



## Common Sense Initiative

**Mike DeWine**, Governor  
**Jon Husted**, Lt. Governor

**Sean McCullough**, Director

### MEMORANDUM

**TO:** Ronald Ross, State Board of Psychology

**FROM:** Ethan Wittkorn, Business Advocate

**DATE:** December 10, 2021

**RE:** CSI Review – HB263, Training Flexibility, and Professional Conduct Correction (OAC 4732-9-01, 4732-9-02, 4732-13-03, and 4732-17-01)

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On behalf of Lt. Governor Jon Husted, 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 State Board of Psychology (Board) rule package consists of four amended rules. It was submitted to the CSI Office on October 28, 2021, and the public comment period was open through November 12, 2021. Unless otherwise noted below, this recommendation reflects the version of the proposed rule filed with the CSI Office on October 28, 2021.

The proposed rules provide for psychologist license examination requirements, definitions, and professional conduct standards. Amendments remove references to moral character and redundant language, allow training to be done through distance communication, and clarify language on the requirements of treatment of children involved in a custody dispute.

During the early stakeholder outreach period, the Board sought input on the proposed rules from licensed psychologists. The Board received 16 submissions arguing in favor of the adoption of supervision through virtual means. Additionally, during the CSI public comment period one comment was submitted that prompted the Board to reply with clarification of changes allowing for virtual training and supervision.

77 SOUTH HIGH STREET | 30TH FLOOR | COLUMBUS, OHIO 43215-6117

[CSIPublicComments@governor.ohio.gov](mailto:CSIPublicComments@governor.ohio.gov)

Impacted communities include the approximately 500 licensed psychologists who conduct training supervision, and those with patients involved in domestic relations litigations. Potential impacts include the administrative time necessary to meet minimum requirements for application, license renewal, and meeting ethical practice standards. The Board states that adverse impacts of the proposed rules are justified because they help ensure that licensed psychologists in Ohio are well qualified, can maintain health and safety requirements, and proper standards of care.

### **Recommendations**

Based on the information above, the CSI Office has no recommendations on this rule package.

### **Conclusion**

The CSI Office concludes that the Department should proceed in filing the proposed rules with the Joint Committee on Agency Rule Review.