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SUPPLEMENTAL AGENCY MEMORANDUM OF RESPONSE

TO: Mark Hamlin  
Division of Regulatory Policy  
Ohio Lieutenant Governor's Office

FROM: Sallie J. Debolt, Senior Counsel  
State Medical Board of Ohio

RE: Rule 4731-25-02, Ohio Administrative Code

DATE: March 2, 2018

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By memo dated February 28, 2018, the Medical Board thanked you for your review of the proposed rules 4731-25-01 through 4731-25-05, and 4731-25-07, Ohio Administrative Code. The memo also informed you that the rules would be filed with the Joint Committee on Agency Rule Review ("JCARR").

In preparation to file the rules in Chapter 4731-25 with JCARR it was discovered that Rule 4731-25-02 references a non-existent rule. Paragraph (G) of the rule references Rule 4731-25-06. However, although proposed in 2003 as part of the Chapter 4731-25 rule package, that rule was never adopted by the Medical Board. The bottom line is that since its effective date of January 1, 2004, Rule 4731-25-02(G) has referenced a rule that does not exist.

Accordingly, before Rule 4731-25-02(G) is filed with JCARR it is being amended by striking the reference to Rule 4731-25-06 so that an accurately worded rule can be enacted. This is not a substantive change. No other change to the rule is being made to the rule that was reviewed by CSI.