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Hearing Date: 9/1/2021

Today's Date: 9/9/2021

Agency: Ohio Department of Job and Family Services

Rule Number(s): 5101:2-12-02 5101:2-12-03 5101:2-12-04 5101:2-12-05 5101:2-12-06 5101:2-12-07 5101:2-12-08 5101:2-12-10 5101:2-12-14 5101:2-12-15 5101:2-12-22 5101:2-12-25

If no comments at the hearing, please check the box. ☐

List organizations or individuals giving or submitting testimony before, during or after the public hearing and indicate the rule number(s) in question.

1. Daniel Tutolo

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Hearing Summary Report

Consolidated Summary of Comments Received

Please review all comments received and complete a consolidated summary paragraph of the comments and indicate the rule number(s).

Daniel Tutolo provided testimony on rule 5101:2-12-15 child record requirements for a licensed child care center. In his testimony, Mr. Tutolo expressed concerns regarding the clarity of form JFS 01305 "Child Medical Statement for Child Care". He shared that his family has had negative experiences with physicians, who refuse to sign the form due to his child's vaccination status. Mr. Tutolo expressed that the rule places a burden on parents of unvaccinated children, forcing them to go to multiple providers in order to find one willing to sign the medical statement despite the vaccination status of the child.

Hearing Summary Report

Incorporated Comments into Rule(s)

Indicate how comments received during the hearing process were incorporated into the rule(s). If no comments were incorporated, explain why not.

JFS Form 01305 "Child Medical Statement for Child Care" was created in compliance with the Ohio Revised Code. ORC Section 5104.0110 provides a list of health care professionals required to medically examine a child and sign a medical statement for child care. ORC 5104.014 requires a statement that a child has been immunized or is in process of being immunized, or a statement from the child's parent declining to have the child immunized for reasons of conscience, including religious convictions.

Due to the concerns raised by Mr. Tutolo, the form in question is being reviewed for possible revisions to improve clarity. As Mr. Tutolo's comments indicated more of a concern with the clarity of the form and his experience interacting with clinical staff and not the underlying Administrative Code provisions per se, and that the rule provisions implement specific requirements of the Revised Code, no changes to the rule were made.