



# Common Sense Initiative

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

Joseph Baker, *Director*

## MEMORANDUM

**TO:** Jared Yee, Ohio State Cosmetology and Barber Board

**FROM:** Jacob Ritzenthaler, Business Advocate

**DATE:** October 8, 2023

**RE:** CSI Review – Chapter 4713-21 (OAC 4713-21-08)

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 Board as provided for in ORC 107.54.

### Analysis

This rule package consists of one amended rule proposed by the Ohio State Cosmetology and Barber Board (Board) as part of the statutory five-year review process. This rule package was submitted to the CSI Office on October 3, 2023, and the public comment period was held open through October 17, 2023. Unless otherwise noted below, this recommendation reflects the version of the proposed rule filed with the CSI Office on October 3, 2023.

Ohio Administrative Code 4713-21-08 establishes the application process for Board licensee continuing education course approval. The rule sets forth the process for application and specific requirements for courses that are offered online or through correspondence courses. The rule is amended to allow for the electronic submission of applications, decrease the minimum number of correspondence course versions from five to three, allow for online courses to test individuals on course content at the end of presentation (instead of at the end of hour segments), and specify that courses concern the practice of infection control and safety.

During early stakeholder outreach, the Board notified all licensed entities and persons, as well as cosmetology and barber schools, local associations, and professional organizations. No comments were received during that time or during the CSI public comment period.

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The business community impacted by the rule includes continuing education providers. The adverse impacts created by the rule include the submission of an application, fees, and maintaining systems for continuing education questions and submitting information. Application fees cost \$100 per course for in-person courses and \$250 for online and correspondence-based courses. The Board states that the adverse impacts are necessary to ensure that licensees remain up to date on current techniques and provide for the safety of the public.

### **Recommendations**

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

### **Conclusion**

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