

**PUBLIC HEARING NOTICE  
OHIO DEPARTMENT OF COMMERCE  
DIVISION OF REAL ESTATE & PROFESSIONAL LICENSING**

**DATE: February 22, 2023**

**TIME: 9:30 am**

**LOCATION: 77 South High Street, 22nd Floor, Columbus, Ohio 43215**

A public hearing will be held by the Ohio Department of Commerce, Division of Real Estate & Professional Licensing on February 22, 2023 at 9:30 am at 77 South High Street, 22<sup>nd</sup> Floor, Columbus, Ohio 430215. The purpose of this public hearing is to solicit comment on Administrative Rules 1301:17-1-07, 1301:17-1-10, 1301:17-1-11, 1301:17-1-16, & 1301:17-1-17 of the Ohio Administrative Code.

The rules are available by contacting the Ohio Department of Commerce, Division of Real Estate & Professional Licensing, 77 S. High Street, 20<sup>th</sup> Floor, Columbus, OH 43215 by calling (614) 466-5042. The rules are also available at the following website: [www.registrofohio.state.oh.us](http://www.registrofohio.state.oh.us).

At the public hearing, any person affected by the proposed actions may appear and be heard in person, by the person's attorney, or both, may present the person's position, arguments, or contentions, orally or in writing, offer and examine witnesses, and present evidence tending to show that the proposed rule or amendments, if adopted or effectuated, will be unreasonable or unlawful.

To participate via written testimony in lieu of appearance: Any person who wishes to present his or her position, arguments or contentions in writing may do so by mailing his or her written comments to the Ohio Department of Commerce, Division of Real Estate & Professional Licensing, 77 S. High Street, 20<sup>th</sup> Floor, Columbus, OH 43215. All written comments must be received by the Department no later than 5:00 pm on February 22, 2023. Written comments submitted after this date may be considered as time and circumstances permit.

The Ohio Department of Commerce is an equal opportunity service provider.

**RULES**

**1301:17-1-07 – Home Inspector Qualifying Education**

Division staff recommends changes to the existing rule.

The intent of this regulation is to ensure home inspector applicants are sufficiently educated and competent to complete home inspections.

**Paragraph (A)** – As a result of the changes proposed in OAC 1301:17-1-11, the proposed change is needed to reference the correct paragraph in the rule. The proposed amendment also re-defines different types of qualifying & continuing education courses, especially “online” offerings, to account recent market changes in online offerings resulting from the health emergency.

**Paragraph (H)(4)** - A minor clerical change is proposed to correct a regulation citation.

### **1301:17-1-10 – Continuing Education for Licensees**

Division staff recommends changes to the existing rule.

The intent of this regulation is to ensure home inspector licensees are regularly completing education offerings that maintain or increase a licensee's skill, knowledge and competency in home inspection.

**Paragraphs (F) & (H)(2)** - As a result of the proposed changes to OAC 1301:17-1-11, the proposed amendment is needed to reference the correct paragraph in the rule.

### **1301:17-1-11 – Continuing Education Approvals for Education Providers**

Division staff recommends changes to the existing rule.

The intent of this regulation is to ensure education providers, who are offering home inspector continuing education, provide effective offerings that increase a licensee's skill, knowledge and competency.

**Paragraph (A)** - The proposed amendment re-defines different types of qualifying & continuing education courses, especially "online" offerings, to take account recent market changes in online offerings resulting from the health emergency.

**Paragraph (B)** – The proposed language clarifies the course provider requirements for asynchronous education offerings and distinguishes these requirements from synchronous education offerings requirements.

### **1301:17-1-16 – Canons of Ethics**

Division staff recommends changes to the existing rule.

The intent of this regulation is to establish the canons of ethics to be followed by Ohio home inspector licensees as required by Ohio Revised Code Section 4764.05(A)(13).

**Paragraph (A)(4)** – A minor clerical change is proposed.

**Paragraphs (A)(9) & (A)(10)** – The proposed amendments are clarifying or reflecting Ohio home inspector licensee reporting requirements as a result of recent market developments.

**Paragraphs (B)(7) & (E)(4)** – A minor clerical change is proposed to ensure the correct statutory reference is cited within the rule.

### **1301:17-1-17 – Standards of Practice**

Division staff recommends changes to the existing rule.

The intent of this regulation is to establish the standards of practice to be followed by Ohio home inspector licensees as required by Ohio Revised Code Section 4764.05(A)(10).

**Paragraph (F)** – A minor clerical change is proposed to correct a regulation citation.