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Hearing Date: 12/3/2025

Today's Date: 12/4/2025

Agency: State Medical Board of Ohio

Rule Number(s): 4731-4-01, 4731-4-02, 4731-11-01, 4731-11-14, 4731-29-01, 4731-36-01, 4731-36-02, 4761-3-01, 4761-5-02, 4761-5-04, 4761-6-01, 4761-7-01, 4761-8-01

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

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

1. Neil Richard, MD: 4731-11-14

2. Sanja Keller: 4761-6-01

3. Ohio Society of Respiratory Care: 4761-3-01, 4761-5-02, 4761-5-04, 4761-6-01, 4761-7-01, 4761-8-01

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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).

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Dr. Richard had a question as to whether the controlled substance prescribing rules applied to assisted living facilities.

Ms. Keller had a question regarding language in 4761-6-01(C) related to limited permit holders employed prior to March 14, 1989 and whether this language is still necessary.

Ohio Society of Respiratory Care outlined the amendments to the proposed respiratory care rules and indicated support for the changes to all rules.

## 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.

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All three comments were received via e-mail prior to the public rules hearing. With respect to the comment from Dr. Richard, it was unclear which rule he was referring to and he was requesting a clarification rather than a change in the rule. With respect to the comment from Ms. Keller, there are still a small number of limited permit holders under Section 4761.05(B)(1)(b) who were employed prior to March 14, 1989, and this language is necessary to set forth their practice requirements. With respect to the comments from the Ohio Society of Respiratory Care, no changes were requested. The Medical Board has worked with the Ohio Society of Respiratory Care throughout the rulemaking process to incorporate suggested changes and updates to the rules for the practice of respiratory care.