



MEMORANDUM

TO: Christopher Logsdon, the Ohio Board of Cosmetology

FROM: Sydney King, Regulatory Policy Advocate

DATE: January 6, 2015

RE: **CSI Review – License Renewal and Continuing Education (OAC 4713-21-04 and 4713-21-05)**

On behalf of Lt. Governor Mary Taylor, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Agency as provided for in ORC 107.54.

Analysis

This rule package consists of two amended rules being submitted by the Ohio State Board of Cosmetology. The rule package was submitted to the CSI Office on December 12, 2014 and the comment period closed on December 29, 2014.

The rule package regulates renewal of licenses and extensions for complying with continuing education requirements. Rule 4713-21-04 requires licensees to provide the continuing education course information with the renewal fee to the Board and permits the Board to audit the submitted documentation. The proposed amendments provide an extension for submission of the required information for members of the armed services or spouses of a member of the armed services. Rule 4713-21-05 allows for an extension from the Board to complete the required continuing education credits. Waivers will be considered for active duty service members or the spouse of an

77 South High Street | 30th Floor | Columbus, Ohio 43215-6117
CSIOhio@governor.ohio.gov

active duty service member, in cases of emergency that prevents completion, and when the applicant has an unusual or prolonged illness.

The rules, in their entirety, have an impact on businesses because they regulate cosmetology licensees. However, the Board was required to analyze the impact of the amended changes to the amended rules. The BIA states that the amendments do not include an adverse impact. Although Rule 4713-21-05 provides flexibility to licensees by allowing for an extension to submit continuing education information, it does create a reporting requirement. It appears the reporting requirement's adverse impact is minimal because no concerns were expressed during the CSI public comment period. One comment was received during the CSI public comment period but was not related to the rule package's adverse impacts.

After reviewing the proposed rules and associated BIA, the CSI Office has determined the purpose of the rules is justified.

Recommendation

For the reasons explained above, this office does not have any recommendations regarding this rule package.

Conclusion

Based on the above comments, the CSI Office concludes that the Board should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.

cc: Mark Hamlin, Lt. Governor's Office