service and support administration certification standards proposed in new rule 5123:2-5-02.

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:

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

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

No changes made from previously filed version of this proposed rescinded rule.

12. 119.032 Rule Review Date: 4/23/2004

(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 with this rule rescission.

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

Not applicable with the rescinded 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:

No cost of compliance to affected persons with this rule rescission.

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**