



Common Sense Initiative

Mike DeWine, Governor
Jon Husted, Lt. Governor

Carrie Kuruc, Director

MEMORANDUM

TO: Missy Anthony, Occupational Therapy, Physical Therapy, and Athletic Trainers Board

FROM: Emily Groseclose, Senior Policy and Business Advocate

DATE: March 31, 2020

RE: **CSI Review – Athletic Trainers 2020 Rule Updates (OAC 4755-43-04, 4755-45-02, and 4755-46-02)**

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 contains one no-change and two amended rules submitted by the Occupational Therapy, Physical Therapy, and Athletic Trainers Board (Board) as part of the statutorily required five-year review process. The package was submitted on February 10, 2020, and the public comment period was held open through February 24, 2020. No comments were received during that time. Unless otherwise noted below, this recommendation reflects the version of the proposed rules filed with the CSI office on February 10, 2020.

These rules prescribe minimum initial and continuing education requirements for athletic trainers and conditions under which the Board may waive the requirements, and the expectations for athletic training students under the supervision of a licensed athletic trainer. Proposed changes to the rules include providing licensure to applicants who received training in other countries that have a mutual recognition agreement with the athletic trainers' national Board of Certification, Inc., and requiring athletic trainer students to identify themselves as such on documentation written by the student.

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As part of early stakeholder outreach, the Board solicited feedback from athletic training license holders and their professional associations. The Board received two comments that were supportive of the proposed changes. No comments were received during the CSI public comment period.

The rules impact all licensed athletic trainers and students, as well as businesses for which those individuals work. The Board stated that adverse impacts include the time and costs associated with obtaining pre-licensure and continuing education, and the requirement that applicants pass an exam to obtain licensure, which costs \$300. The Board also noted that the application fee is \$103.50 and applicants must obtain a background check at a cost of \$47.25. The Board asserted that the adverse impacts are statutorily required and serve to verify that an applicant has met the requirements to practice athletic training, therefore enhancing public safety.

Recommendations

For the reasons described above, the CSI office has no recommendations on this rule package.

Conclusion

Based on its review of the proposed rule package, the CSI office recommends that the Occupational Therapy, Physical Therapy, and Athletic Trainers Board should proceed in filing the proposed rules with the Joint Committee on Agency Rule Review.