

**MEMORANDUM**

TO: Jeff Rosa, Executive Director, OTPTAT Board

FROM: Paula Steele, Regulatory Policy Advocate

DATE: February 2, 2015

RE: **CSI Review** – Athletic Trainer License Renewals, Continuing Education/Waivers and Athletic Trainer Students (OAC 4755-43-08, 4755-45-01, 4755-45-02 and 4755-46-02)

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

These Ohio Occupational Therapy, Physical Therapy, & Athletic Trainers (OTPTAT) Board rules include one no-change and three amended draft rules. All of the proposed rules except OAC 4755-43-08 Biennial Renewal of License are being reviewed subject to the five-year review requirement prescribed in Ohio statute. The proposed rules were submitted with individual BIAs but are combined for the purpose of this recommendation. The proposed rules were submitted to the CSI Office on December 16, 2014 with the comment period ending on January 9, 2015. Two comments were received during the comment period.

The proposed rules address licensure renewals, continuing education, continuing education waivers due to hardship or disability and athletic trainer student requirements. Amendments include extending the shortest license validity period by one month, removing the requirement for continuing education (CE) for licensees' first renewal period, and the requirement that at least two of the twenty-five hours of required CE per biennium must cover evidence-based practice. This change is being proposed in order to reflect trends in the national certification requirements and general evolution of the athletic trainer profession.

The two comments that were received requested clarification of the rules which was provided by the Board.

After reviewing the proposed rules and BIA, the CSI Office followed up with Board staff to clarify the understanding of the proposed rules and to request a revised BIA regarding the adverse impacts of the proposed rules. Upon receipt of the revised BIA, the CSI Office has determined that the rule package satisfactorily meets the standards espoused by the CSI Office, and the purpose of the rules justifies the adverse impacts identified in the BIA.

Recommendations

For the reasons described above, the CSI Office has no 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